



16 October 2019

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## PRESHIPMENT INSPECTION

### NOTIFICATIONS UNDER ARTICLE 5 OF THE AGREEMENT ON PRESHIPMENT INSPECTION

#### *Revision*

Article 5 of the Agreement on Preshipment Inspection provides that Members shall submit to the Secretariat copies of the laws and regulations by which they put this Agreement into force, as well as copies of any other laws and regulations relating to preshipment inspection, when the WTO Agreement enters into force with respect to the Member concerned. Changes in the laws and regulations relating to preshipment inspection shall be notified to the Secretariat immediately after their publication. The Secretariat shall inform the Members of the availability of this information.

This document updates and consolidates all information that has been received from Members up to 14 October 2019. Documents which have been notified are available for consultation in the Secretariat, Market Access Division:<sup>1</sup>

#### **1 LAWS AND REGULATIONS PUTTING THE AGREEMENT ON PRESHIPMENT INSPECTION INTO FORCE<sup>2</sup>**

| Member               | Contents   | Date       |
|----------------------|--|------------|
| Argentina            | Expediente No. 090-000042/97 del Registro del MINISTERIO DE ECONOMÍA Y OBRAS Y SERVICIOS PÚBLICOS y el Acuerdo sobre Inspección Previa a la Expedición aprobado por Ley No. 24.425; El Programa de Inspección de Preembarque de importaciones; Expediente No. 020-000680/97 del Registro del MINISTERIO DE ECONOMIA Y OBRAS Y SERVICIOS PUBLICOS; Concursos oficiales. | 24/02/1998 |
| Brazil               | Decree 1,355 of 30 December 1994.  | 03/02/1997 |
| Ecuador              | Notificación de Reformas de Legislación Nacional sobre Inspección Previa a la Expedición.  | 28/09/1999 |
| European Union       | Regulation (EC) 3287/94 on preshipment inspection for exports from the Community to give effect to the WTO Agreement (in the three WTO languages).   | 31/03/1995 |
| Liechtenstein        | Legislation of Switzerland applies to Liechtenstein (Swiss ordinance concerning the implementation of preshipment inspections dated 17 May 1995, see G/PSI/N/1/Add.2).   | 24/02/1998 |
| Moldova, Republic of | Article 12 of the Law on State Regulation of External Trade and Governmental Decision No. 1009 of 27 September 2001, implements the Agreement in the Republic of Moldova   | 19/07/2004 |
| Saint Lucia          | SLNS 41: 2001 SPECIFICATION FOR PNEUMATIC TYRES FOR PASSENGER VEHICLES<br>SLNS 42: 2005 SPECIFICATION FOR PNEUMATIC TYRES FOR NON-PASSENGER VEHICLES<br>Standards Act No 14 of 1990 (Chapter 13.25)<br>Road Vehicle and Road Traffic (Amendment) Act No. 10 of 2006  | 30/09/2019 |
| Switzerland          | Ordinance concerning the implementation of preshipment inspections dated 17 May 1995.  | 26/07/1995 |
| Uruguay              | Notificación de la Ley 16.671 del 13 de diciembre de 1994.   | 09/10/1996 |

<sup>1</sup> Available for consultation in the Secretariat (office 1178).

<sup>2</sup> In the language in which it was notified.

**2 OTHER LAWS AND REGULATIONS RELATING TO PRESHIPMENT INSPECTION<sup>3</sup>**

| <b>Member</b>                         | <b>Contents</b>   | <b>Date</b> |
|---------------------------------------|---|-------------|
| Albania                               | Preshipment inspection is covered by Article 11 paragraph 4 and Article 25 of the Law "Customs Code of the Republic of Albania" No. 8449, 27 January 1999.  | 24/06/2008  |
| Bangladesh                            | Preshipment Inspection Order 1999 has been issued under Section 25A of Customs Act (Act IV9 of 1969), for appointment of preshipment inspection agencies and to provide for the functions relating to the issuance of certificates by such agencies and other related matters.  | 19/07/2004  |
| Benin                                 | Décret no. 91-23 du 1er Février 1995 portant institution d'un système de vérification des importations de marchandises à destination de la République du Bénin; Arrêté no. 0227MF7DC7CTE du 6 Février 1991 instituant un Système de Vérification des importations de marchandises à destination de la République du Bénin | 03/02/1997  |
| Bolivia,<br>Plurinational<br>State of | Decreto Supremo No. 22514 y de la Resolución Suprema No. 208026 relativos a la inspección previa a la expedición.   | 03/02/1997  |
| Burkina Faso                          | Décret No. 92-332/PRES/PM/MFP/MICM du 19 Novembre 1992 portant Programme de Vérification des Importations; Arrêté Interministériel No. 049/MFP/MICM portant application du Décret No. 332/PRES/PM/MFP/MICM.   | 03/02/1997  |
| Burundi                               | Contrat d'inspection avant expédition avec la Société Générale de Surveillance (SGS) depuis 1970.   | 19/07/2004  |
| Central<br>African<br>Republic        | Interministerial Order No. 021 of 1 April 2005 on the securing of revenue from timber exports in the Central African Republic.  | 26/04/2010  |
| Colombia                              | Decreto 2531 de noviembre 16 de 1994 del Ministerio de Hacienda y Crédito Público; Resolución 5624 de diciembre 9 de 1994 de la Dirección de impuestos y Aduanas Nacionales; Decreto 550 de marzo 31 de 1995 del Ministerio de Hacienda y Crédito Público.  | 26/07/1995  |
| Congo                                 | Décret No. 99-167 du 23 août 1999 Modifiant le décret No. 95-147 du 8 août 1995 portant institution d'une inspection obligatoire pour les marchandises embarquées à destination du Congo.   | 23/08/1999  |
| Côte d'Ivoire                         | Décret 93-113 du 11 mars 1993; Arrêté interministériel no. 38 du 12 mars 1993; Avis aux importateurs et exportateurs no. 93-002 du 12 mars 1993.  | 09/10/1996  |
|                                       | Notification of administrative procedures for preshipment inspection.   | 24/02/1998  |
| Dem. Rep. of<br>Congo                 | Legislation relating to preshipment inspection  | 24/06/2008  |
| Ecuador                               | Mediante Ley No. 2007-93, publicada en el Registro Oficial No. 196 de 23 de octubre de 2007, el Ecuador decidió prescindir de la utilización de regímenes de inspección previa a la expedición.   | 10/10/2012  |
| Egypt                                 | Ministerial Decree Nos. 961/2012 and 991/2015   | 22/05/2019  |
| European<br>Union                     | Council Regulation N° 3287/94 – List of authorities responsible for preshipment inspection in the EC.   | 19/07/2004  |
| Georgia                               | After concluding the contract with the existing company, there is no official entity authorized for the mandatory preshipment inspection, and pursuant to Article 176 of Customs Code of Georgia, the submission of the certificate of the inspection for the customs clearance must not be considered as the compulsory. | 19/07/2004  |
| Ghana                                 | Notification of administrative procedures for preshipment inspection.   | 09/10/1996  |
| Guinea                                | La République de Guinée applique l'inspection avant expédition dans le cadre du programme de sécurisation des recettes douanières régie par les Décrets 96/095/PRG/SGG du 27 juin 1996 et D99/069/PRG/SGG du 30 juillet 1999.   | 19/07/2004  |
| Haiti                                 | Décret du 3 octobre 1983 confiant à la Société Générale de Surveillance (SGS) la vérification qualitative et quantitative des marchandises avant leur embarquement pour Haïti.  | 28/09/1999  |
| India                                 | Paragraphs 25 and 27 of the Export and Import Policy.   | 09/10/1996  |
| Indonesia                             | Presidential Instruction, 3/1991, "The Policy to Expedite the Flow of Goods for the Promotion of Economic Activities" (unofficial translation into English) Decree of the Minister of Finance, 737/KMK.00/1991, "Concerning Customs Procedures in the Field of Imports" (unofficial translation into English).            | 08/06/1995  |

<sup>3</sup> In the language in which it was notified.

| Member               | Contents  | Date       |
|----------------------|---|------------|
| Jamaica              | Section 19 of the Revenue Board Act and Section 257 of the Customs Act.   | 09/10/1996 |
| Japan                | A law relating to preshipment inspection (in the Japanese language only).   | 31/03/1995 |
| Korea, Republic of   | Domestic laws and regulations relating to preshipment inspection which were incorporated through the amendment of Korea's Foreign Trade Act and its Enforcement Decree in December 1996 and February 1997, respectively.  | 28/09/1999 |
| Kuwait, the State of | Law Decree No. 13 of 1980 concerning customs; List of import prohibited goods; list of goods and items exempted from customs duty; list of export restricted goods; list of prohibited exported goods; list of imported restricted goods; list of provisional seizures.   | 24/02/1998 |
| Madagascar           | Agreement on the Customs Receipts Security System between the Republic of Madagascar and VERITAS BV of 4 December 1992; Interministerial Order No. 2169 of 7 May 1993 establishing preshipment quality, quantity and price inspection and controls; Interministerial Order No. 6550/93-FIN of 15 December 1993 amending certain provisions of Interministerial Order No. 2169/93 of 7 May 1993; Note No. 2721/MFB/SG/DGRF/D1/CEDEL/LF of 24 December 1993 on the implementation of Order No. 6550/93-FIN of 15 December 1993; Supplemental Agreement No. 2 of 9 June 1995 to the Agreement on the Customs Receipts Security System; Interministerial Order No. 3537/95 of 12 July 1993 amending and supplementing certain provisions of Ministerial Order No. 6550/93 FIN of 15 December 1993.  | 09/10/1996 |
|                      | Convention relative au système de sécurisation des recettes douanières entre la République de Madagascar et le bureau Veritas BV du 4 décembre 1992; Arrêté interministériel n° 2169 du 7 mai 1993 instituant une inspection et un contrôle de la qualité, des quantités et des prix avant embarquement; Arrêté interministériel n° 6550/93-FIN du 15 décembre 1993 modifiant certaines dispositions de l'arrêté interministériel n° 2169/93 du 7 mai 1993; Note n° 2721/MFB/SG/DGRF/D1/CEDEL/LF du 24 décembre 1993 relative à l'application de l'arrêté n° 6550/93-FIN du 15 décembre 1993; Avenant n° 2 du 9 juin 1995 à la Convention relative au Système de Sécurisation des recettes douanières; Arrêté interministériel n° 3537/95 du 12 juillet 1993 modifiant et complétant certaines dispositions de l'arrêté ministériel n° 6550/93-FIN du 15 décembre 1993. | 28/09/1999 |
| Mali                 | Décret No. 89-196/P-RM portant institution du contrôle de la qualité, de la quantité, des prix et de la vérification du chapitre douanier des marchandises à l'importation avant expédition; Programme de Vérification des Importations.  | 24/02/1998 |
|                      | Décret No. 08/745/P-RM du 12 décembre 2008, portant institution du contrôle de la qualité, de la quantité, du prix, de la position tarifaire et de la valeur en douane à l'importation avant expédition et du scanning des marchandises à destination.  | 05/02/2013 |
| Mexico               | Acuerdo que establece el aviso automático de importación, y al efecto adiciona el similar que establece la clasificación y codificación de mercancías cuya importación y exportación está sujeta al requisito de permiso previo por parte de la Secretaría de Comercio y Fomento Industrial.  | 28/09/1999 |
| Mozambique           | Pre-shipment Inspection Regulation, Ministerial Despatch No. 207/98 of 25 November 1998.  | 24/06/2008 |
| Niger                | Décret No. 96-021/PCSN/MF/P du 12 Février 1996 portant institution d'un Programme d'Inspection et de Vérification des Importations; Arrêté Interministériel No. 0184/MFP/P/MCA/T/T du 10 Juin 1996 portant application du Décret No. 96-021/PCSN/MF/P.  | 03/02/1997 |
|                      | Décret no. 96-021/PCSN/MF/P du 12 février 1996 modifié par le Décret no. 96-370/PRN/MEF/P du 18 Octobre 1996 portant institution d'un programme d'inspection et de vérification des importations en République du Niger; Arrêté Interministériel no. 0184/MFP/MCA/T/T du 10 Juin 1996 portant application du décret no. 96-921/PCN du 12 février 1996.  | 24/02/1998 |
| Nigeria              | Notification explaining phase-out of PSI in Nigeria.  | 24/02/1998 |
| Pakistan             | Statutory Notification of 14 November 1994, "Customs".  | 08/06/1995 |

| Member  | Contents  | Date       |
|---|---|------------|
| Papua New Guinea  | The legislation is applicable to logging industry, which is specified in Clause 134 of Forestry Act 1991, and Clauses 233 and 234 of Forestry Regulation legislation  | 19/07/2004 |
| Paraguay  | Resolución 1171 del Ministerio de Hacienda de fecha 3 de julio de 1996 por el cual se reglamenta el procedimiento operativo para importaciones con inspecciones pre-embarque.   | 06/06/1997 |
| Peru  | D. Leg. N° 659 "Establece nuevo procedimiento para las operaciones de importación de mercancías"; D.S. N° 038-92-EF "Aprueba el reglamento para las empresas verificadoras que supervisarán las operaciones de importación y depósito de mercancías"; D.L. N° 25713 "Precisa el alcance de norma que establece el régimen de supervisión de importaciones para diversos bienes"; D.L. N° 25723 "Dispone la inspección en origen de las mercancías que se destinen a las zonas de tratamiento especial comercial, cuyo valor FOB sea mayor al US\$2,000"; Directiva N° 7-D-22-92 SUNAD-INTA; D.S. N° 265-91-EF "Establece los procedimientos y trámites que operativicen el proceso de supervisión de importaciones y depósito de mercancías". | 12/07/1996 |
|   | Decreto Supremo N° 003-96-EF: "Excluyen del sistema de supervisión de importaciones y depósito de mercancías a los commodities a que se refiere el -Decreto Supremo N° 038-92-EF" (6/1/96); - Decreto Supremo N° 004-96-EF: "Exceptúan del Régimen de Supervisión a las importaciones que efectúe el Estado" (6/1/96); -Decreto Supremo N° 015-97-EF: "Aprueban normas referidas a la aplicación del sistema de supervisión de importaciones a las solicitudes de inspección de mercancías" (25/2/97).  | 06/06/1997 |
| Philippines   | Joint Order 1-91 for the Implementation of the Comprehensive Import Supervision Service.  | 09/10/1996 |
| Russian Federation  | Federal Law of 8 December 2003 N° 164-FL on the Fundamentals of the State Regulation of Foreign Trade Activity. The authorities of the Russian Federation do not currently require any inspection services subject to provisions of the Agreement.  | 21/09/2012 |
| Senegal   | Notification of Decree 91-1221 of 14 November 1991 and Order No. 01000 of 22 November 1991.   | 09/10/1996 |
| Separate Customs Territory of Taiwan, Penghu Kinmen and Matsu | Foreign Trade Act amended to add Article 2001 in force on 1 January 1999. Regulations on the Management and Supervision of Preshipment Inspection promulgated on 12 May 1999.   | 19/07/2004 |
| Suriname  | Decree E-30 of 3 December 1981 (in Dutch).  | 28/09/1999 |
| Turkey  | Communiqué on the Status of International Supervising Companies (Export 96/6).  | 24/02/1998 |
| Uganda  | Notification of contract with Société Générale de Surveillance and Supplemental Agreement to the contract.  | 09/10/1996 |
| Venezuela, Bolivarian Republic of                             | Decreto No° 2.288 del 27.01.03, Reforma parcial del Reglamento sobre la inspección y verificación previa a la importaciones; Providencia N° SNAT/2003/1.761 del 02.05.03, establece la obligación de empresas verificadoras de transmitir electrónicamente en un máximo de 24 horas sus informes de verificación, tanto a los importadores, como a la Administración Aduanera; Providencia N° SNAT/2003/1.743-746 del 14.04.03, Autorización para las varias empresas de Inspección previa a la expedición puedan prestar sus servicios.  | 19/07/2004 |

### 3 CHANGES IN LAWS AND REGULATIONS RELATING TO PRESHIPMENT INSPECTION

| Member                          | Contents   | Date       |
|---------------------------------|--|------------|
| Argentina                       | Resoluciones del Ministerio de Economía y obras y Servicios Públicos No. 58/99 y 217/99 y las Disposiciones del Comité Ejecutivo del Programa de Inspección de Preembarque de Importaciones No. 2/99, 3/99 y 4/99, que modifican algunos aspectos operativos del Programa de Inspección de Preembarque de las Importaciones aplicado por la República Argentina. | 21/03/2001 |
| Bolivia, Plurinational state of | Decreto Supremo No. 24851 del 20 de septiembre de 1997; Decreto Supremo No. 22514 del 24 de agosto de 1990; Resolución Suprema No. 208026.   | 28/09/1999 |

| Member    | Contents  | Date       |
|-----------|---|------------|
| Ghana     | Ministry of Trade and Industry Notice to Importers: Revised Procedures for Preshipment, 13 October 1997; New Procedure for Preshipment Inspection of Imports, 6 July 1995.  | 28/09/1999 |
| Indonesia | The Government of Indonesia informs Members that "the notification contained in G/PSI/N/1/Add.1 is no longer valid as the Government of Indonesia, since 1 April 1997, does not apply preshipment inspection for its imports. For imported goods, customs examination is carried out by Indonesian Customs at the place where the goods are imported in the territory".   | 06/06/1997 |
| Niger     | Décret n° 96-021/PCSN/MF/P du 12 février 1996, modifié par Décret n° 96-370/PRN/MEF/P du 18 octobre 1996 instituant un programme d'inspection et de vérification des importations en République du Niger; Arrêté interministériel n° 0184/MFP/MCA/T/T du 10 juin 1996 portant application du Décret n° 96-021/PCSN du 12 février 1996.  | 28/09/1999 |
| Peru      | Las siguientes normas legales complementarias relativas al régimen de inspección previa a la expedición: Decreto Supremo No. 005-96-EF: "Reglamento de Infracciones y Sanciones de las Empresas Supervisoras", publicado en el Diario Oficial el 8 de enero de 1996; Decreto Supremo No. 67-95-EF: "Crean subcomisión encargada de evaluar reclamos derivados del incumplimiento contractual de obligaciones asumidas por las empresas verificadoras con los importadores", publicado en el Diario Oficial el 5 de abril de 1995. | 24/02/1998 |
|           | Decreto Supremo N°008-2002-EF, del 14 de enero de 2002, mediante el cual se amplió la lista de mercancías excluidas del sistema de supervisión de importaciones establecido por el Decreto Legislativo N°659 y sus normas reglamentarias, complementarias y modificatorias.   | 19/07/2004 |

#### 4 MEMBERS NOTIFYING THAT THEY HAVE NO LAWS OR REGULATIONS RELATING TO PRESHIPMENT INSPECTION

| Member              | Date       |
|---------------------|------------|
| Afghanistan         | 04/06/2018 |
| Angola              | 15/10/2018 |
| Armenia             | 19/07/2004 |
| Australia           | 24/02/1998 |
| Bahrain, Kingdom of | 06/06/1997 |
| Brazil              | 07/12/2018 |
| Brunei Darussalam   | 03/02/1997 |
| Bulgaria            | 06/06/1997 |
| Cambodia            | 26/04/2010 |
| Canada              | 12/07/1996 |
| Chad                | 28/09/1999 |
| Chile               | 21/03/2001 |
|                     | 31/03/1995 |
| Costa Rica          | 08/06/1995 |
| Croatia             | 26/04/2010 |
| Cuba                | 12/07/1996 |
| Cyprus              | 05/12/1997 |
| Czech Republic      | 12/07/1996 |
| Dominica            | 28/09/1999 |
| Dominican Republic  | 26/04/2010 |
| Ecuador             | 19/07/2004 |
|                     | 03/10/2012 |
| El Salvador         | 06/06/1997 |
| Estonia             | 21/03/2001 |
| Fiji                | 19/07/2004 |
|                     | 06/06/1997 |
| Gabon               | 28/09/1999 |
|                     | 19/07/2004 |
| Georgia             | 19/07/2004 |
| Grenada             | 19/07/2004 |
| Guatemala           | 21/03/2001 |
| Guyana              | 19/07/2004 |
|                     | 19/07/2004 |
| Honduras            | 03/02/1997 |
| Hong Kong, China    | 31/03/1995 |
| Hungary             | 26/07/1995 |

| <b>Member</b>                     | <b>Date</b> |
|-----------------------------------|-------------|
| Iceland                           | 09/10/1996  |
| Indonesia                         | 06/06/1997  |
| Israel                            | 03/02/1997  |
| Jordan                            | 21/03/2001  |
| Kazakhstan                        | 16/09/2016  |
| Kyrgyz Republic                   | 24/06/2008  |
|                                   | 21/03/2001  |
| Latvia                            | 28/09/1999  |
| Lesotho                           | 11/01/2013  |
|                                   | 26/04/2010  |
| Lao, People's Democratic Republic | 28/06/2013  |
| Macao, China                      | 24/08/1999  |
| Malawi                            | 18/05/2015  |
| Malaysia                          | 12/07/1996  |
| Maldives                          | 28/09/1999  |
| Malta                             | 28/09/1999  |
| Mauritius                         | 19/07/2004  |
| Mongolia                          | 24/02/1998  |
| Myanmar                           | 10/12/2001  |
|                                   | 28/09/1999  |
| Namibia                           | 06/06/1997  |
| New Zealand                       | 25/10/1996  |
| Nicaragua                         | 18/07/1996  |
| Norway                            | 19/08/2010  |
|                                   | 12/07/1996  |
| Oman                              | 21/03/2001  |
| Panama                            | 26/04/2010  |
|                                   | 19/07/2004  |
|                                   | 22/07/1998  |
| Poland                            | 23/04/1996  |
| Qatar                             | 28/09/1999  |
| Romania                           | 28/09/1999  |
| Samoa                             | 21/06/2013  |
| Saudi Arabia, Kingdom of          | 24/06/2008  |
| Singapore                         | 26/07/1995  |
| Slovak Republic                   | 28/09/1999  |
| Slovenia                          | 12/07/1996  |
| Suriname                          | 12/07/1996  |
| South Africa                      | 03/02/1997  |
| Sri Lanka                         | 19/07/2004  |
| St. Kitts and Nevis               | 28/09/1999  |
| Thailand                          | 26/04/2010  |
| The Gambia                        | 13/01/2014  |
|                                   | 26/04/2010  |
| Togo                              | 26/04/2010  |
| Trinidad and Tobago               | 28/09/1999  |
| Tunisia                           | 24/06/2008  |
|                                   | 03/02/1997  |
| United Arab Emirates              | 03/02/1997  |
| United States                     | 09/10/1996  |
| Vanuatu                           | 12/07/2016  |
| Zambia                            | 19/07/2004  |
| Zimbabwe                          | 12/07/1996  |