

9 August 2016

(16-4259)

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Committee on Import Licensing

Original: English

REPLIES TO QUESTIONNAIRE ON IMPORT LICENSING PROCEDURES¹**NOTIFICATION UNDER ARTICLE 7.3 OF THE AGREEMENT
ON IMPORT LICENSING PROCEDURES (2016)****UKRAINE**

The following communication, dated 5 August 2016, is being circulated at the request of the delegation of Ukraine.

Ukraine's import licensing regime, as notified in document G/LIC/N/3/UKR/8 has not been substantially modified and still remains valid for 2016, except for changes introduced with regard to the Resolution of the Cabinet of Ministers of Ukraine No. 1176 as of 30 December 2015 which approves the List of goods which are subject to import licensing in 2016. The Resolution specifies goods falling under the system of automatic licensing, and administrative bodies responsible for issuing of approvals to obtain a license for importation of particular categories of goods under non-automatic system of licensing, as well as certain goods subject to non-automatic licensing. The Regulation specifies namely:

- volumes of export quotas for commodities subject to licensing, such as silver, gold, precious metals scrap, crude oil of Ukrainian origin, Annex 1²;
- list of goods (ozone-depleting substances), export and the import of which is subject to licensing, such as carbon tetrachloride, methyl bromide etc., Annex 2²;
- list of goods that can contain ozone-depleting substances, export and the import of which is subject to licensing (except goods transported in containers with private property), such as medical drugs, synthetic organic colorants, paints and lacquers based on synthetic polymers etc., Annex 3²;
- list of goods, imported from Republic of Macedonia, subject to licensing within the framework of tariff quota in accordance with the provisions of Agreement on free trade between Ukraine and Republic of Macedonia of 18 January 2001, such as lamb, dried vegetables, confectionery, chocolate, etc., Annex 4²; and
- list of goods, export of which is subject to licensing, such as anthracite, Annex 5².

The Regulation also provides that, the license for the export and import of goods specified in the Regulation of the Cabinet of Ministers of Ukraine of 14 January 2015 No. 1 "On Approving the List of Commodities Subject to Export and Import Licensing, and Volumes of Quotas for 2015", not used in 2015 by business entities are valid until 1 March 2016, unless otherwise provided in the relevant international treaties of Ukraine.

It is noted by the Resolution that according to Article 16 of the Law of Ukraine "On Foreign Economic Activity" for customs clearance of goods, loaded in bulk and real exports (imports) which are subject to licensing, the marginal difference of the actual value of their value, quantity or weight may not exceed 5%, recorded in the relevant license.

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

² Resolution of the Cabinet of Ministers of Ukraine No. 1176 as of 30 December 2015, <http://zakon5.rada.gov.ua/laws/show/1176-2015-%D0%BF?test=XX7MfyrCSqkyIdoIZiKXriUcHI4Cqs80msh8Ie6>.

The text of the Resolution is available at:

<http://zakon5.rada.gov.ua/laws/show/1176-2015-%D0%BF/page>.
