



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

COMMUNICATION FROM CHILE

*Revision*

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

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1. Please be informed of the repeal of Decree No. 77 of the Ministry of the Economy, Development and Reconstruction, published in the Official Journal of 14 June 2004, which contains implementing regulations for Title I of Law No. 19.912. Decree No. 77 is replaced by Decree No. 316 of the Under-Secretariat for International Economic Relations of the Ministry of Foreign Affairs, published in the Official Journal of 7 July 2023, which approves the regulations under Article 28.11 of Law No. 21.080 with regard to the notification of technical regulations and conformity assessment procedures to the World Trade Organization and other related obligations, and sets out the requirements to be met by the relevant bodies when drawing up, adopting and implementing technical regulations and conformity assessment procedures.

2. This Decree establishes principles to be observed in the context of good regulatory practice, such as using international standards as a basis, not creating unnecessary barriers to trade, national treatment and most-favoured-nation treatment. In the main section, it establishes an obligation to hold consultations on draft technical regulations (60 days as a general rule) and to inform the Under-Secretariat for International Economic Relations so that it can notify them to the WTO. Moreover, it establishes, as a general rule, a period of six months between the adoption and the implementation of the technical regulations in order to give economic operators time to adapt to the new provisions. In special circumstances, envisaged in the Agreement on Technical Barriers to Trade, the period may be shorter.

3. Responsibility for implementing and administering the Agreement on Technical Barriers to Trade lies with the Under-Secretariat for International Economic Relations, and more specifically its Trade Regulations Division, which in turn is the enquiry point for technical regulations and related conformity assessment procedures. Its duties relating to technical barriers accordingly include notification of the WTO and further processing required by the notification procedure; that is, it receives comments on notified draft regulations and channels replies to these comments.

4. Notices concerning the preparation of technical regulations and related conformity assessment procedures, are published on their websites for example, by the institutions that have the authority to draw them up (Ministries and other government bodies involved in the specific area to be regulated). Once adopted, the regulations and conformity assessment procedures are published in the Official Journal. The time limit for presenting written comments is not less than 60 days, except in emergencies. With regard to the service specified in Article 10.1 of the Agreement, the following is now fully operational: For technical regulations, the enquiry point is the Trade Regulations Division of the Under-Secretariat for International Economic Relations. The address is: Teatinos 180, piso 11, Santiago, Chile; Tel.: (+56 2) 2827 5491; Email: [tbt\\_chile@subrei.gob.cl](mailto:tbt_chile@subrei.gob.cl).

5. The text of the Decree is available at:

<https://www.diariooficial.interior.gob.cl/publicaciones/2023/07/07/43595/01/2339759.pdf>

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