

28 septembre 2018

(18-6006)

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Comité de l'accès aux marchés

Original: anglais

**NOTIFICATION PRÉSENTÉE CONFORMÉMENT À LA DÉCISION SUR LES
PROCÉDURES DE NOTIFICATION DES RESTRICTIONS
QUANTITATIVES (G/L/59/REV.1)**

BRÉSIL

La communication ci-après, datée du 21 septembre 2018, est distribuée à la demande de la délégation du Brésil.

A. Membre notifiant:	Brésil
B. Date de la notification:	21 septembre 2018
C. Première notification:	<input type="checkbox"/> Oui <input checked="" type="checkbox"/> Non, dernière notification présentée dans le document (cote du document): G/MA/QR/N/BRA/1
D. Type de notification:	<input checked="" type="checkbox"/> 1. Complète (c'est-à-dire notification de toutes les restrictions quantitatives en vigueur) <input type="checkbox"/> 2. Modifications apportées à une notification faite précédemment (cote du document) qui sont de la nature suivante: <input type="checkbox"/> 2.1 Introduction de nouvelles restrictions, telles qu'énumérées dans la section 1 <input type="checkbox"/> 2.2 Suppression de restrictions, tel qu'indiqué plus bas dans la section G <input type="checkbox"/> 2.3 Modification d'une restriction notifiée précédemment, tel qu'indiqué dans la section 1 <input type="checkbox"/> 3. Notification inverse de restrictions maintenues par (Membre):
E. La notification contient des renseignements pour la période biennale (par exemple 2012-2014):	<u>2016-2018</u> et concerne des restrictions en vigueur depuis le 29 août 2018
F. La présente notification contient les renseignements* ci-après:	<input checked="" type="checkbox"/> Section 1: Liste des restrictions quantitatives actuellement en vigueur <input checked="" type="checkbox"/> Section 2: Renvoi à d'autres notifications adressées à l'OMC et contenant des renseignements sur des restrictions quantitatives actuellement en vigueur, et renseignements additionnels
G. Observations générales, y compris description de la suppression de restrictions notifiées au titre du point D.2.2 et date à laquelle elles ont cessé d'être appliquées	Néant.

* En anglais seulement.

Section 1: List of quantitative restrictions that are currently in force

QR No.	General description of the restriction	Type of restriction)	Tariff line code(s) affected, based on HS2012	Detailed Product Description	WTO Justification and Grounds for Restriction, e.g., Other International Commitments	National legal basis and entry into force (i.e. Law, regulation or administrative decision)	Administration, modification of previously notified measures, and other comments
	1	2	3	4	5	6	7
1.	Prohibition on the importation of remoulded tyres	P	40121100	Retreaded or used pneumatic tyres of rubber; solid or cushion tyres, tyre treads and tyre flaps, of rubber	Article XX(b) of the GATT	ADPF 101 of 2009 (Decision of the Brazilian Supreme Court) (http://redir.stf.jus.br/paginadorpub/paginador.jsp?docTP=AC&docID=629955)	Administered by Foreign Trade Secretariat
2.	Restriction on the importation of certain used goods	NAL	Various	In general, the importation of used goods is subject to non-automatic licensing.	Article XX(b) of the GATT	Portaria SECEX nº 23 of 2011 (http://portal.siscomex.gov.br/biblioteca-de-arquivos/legislacao_scecx/portaria-no-23-de-14-de-julho-de-2011/view) Portaria DECEX nº 8 of 1991 (http://www.mdic.gov.br/arquivos/dwnl_1379428638.pdf)	Administered by Foreign Trade Secretariat
3.	Restrictions on the importation and exportation of	NAL NAL-X	71021000, 71022100; 71023100	Diamonds; whether or not worked, but not mounted or set, unsorted; Diamonds; industrial, unworked or simply sawn, cleaved or bruted, but	Extension of waiver concerning Kimberley Process	Law nº 10.743 of 2003 (https://www.planalt)	Administered by Mining National Agency (ANM)

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	1	2	3	4	5	6	7
	diamonds from a list of countries			not mounted or set; Diamonds; non-industrial, unworked or simply sawn, cleaved or bruted, but not mounted or set	Certification Scheme for Rough Diamonds - Decision of 11 December 2012 (WT/L/876) Council for Trade in Goods - Kimberley Process Certification Scheme for Rough Diamonds - Request for an extension of a WTO waiver (G/C/W/753) The Kimberley Process Certification Scheme (KPCS)	o.gov.br/ccivil_03/LEIS/2003/L10.743.htm Portaria SECEX nº 23 of 2011 (http://portal.siscomex.gov.br/biblioteca-de-arquivos/legislacao_scecx/portaria-no-23-de-14-de-julho-de-2011/view)	
4.	Restriction on the importation of nuclear minerals and materials	NAL	Various	Nuclear materials	Article XX(b) of the GATT	Decree nº 51.726 of 1963 (https://www.planalto.gov.br/ccivil_03/decreto/1950-1969/D51726.htm)	Administered by National Commission for Nuclear Energy

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	1	2	3	4	5	6	7
						Portaria CNEN nº 279 of 1997 (http://appasp.cnen.gov.br/seguranca/normas/pdf/Nrm486.pdf)	
5.	Prohibition on the importation and exportation of certain species pursuant to CITES	CP CP-X	Various	Various. See CITES website for current listing (https://cites.org/eng/resources/ref/suspend.php).	Article XX(b) of the GATT Convention on International Trade in Endangered Species of Wild Fauna and Flora	Legislative Decree nº 54 of 1975 (http://www2.camara.leg.br/legin/fed/decreto/1970-1979/decretolegislativo-54-24-junho-1975-364871-publicacaooriginal-1-pl.html) Decree nº 76.623 of 1975(https://www.planalto.gov.br/ccivil_03/decreto/Antigos/D76623.htm)	Administered by Brazilian Institute for the Environment and the Renewable Resources - IBAMA
6.	Prohibition on the importation of hazardous wastes and their disposals	P	2524; 3804; 3825; 25241000; 26202100; 26202900; 26206000; 26209100; 26211000; 27109100; 27109900; 27139000;	Residues Of Asbestos; Residual Bleaches of Cellulose Pastes Fabrication, whether or not concentrated, decaffeinated Or chemically treated, including lignosulfonates but excluding "Tall Oil" of the position 3803; Residual Products Of Chemical Industries or Related Industries, not specified and	Article XX(b), (g) of the GATT Basel Convention on the Control of Transboundary Movements of Hazardous Wastes and	Law nº 12.305 of 2010 (http://www.planalto.gov.br/ccivil_03/_ato2007-2010/2010/lei/l12305.htm#_blank) Resolution CONAMA nº 452 of 2012 (http://www.mma.gov.br/port/conama/l)	Administered by Ministry of Environment (MMA)

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	1	2	3	4	5	6	7
			38248200; 40121100; 40121200; 40121900; 40122000; 81125200; 85481010;	not included in other positions; Municipal Waste; Sewage Treatment Sludge; Crocidolite (Asbestos) even stained; Gasoline Sludge containing Lead, etc.; Ashes, Residues containing Lead; Ashes, Waste with Arsenic, Mercury, Thallium, Etc .; Ashes and Residues, w/ Antimony, Beryllium, etc; Ashes And Waste of Incineration, Municipal Waste; Waste of Oil Containing (Pcb)(Pct)(Pbb); Other Wastes of Oils w/ Basic concentration 70%+ Weight; Other Residues of Petroleum Oils, Oils and Minerals Bitumen; Mix cont. Polibrom (Pbb), Polychlor (Pct), Etc; Retreaded Tires, Other Tires Reeves; Thallium Waste and Residues; Lead Waste, Residues, Unserviceable	their Disposal (1989)	egiabre.cfm?codlegi=222#_blank)	
7.	Prohibition except under defined conditions on the importation of goods containing substances that deplete the Ozone Layer and whose importation are controlled	CP	89; 29031400; 29031910; 29033911; 29033919; 29033919; 29033919; 29033921; 29033929; 29037100; 29037200;	Vessels and floating structures using the substance of the Montreal Protocol (cfc); Carbon tetrachloride; 1,1,1-trichloroethane (methyl chloroform); 1,1,1,2-tetrafluoroethane; Other fluorinated derivatives; Bromomethane; Other brominated derivatives;	Article XX(b), (g) of the GATT Montreal Protocol on Substances that Deplete the Ozone Layer	Decree nº 99.280 of 1990. (http://www.planalt.o.gov.br/ccivil_03/decreto/1990-1994/d99280.htm)	Administered by Brazilian Institute for the Environment and the Renewable Resources - IBAMA

QR No.	General description of the restriction	Type of restriction)	Tariff line code(s) affected, based on HS2012	Detailed Product Description	WTO Justification and Grounds for Restriction, e.g., Other International Commitments	National legal basis and entry into force (i.e. Law, regulation or administrative decision)	Administration, modification of previously notified measures, and other comments
	1	2	3	4	5	6	7
			29037300; 29037400; 29037500; 29037600; 29037711; 29037712; 29037713; 29037721; 29037722; 29037723; 29037724; 29037731; 29037732; 29037733; 29037734; 29037735; 29037736; 29037737; 29037790; 29037800; 29037911; 29037912; 29037919; 29037920; 29037990; 29039919; 29039919; 29342040; 38130090; 38140010; 38140020; 38140030; 38140090; 38247110; 38247190;	Chlorodifluoromethanes; Dichlorotrifluoroethanes; Dichlorofluoroethanes; Chlorodifluoroethanes; Dichloropentafluoropropanes; Bromochlorodi/bromotri/dibromotetrafluoromethanes; Trichlorofluoromethane; Dichlorodifluoromethane; Chlorotrifluoromethane; Trichlorotrifluoroethanes; Dichlorotetrafluoroethanes and chloropentafluoroethane; Pentachlorofluoroethane; Tetrachlorodifluoroethanes; Heptachlorofluoropropanes; Hexachlorodifluoropropanes; Pentachlorotrifluoropropanes; Tetrachlorotetrafluoropropanes; Trichloropentafluoropropanes; Dichloroexafluoropropanes; Chloroheptafluoropropanes; Ex.periv.peralogen.unic.w/fluorine and chlorine; Other perhalogenated derivatives; Chlorofluoroethanes; Chlorotetrafluoroethanes; Methane, ethane, halogen w/ fluorine and chlorine; Deriv./met., Ethane and prop.halog.w/ fluorine and bromine; Outs.der.halog.d/ hid.acid. w/ 2 diff. Halogens			

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	1	2	3	4	5	6	7
			38247200; 38247300; 38247410; 38247420; 38247500; 38247600; 38247700; 38247810; 38247900; 84241000.				
8.	Prohibition except under defined conditions on the importation of controlled goods including agrochemicals, wood preservatives, environmental remediators, chemical dispersants, metallic mercury and other hazardous chemicals	CP	Various	Other deriv.halogen., only w/ chlorine; 2-(thiocyanomethylthio) benzothiazole (tcmtb); Other composit. and loads for extinguishers, grenades, etc.; Solvents, diluents etc. of paints and varnish with cfc even with hcfcouts; Solvents, diluents etc. of paints and varnish w/hcfc, but not cfc; Solvents, diluents etc. w/tetracl.d/carb.bromochlor.m ethylc.; Other Solvents, diluents etc. other preparations of paint and varnish; Mixtures containing trichlorotrifluoroethanes; Other mix w/ hydrocarb.acic.peralog.w/ fluorine and chlorine; Other mix cont. Bromochlor., Bromotr./ Dibromot., Other. Hydrobromofluorocarbs. (Hbfc); Preparation of	Art XX(b) of the GATT Rotterdam Convention on the Prior Informed Consent Procedure for Certain Hazardous Chemicals and Pesticides in International Trade Stockholm Convention on Persistent Organic Pollutants Minamata Convention on Mercury	Law nº 7.802 of 1989 (http://www.planalto.gov.br/ccivil_03/LEIS/L7802.htm) Decree nº 4.074 of 2002 (http://www.agricultura.gov.br/assuntos/insumos-agropecuarios/insumos-agricolas/agrotoxicos/arquivos/decreto-no-4-074-02.pdf/view) Portaria IBAMA nº 292 of 1989 (http://www.ibama.gov.br/phocadownload/qualidadeambiental/preservativos_de_madeira/2017-	Administered by: Brazilian Institute for the Environment and the Renewable Resources – IBAMA Ministry of Agriculture, Livestock and Food Supply – MAPA Ministry of Defence

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	1	2	3	4	5	6	7
				chlorodifluoride/pentafluorine; Other Cultures d/ micr.like products; Other enzymes prepared.		<p>registrados/areas%20tematicas_produtos%20preservativo%20de%20madeiras_2.pdf)</p> <p>Decree nº 5.360 of 2005 (http://www.planalto.gov.br/ccivil_03/_ato2004-2006/2005/decreto/D5360.htm)</p> <p>Decree nº 5.472 of 2005 (http://www.planalto.gov.br/ccivil_03/_ato2004-2006/2005/decreto/d5472.htm)</p> <p>Decree nº 9.470 of 2018 (http://www2.camara.leg.br/legin/fed/decret/2018/decreto-9470-14-agosto-2018-787075-publicacaooriginal-156192-pe.html)</p> <p>Normative Instruction MAPA, ANVISA, IBAMA nº 25 of 14/09/2005 (http://www.agricult</p>	

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	1	2	3	4	5	6	7
						<p>ura.gov.br/assuntos/insumos-agropecuarios/insumos-agricolas/agrotoxicos/legislacao/arquivos-de-legislacao/inc-25-2005-ret)</p> <p>Resolution CONAMA nº 463 of 2014 (http://www2.mma.gov.br/port/conama/legiabre.cfm?codlegi=705)</p> <p>Resolution CONAMA nº 269 of 14/09/2000 (http://www2.mma.gov.br/port/conama/legiabre.cfm?codlegi=267)</p> <p>Normative Instruction MAPA, ANVISA, IBAMA nº 32 of 2005 (http://www.agricultura.gov.br/assuntos/insumos-agropecuarios/insumos-agricolas/agrotoxicos/legislacao/arquivos-de-legislacao/inc-32-</p>	

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	1	2	3	4	5	6	7
						<p>2005-registro-de-bioquimicos)</p> <p>Normative Instruction MAPA, ANVISA, IBAMA nº 1 of 2006 (http://www.agricultura.gov.br/assuntos/insumos-agropecuarios/insumos-agricolas/agrotoxicos/legislacao/arquivos-de-legislacao/inc-01-2006-semioquimicos)</p> <p>Normative Instruction MAPA, ANVISA, IBAMA nº 2 of 2006 (http://ibama.gov.br/phocadownload/agrotoxicos/avaliacao/2017/2017-07-25-INC_02_2006_Agente_Biologico_Control.pdf)</p> <p>Normative Instruction MAPA, ANVISA, IBAMA nº 3 of 2006 (http://www.agricultura.gov.br/assuntos/insumos-agrotoxicos/legislacao/arquivos-de-legislacao/inc-01-2006-semioquimicos)</p>	

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	1	2	3	4	5	6	7
						<p>os- agricolas/agrotoxicos /legislacao/arquivos- de-legislacao/inc-03- 2006-biologicos)</p> <p>Normative Instruction SDA, SDC, ANVISA, IBAMA nº 1 of 2011 (http://www.agricultura.gov.br/assuntos/sustentabilidade/orgnicos/legislacao/portugues/instrucao-normativa-conjunta-sda-sdc-anvisa-ibama-no-01-de-24-de-maio-de-2011.pdf/view)</p> <p>Normative Instruction SDA/SDC nº 2 of 2011 (http://www.agricultura.gov.br/assuntos/sustentabilidade/orgnicos/legislacao/portugues/instrucao-normativa-conjunta-sda-sdc-no-02-de-02-de-junho-de-2011.pdf/view)</p>	

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	1	2	3	4	5	6	7
9.	Restriction on the importation and exportation of drugs and raw materials subject to special control (authorization required)	NAL NAL-X	1302; 2903; 2905; 2914; 2915; 2916; 2921; 2922; 2924; 2925; 2926; 2930; 2932; 2933; 2934; 2939; 3003; 3004; 3301; 2925.	Narcotics, psychotropic substances and precursors.	Article XX(b), (g) of the GATT Single Convention on Narcotic Drugs, 1961 United Nations Convention on Psychotropic Substances 1971 United Nations Convention against Illicit Traffic in Narcotic Drugs and Psychotropic Substances, 1988	Annex I of Portaria SVS/MS nº 344 of 98 (http://bvsmms.saude.gov.br/bvs/saudelegis/svs/1998/prt0344_12_05_1998_rep.html) RDC nº 81 of 2008 (http://portal.anvisa.gov.br/documentos/33880/2568070/rdc0081_05_11_2008.pdf/a02a1a3f-eaf1-4264-b1c0-084eb426fc37)	Administered by National Health Surveillance Agency (ANVISA)
10.	Prohibition except under defined conditions on the importation and exportation of substances to be used in scientific research or as reference standards (authorization required)	CP	1207; 1211; 1302; 2903; 2921; 2922; 2932; 2933; 2934; 2936; 2939; 3003; 3004.	Narcotics, psychotropics and precursors of prohibited use.	Article XX(b), (g) of the GATT Single Convention on Narcotic Drugs, 1961 United Nations Convention on Psychotropic	Annex I of Portaria SVS/MS nº 344 of 98 (http://bvsmms.saude.gov.br/bvs/saudelegis/svs/1998/prt0344_12_05_1998_rep.html) RDC nº 81 of 2008 (http://portal.anvisa.gov.br/document	Administered by National Health Surveillance Agency (ANVISA)

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	1	2	3	4	5	6	7
					Substances 1971 United Nations Convention against Illicit Traffic in Narcotic Drugs and Psychotropic Substances, 1988	s/33880/2568070/r dc0081_05_11_20 08.pdf/a02a1a3f-eaf1-4264-b1c0-084eb426fc37)	
11.	Restriction on the importation of medicines and substances subject to special control in Brazil.	NAL	2827; 2833; 2834; 2836; 2903; 2905; 2906; 2909; 2907; 2915; 2916; 2917; 2918; 2919; 2921; 2922; 2924; 2926; 2928; 2930; 2932; 2933; 2934; 2935; 2936; 2937; 2939; 3002; 3003.	Medicines and substances subject to special control in Brazil.	Article XX(b) of the GATT	Annex I of Portaria SVS/MS nº 344 of 98 (http://bvsm.saud e.gov.br/bvs/saude legis/svs/1998/prt0 344_12_05_1998_r ep.html) RDC nº 81 of 2008 (http://portal.anvisa.gov.br/document s/33880/2568070/r dc0081_05_11_20 08.pdf/a02a1a3f-eaf1-4264-b1c0-084eb426fc37)	Administered by National Health Surveillance Agency (ANVISA)

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	1	2	3	4	5	6	7
12.	Prohibition on the importation and exportation of certain chemical substances	P P-X	Various	Materials related to the development, production, stockpiling and use of chemical weapons	Article XX(b) of the GATT United Nations Security Council Resolution 1540 (2004) Chemical Weapons Convention (CWC)	Legislative Decree nº 9 of 1996 (https://www.mctic.gov.br/mctic/export/sites/institucional/arquivos/Decreto_Legislativo_n_9_de_29.02.1996/Decreto_Legislativo_n_9_de_29FEV1996.pdf) Decree nº 2.977 of 1999 (http://www.planalto.gov.br/ccivil_03/decreto/D2977.htm) Law nº 11.254, of 2005 (http://www.planalto.gov.br/ccivil_03/_Atos2004-2006/2005/Lei/L11254.htm)	Administered by Ministry of Science, Technology, Innovation and Communication (MCTIC)

Section 2: Cross-reference to other WTO notifications with information on quantitative restrictions that are currently in force

This section shall be filled by Members in case a notification made pursuant to another notification requirement (e.g. set in the Agreement on Agriculture, Agreement on Balance of Payments, Agreement on Safeguards, and the Agreement on Import Licensing Procedures, etc.) contains information on a quantitative restriction in force and which is not listed in Section 1.

1. Agreement on Agriculture

- A. Was a notification made with information on a quantitative restriction? Yes ☐ No ☒
- B. If yes, then list below the relevant document symbol and include any information element missing in the notification:

2. Agreement on Balance of Payments

- A. Was a notification made with information on a quantitative restriction? Yes ☐ No ☒
- B. If yes, then list below the relevant document symbol and include any information element missing in the notification:

3. Agreement on Safeguards

- A. Was a notification made with information on a quantitative restriction? Yes ☐ No ☒
- B. If yes, then list below the relevant document symbol and include any information element missing in the notification:

4. Agreement on Import Licensing Procedures (non-automatic licences)

- A. Was a notification made with information on a quantitative restriction? Yes ☐ No ☒
- B. If yes, then list below the relevant document symbol and include any information element missing in the notification:

5. Other notifications

- A. Was a notification made with information on a quantitative restriction in other notifications? Yes ☐ No ☒
- B. If yes, then list below the relevant document symbol and include any information element missing in the notification:
-