## **APPENDIX TABLES**

 Table AI.1

 Central Government and overall public sector accounts, 1995-03

 (Rs billion and per cent of GDP)

	1995/96	1996/97	1997/98	1998/99	1999/00	2000/01	2001/02 <sup>a</sup>	2002/03 <sup>b</sup>
Current revenue <sup>c</sup>	1,101.3	1,262.8	1,338.9	1,494.9	1,814.8	1,926.2	2,125.7	2,451.1
(Per cent of GDP)	(9.3)	(9.2)	(8.8)	(8.6)	(9.4)	(9.2)	(9.3)	(9.7)
				Per cent	of GDP			
Tax revenue (net of states' share)	6.9	6.8	6.3	6.0	6.6	6.6	6.2	6.8
Corporation tax	1.4	1.4	1.3	1.4	1.6	1.7	1.7	1.9
Customs tariff	3.0	3.1	2.6	2.3	2.5	2.3	1.9	1.8
Excise duties	3.4	3.3	3.2	3.1	3.2	3.3	3.3	3.6
Service tax	0.1	0.1	0.1	0.1	0.1	0.1	0.2	0.2
Non-tax revenue	2.4	2.4	2.5	2.6	2.8	2.7	3.1	2.8
Current expenditure <sup>d</sup>	1,398.6	1,589.3	1,803.4	2,164.6	2,490.8	2,778.6	3,043.1	3,404.8
(Per cent of GDP)	(11.8)	(11.6)	(11.8)	(12.4)	(12.9)	(13.3)	(13.3)	(13.4)
				Per cent	of GDP			
Interest payments	4.2	4.3	4.3	4.5	4.7	4.8	4.7	4.6
Major subsidies	1.0	1.0	1.2	1.2	1.2	1.2	1.3	1.5
Defence	1.6	1.5	1.7	1.7	1.8	1.8	1.7	1.7
Capital receipts	483.5	508.7	833.5	1,062.8	1,165.7	1,329.9	1,518.6	1,652.0
(Per cent of GDP)	(4.1)	(3.7)	(5.5)	(6.1)	(6.0)	(6.4)	(6.6)	(6.5)
Capital expenditure	284.2	314.0	359.9	390.9	489.8	477.5	601.3	698.3
(Per cent of GDP)	(2.4)	(2.3)	(2.4)	(2.2)	(2.5)	(2.3)	(2.6)	(2.8)
Budget balance								
<b>Central Government</b>	502.5	560.6	732.1	895.6	1,047.2	1,188.2	1,317.2	1,355.2
(Per cent of GDP)	(4.2)	(4.1)	(4.8)	(5.1)	(5.4)	(5.7)	(5.7)	(5.3)
Overall public sector	965.3	1,188.0	1,292.2	1,695.5	2,195.0	2,282.2		
(Per cent of GDP)	(8.1)	(8.7)	(8.5)	(9.6)	(11.2)	(10.6)		
States and Union Territories	2.6	2.7	2.9	4.3	4.8	4.5		
Central Public Enterprises	1.9	2.1	1.8	1.4	1.8	1.4		
Oil Coordination Committee	0.2	0.7	0.1	0.6	0.1	1.0		

Not available. ..

a Revised estimates.

b Budget estimates.

Represents revenue receipts. Relates to revenue expenditure. c d

Source: Data provided by the authorities of India.

# Table AI.2 Exports by group of products, 1997-01 (US\$ million and per cent)

	1997/98	1998/99	1999/00	2000/01
Total exports (US\$ million)	34,933.9	33,120.6	36,698.0	44,560.3
		(Per	cent)	
Total	100.0	100.0	100.0	100.0
Total primary products	23.9	21.7	18.7	21.4
Agriculture	19.7	18.8	15.9	14.2
Food	17.7	17.2	14.5	12.9
030613 Shrimps and prawns, frozen	2.2	2.2	2.1	2.0
100630 Rice, wholly milled or semi-milled	2.6	4.5	1.9	1.4
Agricultural raw material	2.0	1.7	1.4	1.2
Mining	4.2	2.9	2.8	7.2
Ores and other minerals	2.4	2.1	1.8	2.0
Non-ferrous metals	0.7	0.4	0.7	0.9
Fuels	1.1	0.4	0.2	4.3
271000 Petroleum, other than crude	1.0	0.3	0.1	4.2
Manufactures	74.2	75.9	79.1	76.4
Iron and steel	3.3	2.4	2.8	2.9
Chemicals	9.8	9.4	10.0	10.4
Other semi-manufactures	18.5	20.8	24.2	21.1
710239 Diamonds, excl. industrial	12.3	14.3	17.6	13.9
Machinery and transport equipment	8.0	7.1	6.9	7.9
Power generating machines	0.2	0.3	0.2	0.3
Other non-electrical machinery	2.1	2.3	1.9	2.2
Office machines & telecommunication equipment	1.3	0.7	0.8	1.1
Other electrical machines	1.3	1.2	1.4	1.6
Automotive products	1.7	1.4	1.3	1.4
Other transport equipment	1.3	1.2	1.4	1.4
Textiles	15.1	13.8	13.9	13.3
Clothing	12.4	14.4	14.1	13.7
Other consumer goods	7.1	8.1	7.3	7.2
711319 Articles of jewellery, other than silver	2.3	2.6	2.2	2.0
Other	1.9	2.3	2.2	2.2
Special transactions n.e.s.	1.9	2.3	2.2	2.2

Note: Calculations based on HS six-digit.

## Table AI.3 Imports by group of products, 1997-01 (US\$ million and per cent)

	1997/98	1998/99	1999/00	2000/01		
Total imports (US\$ million)	41,484.3	42,388.3	49,737.7	50,536.5		
	(Per cent)					
Total	100.0	100.0	100.0	100.0		
Total primary products	38.9	35.5	43.6	47.0		
Agriculture	8.6	10.9	9.8	7.6		
Food	5.3	8.0	6.6	4.4		
151100 Palm oil and its fractions	1.4	2.6	2.5	1.7		
Agricultural raw material	3.4	2.9	3.2	3.2		
Mining	30.3	24.5	33.8	39.4		
Ores and other minerals	2.7	2.7	2.7	2.5		
Non-ferrous metals	3.3	2.9	2.3	2.3		
Fuels	24.3	19.0	28.8	34.7		
270900 Petroleum, crude	10.3	8.4	18.9	28.6		
271000 Petroleum, other than crude	9.4	6.7	6.4	2.3		
270119 Other coal	2.4	2.0	1.6	1.8		
Manufactures	50.0	47.3	45.8	42.9		
Iron and steel	3.4	2.5	1.9	1.5		
Chemicals	13.2	12.3	11.5	9.0		
Other semi-manufactures	11.0	11.8	13.5	12.1		
710230 Diamonds excl. industrial	7.8	8.7	10.7	9.3		
Machinery and transport equipment	18.0	15.8	14.4	15.1		
Power generating machines	1.0	0.7	0.6	0.7		
Other non-electrical machinery	8.4	6.9	5.0	4.8		
Office machines & telecommunication equipment	3.7	3.8	4.2	5.3		
Other electrical machines	1.9	2.0	1.8	2.1		
Automotive products	1.0	0.7	0.9	0.7		
Other transport equipment	1.9	1.6	1.9	1.6		
Textiles	0.9	1.0	1.0	1.1		
Clothing	0.0	0.0	0.0	0.1		
Other consumer goods	3.5	3.8	3.5	3.9		
Other	11.1	17.2	10.5	8.9		
Gold	6.7	10.7	8.4	7.0		
Special transactions n.e.s.	4.4	6.5	2.2	1.8		

Note: Calculations based on HS six-digit.

## Table AI.4 Trade in services, 1995-01 (US\$ million)

	1995/96	1996/97	1997/98	1998/99	1999/00	2000/01
Exports	7,346.0	7,474.0	9,429.0	13,186.0	15,709.0	18,870.0
Travel	2,713.0	2,878.0	2,914.0	2,993.0	3,036.0	3,168.0
Transport	2,011.0	1,953.0	1,836.0	1,925.0	1,707.0	1,913.0
Insurance	179.0	217.0	240.0	224.0	231.0	257.0
Government, n.e.c.	13.0	72.0	276.0	597.0	582.0	657.0
Miscellaneous	2,400.0	2,400.0	4,200.0	7,400.0	10,100.0	8,800.0
Software services			1,760.0	2,626.0	4,015.0	
Communication services			171.0	601.0	1,063.0	
Management services			549.0	590.0	643.0	
Imports	7,543.0	6,748.0	8,110.0	11,021.0	11,645.0	16,392.0
Travel	1,167.0	858.0	1,437.0	1,743.0	2,139.0	2,874.0
Transport	2,169.0	2,394.0	2,522.0	2,680.0	2,410.0	3,170.0
Insurance	143.0	153.0	183.0	112.0	122.0	122.0
Government, n.e.c.	218.0	178.0	160.0	325.0	270.0	341.0
Miscellaneous	3,846.0	3,165.0	3,808.0	3,161.0	6,704.0	9,885.0
Financial services			647.0	687.0	1,333.0	
Management services			841.0	663.0	796.0	
Software services			223.0	348.0	368.0	

Not available. ..

Source: Reserve Bank of India, Bulletin (various issues).

 Table AI.5

 Exports by destination, 1997-01

 (US\$ million and per cent)

	1997/98	1998/99	1999/00	2000/01
Total exports (US\$ million)	34,933.9	33,120.6	36,698.0	44,560.3
		(P	er cent)	
Total	100.0	100.0	100.0	100.0
America	22.7	25.0	26.2	24.8
United States	19.4	21.7	22.8	20.9
Canada	1.2	1.4	1.6	1.5
Other America	2.0	1.9	1.8	2.4
Europe	31.9	31.8	30.7	28.2
EU(15)	26.2	26.9	25.5	23.4
United Kingdom	6.1	5.6	5.5	5.2
Germany	5.5	5.6	4.7	4.3
Belgium	3.5	3.8	3.6	3.3
Italy	3.2	3.2	3.0	2.9
France	2.2	2.5	2.4	2.3
Netherlands	2.3	2.3	2.4	2.0
EFTA	1.3	1.1	1.1	1.1
Eastern Europe	3.6	3.1	3.5	2.9
Former USSR	3.1	2.5	3.0	2.4
Russian Federation	2.7	2.1	2.6	2.0
Other Europe	0.8	0.6	0.6	0.8
Asia	37.5	35.3	36.5	36.4
Middle East	10.2	11.5	11.4	11.4
United Arab Emirates	1.8	5.6	5.7	5.8
Saudi Arabia	2.0	2.3	2.0	1.8
East Asia	22.7	18.7	21.3	20.7
Hong Kong, China	5.5	5.6	6.8	5.9
Japan	5.4	5.0	4.6	4.0
Singapore	2.2	1.5	1.8	2.0
China	2.1	1.3	1.5	1.9
South Asia	4.7	5.1	3.9	4.4
Bangladesh	2.3	3.0	1.7	2.1
Oceania	1.5	1.4	1.3	1.1
Africa	5.4	6.2	5.1	5.3
Sub-Saharan Africa	3.3	3.9	3.4	3.6
Other Africa	2.2	2.4	1.7	1.8
Other	1.0	0.3	0.1	4.1

Note: Calculations based on HS six-digit.

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 Table AI.6

 Imports by origin, 1997-01

 (US\$ million and per cent)

	1997/98	1998/99	1999/2000	2000/2001
Total imports (US\$ million)	41,484.3	42,388.3	49,737.7	50,536.5
		(Per cent)		
Total	100.0	100.0	100.0	100.0
America	11.3	11.2	9.8	8.2
United States	9.0	8.6	7.2	6.0
Canada	1.0	0.9	0.8	0.8
Other America	1.4	1.7	1.9	1.4
Europe	35.1	34.7	29.6	28.9
EU(15)	25.6	25.3	22.1	20.8
United Kingdom	5.9	6.2	5.4	6.3
Belgium	6.4	6.8	7.4	5.7
Germany	6.1	5.0	3.7	3.5
Italy	2.2	2.6	1.5	1.4
France	1.9	1.7	1.4	1.3
EFTA	6.6	7.1	5.3	6.3
Switzerland	6.4	6.9	5.2	6.3
Eastern Europe	2.6	2.0	2.0	1.6
Former USSR	2.1	1.7	1.7	1.4
Other Europe	0.3	0.3	0.2	0.1
Asia	34.7	36.0	44.9	25.5
Middle East	13.7	11.7	21.1	5.2
United Arab Emirates	3.6	3.5	4.7	1.3
Saudi Arabia	4.1	3.1	6.1	1.2
East Asia	20.4	23.1	23.0	19.3
Japan	5.2	5.8	5.1	3.6
China	2.7	2.6	2.6	3.0
Singapore	2.4	2.5	3.1	2.9
Malaysia	2.8	3.7	4.1	2.3
Korea, Rep. of	2.3	3.2	2.6	1.8
Indonesia	1.8	2.0	1.9	1.8
Hong Kong, China	0.8	1.1	1.6	1.7
South Asia	0.6	1.2	0.8	1.0
Oceania	3.8	3.6	2.4	2.3
Australia	3.6	3.4	2.2	2.1
Africa	7.0	9.0	13.3	4.1
Sub-Saharan Africa	3.8	3.9	7.1	1.2
Other Africa	3.2	5.1	6.2	2.9
South Africa	1.2	3.2	4.1	2.0
Other	8.1	5.5	0.0	31.0

Calculations based on HS six-digit. Note:

 Table AII.1

 Status of notification requirements to the WTO, January 1998–March 2002

WTO Agreement	Description of requirement	Periodicity	Document symbol of most recent notification or number of notifications
Anti-dumping (Art.18.5)	Laws and regulations	Once by March 1995, then changes	G/ADP/N/1/IND/2/Suppl.3, 21 August 1999
Anti-dumping (Art. 16.4)	Anti-dumping actions taken	Semi-annual	G/ADP/N/85/IND, 15April 2002
Anti-dumping (Art.16.5)	Notification of domestic procedures and authorities competent to initiate and conduct investigations	Once, then changes	
Agriculture (Art. 10 and 18.2)	Export subsidies (outlays and quantities)	Annual	G/AG/N/IND/3, 1 March 2002
Agriculture (Art. 18.2)	Domestic support	Annual	G/AG/N/IND/1, 17 June 1998
Agriculture (Art. 18.2)	Information on tariff quotas administration (MA:1)	Once, then changes	
Agriculture (Art. 18.2)	Volume of imports under tariff quotas (MA:2)	Annual	
Import Licensing Procedures (Art. 1.4(a) and 8.2(b))	Laws and regulations relevant to import licensing	Once, then changes	G/LIC/N/1/IND/2 - G/LIC/N/2/IND/2, 23 September 1999 G/LIC/N/1/IND/3 - G/LIC/N/2/IND/3, 13 December 2000
Import Licensing Procedures (Art. 5.1)	Notification of licensing procedures and changes	Within 60 days of the changes' publication	G/LIC/N/2/IND/1, 18 June 1998 G/LIC/N/1/IND/2 - G/LIC/N/2/IND/2, 23 September 1999 G/LIC/N/1/IND/3 - G/LIC/N/2/IND/3, 13 December 2000 G/LIC/N/1/IND/4 - G/LIC/N/2/IND/4, 27 February 2002
Import Licensing Procedures (Art. 7.3)	Questionnaire; rules and information concerning procedures for the submission of applications	Annual for questionnaire; rules and information, once then changes	G/LIC/N/3/IND/2, 19 April 1999
GATT 1994 (Art. XXVIII:5)	India reserved its right, under the provisions of Art XXVIII, to modify its Schedule and invocation of Art. XXVIII:5	C	G/MA/7, 11 November 1996 G/MA/7, 21 October 1999
Subsidies and Countervailing Measures (Art. 32.6)	Laws and regulations	Once by March 1995, then changes	G/SCM/N/1/IND/2/Suppl.3, 21 August 2001
Subsidies and Countervailing Measures (Art. 25.11)	Countervailing duty actions taken	Semi-annual and when measure taken	G/SCM/N/62/Add.1/Rev.2, 16 October 2001
Subsidies and Countervailing Measures (Art. 27.13)	Privatization programmes	Ad hoc	
Subsidies and Countervailing Measures (Art. 25.1)	Subsidies programmes	Annual	G/SCM/N/71/IND, 19 October 2001
Subsidies and Countervailing Measures (Art. 25.12)	Notification of domestic procedures and authorities competent to initiate and conduct investigations	Once, then changes	
Safeguards (Art. 12.6)	Laws and regulations	Once by March 1995, then changes	G/SG/N/1/IND/2, 14 January 1998 G/SG/N/1/IND/2/Suppl.1, 20 August 1999
Safeguards (Art. 12.1(a))	Initiation of investigation relating to serious injury or threat thereof	Ad hoc	G/SG/N/6/IND/1, 12 January 1998 – March 2002
Safeguards (Art. 12.1(b))	Finding of serious injury or threat thereof caused by increased imports	Ad hoc	G/SG/N/8/IND/1 to 6, September 1998 to June 1999 G/SG/N/8/IND/8 to 6, November 1999 to January 2001

Table AII.1 (cont'd)

WTO Agreement	Description of requirement	Periodicity	Document symbol of most recent notification or number of notifications
Safeguards	Notification of termination of safeguard investigation	Ad hoc	G/SG/N/9/IND/1 to 3, October 1998 - February 2000
Safeguards (Art. 12.1(c))	Decision to apply or extend a safeguard measure	Ad hoc	G/SG/N/10/IND/1- 6, January 1999 - February 2000 G/SG/N/10/IND/5/Suppl.1, 17 December 2001 G/SG/N/10/IND/6/Suppl.1, 14 March 2002
Safeguards (Art. 12.4)	Notification of provisional safeguard measures	Ad hoc	
Sanitary and Phytosanitary Measures (Art. 6, Annex B)	Notification of emergency measures	Ad hoc	G/SPS/N/IND/7 and G/SPS/N/IND/8, 11 April 2000
Sanitary and Phytosanitary Measures (Art. 7, Annex B)	Notification of changes in sanitary and phytosanitary measures	Ad hoc	
GATT 1994 (Art. XVII:4(a) – Understanding on the Interpretation of Art. XVII)	Notification of products traded by state enterprises	Once, then changes	G/STR/N/7/IND, 8 October 2001
Technical Barriers to Trade (Art. 15.2)	Laws and regulations	Once, then change	
Technical Barriers to Trade (Art. 10.6)	Information about Technical Regulations, Standards and Conformity Assessment Procedures	Ad hoc	G/TBT/Notif.99.392, 24 August1999
Textiles and Clothing (Art. 2.8 and 2:11)	Notification of programmes of integration	12 months before their coming into effect	G/TMB/N/380, 25 January 2001
Textiles and Clothing (Art. 2:7)	Notification of full details of the actions to be taken pursuant to article 2.6 (concerning the first phase of integration)	Not later than 60 days following the date of entry into force of the WTO Agreement	
TRIMS (Art 6.2)	Publications in which TRIMS may be found	Once, then changes	
TRIMS (Art 5.1)	Investment Measures	Once by March 1995, then changes	
TRIPS (Art. 63.2)	Laws and regulations	Once, then changes	IP/N/1/IND/L/1, 11 January 2001; IP/N/1/IND/2, 24 October 2001; IP/N/1/IND/C/1, 25 October 2001; IP/N/1/IND/D/1, 25 October 2001; IP/N/1/IND/G/1, 25 October 2001; IP/N/1/IND/T/1, 25 October 2001; IP/N/3/Rev.5, 6 July 2001; IP/N/3/Rev.6, 1 March 2002
TRIPS (Art. 69)	Contact points	Once, then changes	
TRIPS (Art. 4(d))	Notification of international agreements related to the protection of intellectual property and which entered into force prior to the entry into force of the WTO agreement	Ad hoc	
GATS (Art. III:3)	Changes to laws and regulations affecting services	Ad hoc	
GATS (Art. VIII:4)	Monopolies and exclusive providers of services	Ad hoc	

Source: WTO Central Registry of Notifications.

Table AII.2

Disnutes in	which	India	hac h	on inv	alvad as	s a complainant.	1008-01

Complaint against/Issue under dispute	Consultations/Panel	Appeal/Implementation
United States Import Prohibition of Certain Shrimp and Shrimp Products (WT/DS58)	Consultations: 8 October 1996. Panel requested: 25 February 1997. Panel established: 10 April 1997 (WT/DS58/8 and 9): consolidated with panel established on 25 February 1997 at the request of Malaysia, Thailand, and Pakistan. Panel findings: the ban was inconsistent with Article XI:1 of GATT 1994, and could not be justified under Article XX of GATT 1994.	<ul> <li>13 July 1998: US notified intention to appeal. Appellate Body reversed Panel's finding.</li> <li>Panel and Appellate Body Reports adopted:</li> <li>6 November 1998.</li> <li>27 January 2000: the U.S. stated that it had implemented the DSB's rulings and recommendations.</li> <li>12 October 2000: Malaysia requested that the matter be referred to the original panel; it considered the United States had failed to comply with the recommendations of the Panel. India reserved its third-party rights to participate in the Panel's proceedings.</li> <li>23 October 2000: matter referred to original panel.</li> <li>15 June 2001: Panel report circulated, concluded that measures adopted by the U.S. violated Article XI.1 of the GATT 1994 but that measures implemented in light of DSB recommendations and rulings were justified under Article XX of the GATT 1994.</li> <li>23 July 2001: Malaysia appealed the panel report</li> </ul>
Turkey Restrictions on Imports of Textile and Clothing Products (WT/DS34)	Consultations: 21 March 1996. Panel requested: 2 February 1998. Panel established: 13 March 1998. Panel Report circulated: 31 May 1999. The panel found that Turkey's measures inconsistent with Art. XI and XIII of GATT 1994 and also with Art. 2.4 of the ATC.	<ul> <li>26 July 1999: Turkey notified intention to appeal.</li> <li>21 October 1999: APB Report circulated. APB upheld the Panel's conclusion on certain issues but erred in others.</li> <li>19 November 1999: Turkey stated intention not to comply with recommendation and rulings of the DSB.</li> <li>7 January 2000: parties informed Chairman of DSB that reasonable period to implement Panel's rulings would expire 19 February 2001 and that Turkey would increase the size of quotas on imports of some items from India.</li> <li>8 March 2001: India and Turkey informed DSB that they had reached an agreement.</li> <li>6 July 2001: parties reached mutually acceptable solution</li> </ul>
European Communities Anti-Dumping Duties on Imports of Cotton-Type Bed-Linen from India (WT/DS141/1)	Consultations: 3 August 1998. Panel requested: 7 September 1999. Panel established: 27 October 1999. Panel report circulated: 30 October 2000. The panel concluded that the E C did not act inconsistently with its obligations under Articles 2.2, 2.2.2, 3.1, 3.4, 3.5, 5.3, 5.4, and 12.2.2 of the AD Agreement. The panel, however, also concluded that the EC acted inconsistently with its obligations under Articles 2.4.2, 3.4, and 15 of the AD Agreement.	<ol> <li>December 2000: EC notified intention to appeal.</li> <li>March 2001: APB circulated Report. The APB upheld some of the Panel's findings and reversed others. It was concluded that the EC, in calculating amounts for administrative, selling and general costs and profits in the anti-dumping investigation acted inconsistently with Article 2.2.2(ii) of the Anti-Dumping Agreement.</li> <li>March 2001: DSB adopted Panel Report.</li> <li>April 2001: EC announced intention to implement DSB recommendations.</li> <li>April 2001: the parties notified the DSB that the reasonable period of time would be from 12 March 2001 until 14 August 2001.</li> <li>September 2001: India and the EC reached an agreement regarding agreed procedures under Articles 21 and 22 of the DSU.</li> </ol>
<b>Brazil</b> Anti-Dumping Duties on Jute Bags from India (WT/DS 229/1)	Consultation requested: 9 April 2001, regarding certain aspects of Article 17 of the Anti-dumping Agreement and Article XXIII of the GATT 1994.	

Table AII.2 (cont'd)

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Complaint against/Issue under dispute	Consultations/Panel	Appeal/Implementation
United States Continued Dumping and Subsidy Offset Act of 2000 (WT/DS217/1)	Consultation requested: 21 December 2000. The Act appeared to be inconsistent with the obligations of the United States under certain provisions of the GATT, the Anti-dumping Agreement, the SCM Agreement, and the Agreement establishing the WTO. Panel established: 23 August 2001.	
United States Anti-Dumping and Countervailing Measures on Steel Plate From India (WT/DS206/1)	Consultation requested: 4 October 2000. The provision raised questions concerning obligations under the GATT 1994, the Anti-Dumping Agreement, the SCM and the Agreement establishing the WTO. Panel requested: 7 June 2001. Panel established: 24 July 2001.	
South Africa Anti-dumping Duties on the Import of Certain Pharmaceutical Products from India (WT/DS168/1).	Consultation requested: 1 April 1999, India alleged violation of some Articles of the Anti-Dumping Agreement and of GATT 1994	
European Communities Anti-Dumping Investigations Regarding Unbleached Cotton Fabrics from India (WT/DS140/1)	Consultation requested: 3 August 1998. India alleged violations of several articles of the Anti-Dumping Agreement and of GATT 1994	
European Communities Restrictions to certain Import Duties on Rice (DS134/1)	Consultation requested: 27 May 1998. India alleged violations of several Articles of GATT 1994, of the Customs Valuation Agreement, of the Import Licensing Agreement, of the TBT Agreement, of the SPS Agreement, and of the Agreement on Agriculture.	

Source: WTO documents.

Table AII.3

Disputes	involving	complaints	against India	. 1998-01
Disputto	moorning	complaints	against maia	, 1//0 01

Complaint by/Issue under dispute	Consultations/Panel	Appeal/Implementation
United States Patent Protection for Pharmaceutical and Agricultural Chemical Products (WT/DS50)	Consultations: 2 July 1996. Panel requested: November 1996. Panel established: November 1996. Panel findings: September 1997. Panel found that India had failed to comply with Article 70.8 and 70.9 of the TRIPS Agreement. Panel recommended that DSB request India to bring its transitional regime for patent protection of pharmaceutical and agricultural chemical products into conformity with its obligations under the WTO TRIPS Agreement.	<ul> <li>15 October 1997: Decision appealed.</li> <li>19 December 1997: Appellate Body upheld, with modifications, the panels fundings on Articles 70.8 and 70.9 but ruled that Article 63(1) was not within the Panel's terms of reference.</li> <li>22 April 1998: India informed that the parties had agreed on an implementation period which would expire on 19 April 1999.</li> <li>28 April 1999: India presented final status report on implementation; this disclosed enactment of relevant legislation to implement recommendations and rulings of DSB.</li> </ul>
<b>European Communities</b> Patent Protection for Pharmaceutical and Agricultural Chemical Products (WT/DS79/1).	Consultations: April 1997. Panel requested: September 1997. Panel established: 16 October 1997. The panel found that India had not complied with its obligations under Articles 70.8(a) and 70.9 of the TRIPS Agreement.	2 September 1998: Panel report adopted. India and the EC informed DSB that they had agreed that the implementation period would correspond to the implementation period of DS50. The final status report on implementation of DS50 also applies to this dispute.
United States Quantitative Restrictions on Imports of Agricultural, Textile and Industrial Products (WT/DS90/1)	Consultation: July 1997. Panel requested: October 1997. Panel established: November 1997.	<ul> <li>14 October 1999: India stated intention to comply with DSB recommendations.</li> <li>28 December 1999: the parties notified that the agreed reasonable period of time for implementation, which would expire on 1 April 2000, except for some tariff items for it would expire on 1 April 2001.</li> <li>5 April 2001: India notified that it had removed the quantitative restrictions on the remaining 715 imports.</li> </ul>
United States Measures Relating to Trade and Investment in the Motor Vehicle Sector (WT/DS175/1)	Consultation: 1 May 1999 Panel requested: 15 May 2000 Panel established: 27 July 2000. Panel report circulated: 21 December 2001, concluded that India had acted inconsistently with its obligations under Article III:4 and Article XI of the GATT 1994 by obliging automotive manufacturers to use a certain proportion of local parts and components and to offset the implementation of certain kits and components by exports of equivalent value. The panel recommended that the DSB request India to bring its measures into conformity with its obligations under the WTO Agreements.	
European Communities (WT/DS146/1)	Consultation: 6 October 1998. Panel requested: 12 October 2000. Panel established: 17 November 2000. The DSB decided that this would be a single panel with the panel established under WT/DS175.	
European Communities (WT/DS150/1)	Consultation: 30 October 1998, concerned a series of increases in customs duties allegedly implemented by India. The EC alleged violation of some articles of GATT 1994. Consultations joined by the United States, Canada, Japan, Switzerland and Australia (WT/DS150/2-6).	Table AIL3 (cont'd)

Table AII.3 (cont'd)

## **Trade Policy Review**

Complaint by/Issue under dispute	Consultations/Panel	Appeal/Implementation
European Communities Import restrictions (WT/DS149)	Consultations: 28 October 1998, concerned import restrictions allegedly maintained by India under its Export and Import Policy, 1997-2002. The EC contended that these import restrictions constitute an infringement of several articles of GATT 1994, the Agreement on Agriculture, and the Agreement on Import Licensing Procedures.	
European Communities Measures Affecting Export of Certain Commodities (WT/DS120/1)	Consultations: 16 March 1998. The EC contended that this was in effect an export embargo and violates Article XI of GATT 1994. Panel requested: 12 October 2000, DSB deferred the establishment of a panel: 23 October 2000.	

Source: WTO documents.

 Table AII.4

 Foreign investment requirements in India, as of May 2001

Sector	Foreign equity	Approval process
Agriculture including planting	Not allowed	
Mining		
Coal/lignite mines together with power projects for captive consumption	100%	Automatic up to 50%; otherwise non-automatic
Exploration/mining of coal/lignite for captive consumption	74%	Automatic up to 50%; otherwise non-automatic
Coal processing plant	100%	Automatic up to 50%; otherwise non-automatic
Exploration and mining of diamonds and precious stones	74%	Automatic
Exploration and mining of gold/silver and other minerals, metallurgy and processing	100%	Automatic
Petroleum		
Exploration in small fields Exploration in medium-size fields	100% through competitive bidding 60% for unincorporated joint venture and 51% for incorporated joint venture	Non-automatic Non-automatic
Refining with domestic private company	100%	Automatic
Refining with public sector unit	26%	Non-automatic
Petroleum product and pipelines	51%	Non-automatic
Infrastructure related to marketing of petroleum products	74%	Non-automatic
Market study and formulation and investment/financing	100% through wholly owned subsidiaries	Non-automatic
Power		
Electricity generation, transmission, and distribution	100%	Automatic (as per Ministry of Commerce and Industry, Press Note No. 7 (2000 Series))
Atomic energy		
Mining and mineral separation, value addition and integrated projects	Up to 74%, and FDI beyond 74% is subject to clearance by the Atomic Energy Commission on case-by-case basis	Non-automatic
Others	Prohibited	n.a.
Manufacturing		
Small-scale industry sector	24% in a small-scale unit. FDI above 24% is subject to a mandatory export obligation of 50% of annual production, and loses small-scale status	Automatic up to 24%; otherwise non-automatic
Drugs/pharmaceuticals	100% for bulk drugs, their intermediates and formulations	Automatic except for activities requiring compulsory licensing: drugs produced with the use of recombinant DNA technology and specific cell/tissue targeted formulations; or FDI above 74% to manufacture bulk drugs from basic stages and their intermediates and bulk drugs produced with the use of recombinant DNA technology, and specific cell/tissue targeted formulations provided it involves manufacturing from basic stage
Telecommunication equipment manufacturing	100%	Automatic up to 49%; otherwise non-automatic
Pollution control equipment	100%	Automatic
Defence and strategic industries	Up to 26%	Non-automatic
Distillation and brewing of alcoholic drinks	100%	Non-automatic <sup>a</sup>

Table AII.4 (cont'd)

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Sector	Foreign equity	Approval process
Cigars and cigarettes of tobacco and manufactured tobacco substitutes	100%	Non-automatic <sup>a</sup>
Electronic aerospace and defence equipment: all types	100%	Non-automatic <sup>a</sup>
Industrial explosives including detonating fuses, safety fuses, gun powder, nitrocellulose and matches	100%	Non-automatic <sup>a</sup>
Hazardous chemicals	100%	Non-automatic <sup>a</sup>
Arms and ammunition and allied items of defence equipment, defence aircraft and warships	26% subject to the guidelines and licensing of the Ministry of Defence	Non-automatic
Services		
Banking	49% subject to Reserve Bank of India guidelines	Non-automatic (according to SIA Press Note No. 4 (2001) Series, FDI in this sector is through the automatic route)
Non-banking financial companies (NBFCs)	FDI up to 51% - US\$0.5 million must be brought up front FDI above 51% and up to 75% - US\$5 million must be brought up front FDI above 75% and up to 100% - US\$50 of which US\$7.5 million must be brought up front and the balance in 24 months	Non-automatic
Insurance	26% subject to licencing issued by Insurance Regulatory and Development Authority	Non-automatic (according to SIA Press Note No.10 (2000 Series), 19 October 20001, FDI in this sector is automatic)
Telecommunications		
Basic, cellular, value added service and global mobile personnel, communications by satellite	49% subject to licencing by the Department of Telecommunications and Safety Requirements	Non-automatic
ISPs with gateways, radio-paging and end-to-end bandwidth	74%	Automatic up to 49%; otherwise non-automatic
ISPs not providing gateways (both for satellite and submarine cables), infrastructure providers providing dark fibre (IP Category 1), electronic mail and voice mail	100% subject to divestment of 26% equity to Indian public within 5 years, and to licensing by the Department of Telecommunications and Safety Requirements	Automatic up to 49%; otherwise non-automatic
Postal/courier services	100% in courier services excluding distribution of letters	Non-automatic
Transport		
Airlines	Up to 40% with no direct/indirect equity participation by foreign airlines. 100% investment allowed for non-resident Indians (NRIs)/overseas corporate bodies (OCBs)	Non-automatic
Airports	100%	Automatic up to 74%; otherwise non-automatic
Shipping	74%	Automatic
Railways	Prohibited	n.a.
Construction and maintenance of ports and harbours, roads & highways	100%	Automatic provided that FDI does not exceed Rs 15 billion (SIA Press Note No. 1 (1999 Series), 4 January 1999)
Housing/real estate	FDI is not allowed except for development of integrated townships and settlements where 100% FDI is allowed. NRI/OCB are allowed to invest up to 100% in other housing and real estate activities	Non-automatic
Trading	Prohibited in retail business. 51% FDI is allowed in case of export- oriented activities. 100% for some activities <sup>b</sup>	Automatic up to 51% for export activities; non- automatic in all other cases

Sector	Foreign equity	Approval process
Print media	Prohibited	n.a.
Broadcasting	Up to 49% in uplinking hub for leasing or hiring out facilities. Up to 20% in broadcasting for distribution of multi-channel TV programmes	Non-automatic
Hotel & tourism, restaurants	100%	Automatic
Consultancy for pollution control and management	100%	Automatic
Advertising	74%	Automatic
Films	100% subject to specific conditions	Automatic
Professional services	51% except legal service, where FDI is not permitted	Automatic
Health and education services	51%	Automatic
E-commerce	100% (except for retail e-commerce where FDI is not permitted) subject to divestment of 26% equity to Indian public within 5 years.	Automatic up to 51%
Mass rapid metro transit system	100%	Automatic
Infrastructure	Allowed up to 49% subject to the condition that the management of the company is with Indian nationals	Non-automatic

n.a. Not available.

a Industrial licence is compulsory.

b These activities include exports; and cash and carry wholesale trading.

Note: There is conflicting information from the Reserve Bank of India and the Ministry of Commerce and Industry regarding FDI in some sectors (e.g. housing and real estate, coal and lignite, drugs and pharmaceuticals, and hotels and tourism).

Source: Secretariat for Industrial Assistance (2001), Manual on Industrial Policy and Procedures in India. May 2001; Department of Industrial Policy & Promotion (2001), Investing in India, 16 May 2001; Government of India (undated), Destination India, Secretariat for Industrial Assistance, New Delhi; Ministry of Finance (2001), Budget 2001-2002 [Online]. Available at: http://indiabudget.nic.in/ub2001-02/bs/fi.htm [6 July 2001]; Reserve Bank of India Notification No. FERA 215/2000, 22 March 2000 [Online]. Available at: http://www.rbi.org.in/srch/rbi [9 July 2001]; Reserve Bank of India Notification No. FEMA 20/2000, 3 May 2000 [Online]. Available at: http://www.rbi.org.in/index.dll [9 July 2001]; Ministry of Commerce and Industry, Press Note No. 7 (2000 Series), 14 July 2000, Online. Available at: http://indmin.nic.in/vsindmin/policy/chages/press7\_00.htm [24 July 2001]; Ministry of Commerce and Industry, Press Note No. 4 (2001 Series), 21 May 2001 [Online]. Available at: http://indmin.nic.in/vsindmin/policy/chages/press4\_01.htm [6 July 2001]; and Ministry of Commerce and Industry, Press Note No. 10 (2000 Series), 19 October 2001 [Online]. Available at: http://indmin.nic.in/vsindmin/policy/chages/press10\_01.htm [6 July 2001].

## Table AIII.1Export restrictions, 1997 and 2001

Product	As of 1 April 1997	As of 1 April 2001
Beche-de-mer of size less than 3 inches	restricted	restricted
Cattle	restricted	restricted
Camels	restricted	restricted
Chemical fertilizers, all types, including super-phosphates	restricted	restricted
Chemicals included in Schedules 2 and 3 to the Chemical Weapons Convention of the United Nations signed in Paris on 13-15 January 1993, as specified in Schedule 2, Appendix 3 of the book titled "ITC(HS) Classifications of Export and Import Items".	restricted <sup>a</sup>	restricted <sup>a</sup>
Chemicals included in Annexures A and B to the Montreal Protocol on Substances that deplete the Ozone Layer as specified in Schedule 2 Appendix 7 of the book titled "ITC(HS) Classification of Export and Import Items".	restricted <sup>b</sup>	restricted <sup>b</sup>
Chrome ore other than beneficiated chrome ore fines/concentrates (average feed grade less than 33% $Cr_2O_3$ ); and those categories of chrome ores subject to state trading.	restricted	restricted
Dress materials/readymade garments, fabrics/textile items with imprints of excerpts or verses of the Holy Quran	restricted	restricted
De-oiled groundnut cakes containing more than 1% oil and groundnut expeller cakes	restricted	restricted
Fresh and frozen silver pomfrets of weight less than 300 grammes	restricted	restricted
Fur of domestic animals, excluding lamb fur skin	restricted	not restricted
Fodder, including wheat and rice straw	restricted	restricted
Groundnut oil in consumer packs above 5 kg.	restricted	restricted
Hides and skins, namely:		
<ul> <li>cuttings and fleshing of hides and skins used as raw materials for manufacture of animal glue gelatine;</li> </ul>	restricted	not restricted
- raw hides and skins, all types excluding lamb fur skin	restricted	not restricted
- all categories of semi-processed hides and skins including E.I. tanned and wet blue hides and skins and crust leather <sup>c</sup>	restricted	not restricted
- clothing leather fur suede/hair, hair-on suede/shearing suede leathers	restricted	not restricted
- fur leathers	restricted	not restricted
- industrial leathers <sup>d</sup>	restricted	not restricted
- lining leathers <sup>e</sup>	restricted	not restricted
- luggage leathers – case hide or side/suit case/hand bag/luggage/cash bag leather	restricted	not restricted
- miscellaneous leathers <sup>f</sup>	restricted	not restricted
- shoe upper leathers <sup>g</sup>	restricted	not restricted
- sole leather chrome tanned sole leather	restricted	not restricted
Horses- Kathiawari, Marwari and Manipuri breeds	restricted	restricted
Imported sugar including sugar which has already landed and is pending clearance at Customs	restricted	not restricted
Java Sparrow	not restricted	restricted
Lumpy/blended manganese ore with more than 46% manganese	restricted (state trading)	restricted
Micronutrient fertilizers and mixtures thereof, containing NPK, excluding those specified in Schedule I, Part A 1(f) of Fertilizers (Control) Order 1985	restricted	restricted
Milk, baby milk and sterilized liquid milk	restricted	not restricted
Paddy (rice in husk)	restricted	restricted
Pasewa and any lac containing living insects; Sticklac; Broodlac	restricted	restricted
Processed pulses other than those made out of the pulses imported under the Duty Exemption Scheme or by an EOU or EPZs or in consumer packs up to 5 kg.	restricted	restricted
Pulses, all types, including lentils, grams, beans and flour made therefrom except those in consumer packs up to 5 kg.	restricted	restricted

Table AIII.1 (cont'd)

Product	As of 1 April 1997	As of 1 April 2001
Rice bran, raw and boiled	restricted	restricted
Sand and soil	not restricted	restricted
Sandalwood de-oiled spent dust subject to the conditions and procedures specified in public notices issued by the DGFT	not restricted	restricted
Those forms of sandalwood subject to the conditions and procedures specified in public notices issued by the DGFT	not restricted	restricted
Sea shells, excluding polished sea shells and handicrafts made out of sea shells, of all species except those of Trocus niloticos, Turbo species, Lambias species, Tridacna gigas and Xancus pyrus, the export of which shall not be allowed in any form	restricted	restricted
Sea weeds of all types including G. edulis but excluding brown sea weeds and agarophytes of Tamil Nadu coast origin in processed form	restricted	restricted
Seeds and planting materials <sup>h</sup>	restricted	restricted
Silk worms; silkworm seeds and silk worm cocoons	restricted	restricted
Special material, equipment and technologies as specified in Schedule 2 Appendix 6 of the book titled "ITC (HS) Classification of Export and Import Items".	restricted	restricted
Vegetable oils in consumer packs above 5 kg. <sup>i</sup>	restricted	not restricted
Whole human blood plasma and all products derived from human blood except gamma globulin and human serum albumin manufactured from human placenta and human placental blood; raw placenta; placental blood plasma	restricted	restricted
Vintage motor cars, parts and components thereof manufactured prior to 1.1.1950	restricted	restricted
Vintage motorcycles, parts and components thereof manufactured prior to 1.1.1940	restricted	restricted
Viscose staple fibre (regular) excluding Polynosic Rayons	restricted	restricted
Waste paper	restricted	not restricted
Any other items whose export is regulated by a public noticed issued by the DGFT	restricted	restricted

a Except Schedule 3 Chemicals when exported to State Parties to the Chemical Weapons Convention subject to the conditions as specified in Schedule 2 Appendix 1 of the book titled "ITC(HS) Classifications of Export and Import Items".

b Prohibited for countries not signatories to the Montreal Protocol.

c The exporter is required to register the export contract with the Council for Leather Exports indicating the price, quantity etc.

d Namely cycle saddle leathers; hydraulic/packing/belting/harness/washer/leathers; pickling band leathers; and strap/combing leathers.

e Namely lining suede from cow and buffalo hides and calf skins; and lining suede from goat, kid, lamb and sheep skins.

f Namely booking binding leathers; skiver leathers; and transistor case/camera case leather.

g Namely bunwar leather and kattai slipper/sandal leather.

h Namely cashew seeds and plants; Egyptian clover (Barseem) seeds; fodder crop seeds; green manure seeds other than Dhaincha; guar seeds (whole); jute seeds; linseeds; lucerne (alfalfa) medicago sativa; mesta seeds; neem seeds; nux vomica seeds/bark/leaves/roots and powder thereof; onion seeds; seeds of ornamental plants (wild variety); paddy seeds (wild variety); pepper cuttings or rooted cuttings of pepper; Persian clover seeds; red sanders seeds; rubber seeds; russa grass seeds and tufts; seeds of all forestry species; seeds of all oilseeds and pulses; soyabean seeds; sandalwood seeds; saffron seeds or corms; and wheat seeds (wild variety).

i Namely coconut oil; cotton seed oils; corn oil; kardi oil; linseed oil; mustard oil; niger seed oil; palm oil; palm kernel oil; rape-seed oil; rice bran oil; salad oil; sunflower oil; sesame seed oil; soyabean oil.

Note: The Export-Import Policy announced on 31 March 2002 appears to have removed export restrictions on some products including finished leather, clothing leather fur suede hair, hair-on suede/shearing suede leather; and pulses (processed and non-processed).

Source: Ministry of Commerce, Export Import Policy, 1997-2002; and Government of India, Ministry of Commerce, Notifications.