



30 octobre 2020

(20-7633)

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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)**

UKRAINE

La communication ci-après, datée du 15 octobre 2020, est distribuée à la demande de la délégation de l'Ukraine.

A. Membre notifiant: Ukraine
B. Date de la notification: 15 octobre 2020
C. Première notification: <input type="checkbox"/> Oui <input checked="" type="checkbox"/> Non, dernière notification présentée dans le document: G/MA/QR/N/UKR/4, G/MA/QR/N/UKR/4/Add.1, G/MA/QR/N/UKR/4/Add.2, G/MA/QR/N/UKR/4/Add.3, G/MA/QR/N/UKR/4/Add.4, G/MA/QR/N/UKR/4/Add.5 et G/MA/QR/N/UKR/4/Add.6
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 <u>2020-2022</u> et concerne des restrictions en vigueur depuis le 15 octobre 2020
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.

* En anglais seulement.

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

	General description of the restriction	Type of restriction	Tariff line code(s) affected, according to UKTZED (based on HS 2017)	Detailed Product Description	WTO Justification and Grounds for Restriction, e.g., Other International Commitments)	National legal basis and entry into force	Administration, modification of previously notified measures, and other comments
	1	2	3	4	5	6	7
1	Prohibition on the importation of leaded petrol	P	27101251, 27101259, 381111	Leaded petrol and lead additives to petrol, except for aviation spirit under HS 2710 12 31 00	Article XX (b) of the GATT – protection of human, animal and plant life and health, <i>inter alia</i>	Law of Ukraine “On Prohibition of Importation and Sale of Leaded Petrol and Lead Additives to Petrol in the Territory of Ukraine” of 2001 (Art. 1)	Administered by the State Customs Service
2	Prohibition on the importation and exportation of cloned human embryos	P P-X	3001902000	Cloned human embryos	Article XX (a) of the GATT – protection of public moral, <i>inter alia</i>	Law of Ukraine “On Prohibition of Reproductive Cloning of Human Beings” of 2004 (Art. 3)	Administered by the State Customs Service
3	Prohibition on the importation of pornography	P	Various	Pornographic works, images and other articles intended for sale or dissemination	Article XX (a) of the GATT – protection of public moral, <i>inter alia</i>	Law of Ukraine “On Protection of Public Moral” of 2003 (Art. 6)	Administered by the State Customs Service
4	Prohibition on the importation of unregistered GMOs and GMO products	CP	Various	Unregistered GMOs and products manufactured with the use of GMOs, except for scientific research or state approbation (tests)	Article XX (b) of the GATT – protection of human, animal and plant life and health, <i>inter alia</i>	Law of Ukraine “On the State Biosafety System for the Establishment, Testing, Transport and Use of Genetically Modified Organisms” of 2007 (Art. 16)	Administered by the State Customs Service
5	Prohibition on the importation of unregistered	CP	0601 3101000000 3102 3103 3104	Unregistered pesticides and agrochemicals, except for experimental batches used for	Article XX (b) of the GATT – protection of human, animal and	Law of Ukraine “On Pesticides and Agrochemicals” of 1995 (Art.4)	Administered by the State Customs Service

	General description of the restriction	Type of restriction	Tariff line code(s) affected, according to UKTZED (based on HS 2017)	Detailed Product Description	WTO Justification and Grounds for Restriction, e.g., Other International Commitments)	National legal basis and entry into force	Administration, modification of previously notified measures, and other comments
	1	2	3	4	5	6	7
	pesticides and agrochemicals		3105 3808	state testing and scientific research	plant life and health, <i>inter alia</i>		
6	Prohibition on the importation of live pathogenic microorganisms	CP	3002905000	Live pathogenic microorganisms (including bacteria, viruses, fungi, rickettsia, mycoplasma, other pathogenic microbes) and pathological material that contains pathogens of animal diseases, except for scientific research	Article XX (b) of the GATT – protection of human, animal and plant life and health, <i>inter alia</i>	Law of Ukraine “On Veterinary Medicine” of 1992 (Art. 82)	Administered by the State Customs Service
7	Prohibition on the importation of electric fishing devices, fishing nets, traps	P	3604900000, 3808999000, ex3808590000, 560811, 7326191000, 7326199090, 7326200090, 7326909200, 7326909490, 7326909890 8543200000	Electric fishing devices, fishing nets, traps	Article XX (b) of the GATT – protection of animal life or health, <i>inter alia</i>	Law of Ukraine “On Fauna” of 2001 (Art. 53)	Administered by the State Customs Service
8	Prohibition and restriction on the importation and exportation of cultural objects	P P-X CP-X NAL-X	9701, 9702000000, 9703000000, 9704000000, 9705000000, 9706000000	For imports: Wanted cultural objects For exports: Cultural objects, included in the State register of national cultural heritage, the National archive fund and the Museum fund of Ukraine	Article XX (f) of the GATT – protection of nation treasures of artistic, historic or archaeological value, <i>inter alia</i>	Law of Ukraine “On Exportation, Importation and Restitution of Cultural Objects” of 1999 (Art. 22, 14, 13)	Administered by the State Customs Service Export (temporary export) of cultural objects is administered by the Ministry of Culture and Information Policy

	General description of the restriction	Type of restriction	Tariff line code(s) affected, according to UKTZED (based on HS 2017)	Detailed Product Description	WTO Justification and Grounds for Restriction, e.g., Other International Commitments)	National legal basis and entry into force	Administration, modification of previously notified measures, and other comments
	1	2	3	4	5	6	7
							(certificate for the right to export (temporary export))
9	Prohibition on the exportation of unprocessed timber	P-X	4403	Wood in the rough	Article XX (g) of the GATT – conservation of exhaustible national resources, <i>inter alia</i>	Law of Ukraine "On Particularities of State Regulation of Business Operations Related to Sale and Export of Timber" of 2005 (Art. 2-1)	Administered by the State Customs Service
10	Prohibition on the exportation of timber of valuable and rare wood species	P-X	4401100000, 4401210000, 4401220000, 4403ex, 4404ex, 4406ex, 4407ex	Timber of valuable and rare wood species (acacia, cheque tree, cherry, pear, walnut, chestnut, yew, sycamore, juniper)	Article XX (g) of the GATT – conservation of exhaustible national resources, <i>inter alia</i>	Law of Ukraine "On Particularities of State Regulation of Business Operations Related to Sale and Export of Timber" of 2005 (Art. 2)	Administered by the State Customs Service
11	Restriction on the exportation of timber	NAL-X	Various	Timber, except for unprocessed timber and timber of valuable and rare wood species	Article XX (g) of the GATT – conservation of exhaustible national resources, <i>inter alia</i>	Law of Ukraine "On Particularities of State Regulation of Business Operations Related to Sale and Export of Timber" of 2005 (Art. 3)	Administered by the State Agency of Forest Resources (certificate of origin)
12	Prohibition on the exportation of soil	CP-X	2530900000	Soil, except for scientific research	Article XX (g) of the GATT – conservation of exhaustible national resources, <i>inter alia</i>	Law of Ukraine "On Protection of Land" of 2003 (Art. 53)	Administered by the State Customs Service

	General description of the restriction	Type of restriction	Tariff line code(s) affected, according to UKTZED (based on HS 2017)	Detailed Product Description	WTO Justification and Grounds for Restriction, e.g., Other International Commitments)	National legal basis and entry into force	Administration, modification of previously notified measures, and other comments
	1	2	3	4	5	6	7
13	Prohibition and restriction on the importation of radioelectronic equipment	P CP NAL	Various, including 8517 8525 8526 8527 8528 8529 8531	Radioelectronic equipment and emitting devices, specified in the List of types of equipment prohibited for use and importation, available at https://nkrzi.gov.ua/index.php?r=site/index&pg=331&id=7633&language=uk	Article XXI of the GATT – security exceptions, <i>inter alia</i>	Law of Ukraine "On Radio Frequency Resource of Ukraine" of 2000 (Art. 29, 29 ¹) Resolution of the Cabinet of Ministers No. 184 of 8 April 2015 "On the approval of the procedures for issuing permission for imports of radioelectronic means and emitting devices of special purpose and acquisition, installation and operation of radioelectronic means and emitting devices of special purpose" Decision of the National Commission for the State Regulation of Communications and Informatization No. 78 of 13 February 2018 "On approval of the procedure for imports and sale of radioelectronic	Administered by the State Customs Service Imports of radioelectronic equipment and emitting devices of special purpose is administrated by the General Staff of the Armed Forces of Ukraine (permission) Imports of radioelectronic equipment and emitting devices that require a special registration procedure is administrated by the National Commission for the State Regulation of Communications and Informatization

	General description of the restriction	Type of restriction	Tariff line code(s) affected, according to UKTZED (based on HS 2017)	Detailed Product Description	WTO Justification and Grounds for Restriction, e.g., Other International Commitments)	National legal basis and entry into force	Administration, modification of previously notified measures, and other comments
	1	2	3	4	5	6	7
						equipment and emitting devices in Ukraine"	
14	Prohibition and restriction on the importation and exportation of narcotic drugs	P P-X CP CP-X NAL NAL-X	Various	Narcotic drugs, including plants and psychotropic substances and their analogues; narcotic drugs, psychotropic substances and precursors; medicines containing narcotic drugs, psychotropic substances and precursors listed in the Resolution of the Cabinet of Ministers of Ukraine No. 770 of 6 May 2000	Article XX (b) of the GATT – protection of human life and health, <i>inter alia</i> UN Convention against Illicit Traffic in Narcotic Drugs and Psychotropic Substances the Single Convention on Narcotic Drugs of 1961 as amended by the 1972 Protocol the Convention on Psychotropic Substances of 1971	Law of Ukraine "On Narcotic Drugs, Psychotropic Substances and Precursors" of 1995 (Art. 2, 13, 24);	Administered by the State Service on Medicines and Drugs Control (permission on the right to import/export)
15	Prohibition on the importation and exportation of certain animal and plant species pursuant to CITES	CP NAL CP-X NAL-X	Various	Species listed in the CITES appendices	Article XX (b) of the GATT – protection of animal and plant life and health, <i>inter alia</i> CITES	Law of Ukraine "On Fauna" of 2001 (Art. 53); Law of Ukraine "On Flora" of 1999 (Art. 32)	Administered by the Ministry for Protection of Environment and Natural Resources and the State Fisheries Agency (sturgeon species and products thereof only) (permissions)

	General description of the restriction	Type of restriction	Tariff line code(s) affected, according to UKTZED (based on HS 2017)	Detailed Product Description	WTO Justification and Grounds for Restriction, e.g., Other International Commitments)	National legal basis and entry into force	Administration, modification of previously notified measures, and other comments
	1	2	3	4	5	6	7
16	Prohibition on the importation and exportation of hazardous waste	CP CP-X	Various	Waste, included in "Yellow List" and "Green List", and specified in Resolution of the Cabinet of Ministers of Ukraine No. 1120 of 13 July 2000	Article XX (b) of the GATT – protection of human, animal and plant life and health, <i>inter alia</i> Basel Convention on the Control of Transboundary Movements of Hazardous Waste and their Disposal	Law of Ukraine "On Waste" of 1998 (Art. 34-1); Resolution of the Cabinet of Ministers No. 1120 of 13 July 2000 "On Approval of the Regulation on the Control of Transboundary Movements of Hazardous Waste and their Utilization/Disposal and "Yellow Waste List" and "Green Waste List"	Administered by the Ministry for Protection of Environment and Natural Resources (consent)
17	Prohibition on the importation and exportation of arms and dual-used goods	CP CP-X NAL NAL-X	Various	Arms listed in the Annex to the Resolution of the Cabinet of Ministers of Ukraine No. 1807 of 20 November 2003 Dual-used goods, specified in the Annex to the Resolution of the Cabinet of Ministers of Ukraine No. 86 of 28 January 2004	Article XXI (b) (ii) of the GATT – prevention of the traffic in arms, ammunition and implements of war, <i>inter alia</i> Wassenaar Arrangement	Law of Ukraine "On State Control over International Transfer of Military and Dual-use Goods" of 2003 (Art. 21); Resolution of the Cabinet of Ministers No. 1807 of 20 November 2003 "On approval of the Procedure for State control over international transfers of military goods";	Administered by the State Export Control Service (permission for the right to import)

	General description of the restriction	Type of restriction	Tariff line code(s) affected, according to UKTZED (based on HS 2017)	Detailed Product Description	WTO Justification and Grounds for Restriction, e.g., Other International Commitments)	National legal basis and entry into force	Administration, modification of previously notified measures, and other comments
	1	2	3	4	5	6	7
						Resolution of the Cabinet of Ministers No. 86 of 28 January 2004 "On approval of the Procedure for the State Control over International Transfers of Dual-Used Goods"	
18	Prohibition on the importation and exportation of ozone-depleting substances	CP NAL CP-X NAL-X	Various	Ozone-depleting substances and products containing ODS, included in the annexes 2 and 3 of the Resolution of the Cabinet of Ministers of Ukraine No. 1109 of 24 December 2019	Article XX (b) of the GATT – protection of human, animal and plant life and health, <i>inter alia</i> Montreal Protocol on Substances that Deplete the Ozone Layer	Resolution of the Cabinet of Ministers No. 1109 of 24 December 2019 "On Approval of the Lists of Goods, Export and Import of which are subject to Licensing, and Quotas for 2020";	Administered by the Ministry for Protection of Environment and Nature Resources (consent) and the Ministry for Development of Economy, Trade and Agriculture (license)
19	Restriction on the importation and exportation of radioactive materials	NAL NAL-X	2844 2845 9022 9026 9027 9030 9031 9033001000 9033009000 ex9620001090	Radioactive materials: sources of ionizing radiation, radionuclide, nuclear materials, radioactive residues; radioactive materials contained in the devices, apparatus, equipment	Article XX (b) of the GATT – protection of human, animal and plant life and health, <i>inter alia</i>	Law of Ukraine "On the Use of Nuclear Energy and Radiation Safety" of 1995 (Art. 59)	Administered by the State Nuclear Regulatory Inspectorate (permission)
20	Restriction on the importation of	NAL	4901 4903000000 4905	Publishing products originated, made and/or imported from the territory defined in Article 28 ¹ of	Article XX (a) of the GATT – protection of public morals,	Law of Ukraine "On Publishing" of 1997 (Art. 28 ¹)	Administered by the State Committee for Television and Radio

	General description of the restriction	Type of restriction	Tariff line code(s) affected, according to UKTZED (based on HS 2017)	Detailed Product Description	WTO Justification and Grounds for Restriction, e.g., Other International Commitments)	National legal basis and entry into force	Administration, modification of previously notified measures, and other comments
	1	2	3	4	5	6	7
	publishing products			the Law of Ukraine "On Publishing" of 1997	<i>inter alia</i>		Broadcasting (permission)
21	Restriction on the importation and exportation of banknotes, coins, banking (precious) metals	NAL NAL-X	4907003000 7118900000 7106100000 7108110000 7108200000 7110110000 7110210000 7118100000 7118900000 7108120000 7110310000	Banknotes, coins, banking (precious) metals	Article XX (d) of the GATT – prevention of deceptive practices, <i>inter alia</i>	Resolution of the Board of the National Bank No. 3 of 2 January 2019 "On approval of the Regulation on cross-border movement of currency valuables"	Administered by the National Bank (banking license, for banks only); contract for supply of banking (precious) metals (for business entities, except for banks); decision on refusal to purchase banking (precious) metals (produced by Ukrainian manufacturers), which are exported (for banks and business entities)
22	Restriction on the exportation of precious metals, waste and scrap of precious metals	NAL-X	7106 7108 7112	Silver and gold, unwrought or in semi manufactured forms, or in powder form (except for bank metals); waste and scrap of precious metal or of metal clad with precious metal; other waste and scrap containing precious metal or precious metal compounds, of a kind used principally for the recovery of precious metal	Article XX (c), (d) of the GATT – relating to the importations and exportations of gold or silver; prevention of deceptive practices, <i>inter alia</i>	Resolution of the Cabinet of Ministers No. 1109 of 24 December 2019 "On Approval of the Lists of Goods, Export and Import of which are subject to Licensing, and Quotas for 2020"	Administered by the Ministry for Development of Economy, Trade and Agriculture (license)

	General description of the restriction	Type of restriction	Tariff line code(s) affected, according to UKTZED (based on HS 2017)	Detailed Product Description	WTO Justification and Grounds for Restriction, e.g., Other International Commitments)	National legal basis and entry into force	Administration, modification of previously notified measures, and other comments
	1	2	3	4	5	6	7
23	Restriction on the exportation of anthracite	NAL-X	2701110000	Anthracite	Article XI (2(a)) of the GATT – prevention or relieve critical shortage of product essential for exporting country, <i>inter alia</i>	Resolution of the Cabinet of Ministers No. 1109 of 24 December 2019 “On Approval of the Lists of Goods,	Administered by the Ministry for Protection of Environment and Nature Resources (consent) and the Ministry for Development of
						Export and Import of which are subject to Licensing, and Quotas for 2020”	Economy, Trade and Agriculture (license)

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:

Document symbol of notification	General description	Type of restr.	Tariff line code(s) affected, based on HS()	Detailed Product Description	WTO Justification and Grounds for Restriction, e.g., Other International Commitments	National legal basis and entry into force	Administration; modification of prev. notified measures; and other comments
1	2	3	4	5	6	7	8
G/AG/N/							

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:

Document symbol of notification	General description	Type of restr.	Tariff line code(s) affected, based on HS()	Detailed Product Description	WTO Justification and Grounds for Restriction, e.g., Other International Commitments	National legal basis and entry into force	Administration; modification of prev. notified measures; and other comments
1	2	3	4	5	6	7	8
WT/BOP/N/							

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:

Document symbol of notification	General description	Type of restr.	Tariff line code(s) affected, according to UKTZED (based on HS 2017)	Detailed Product Description	WTO Justification and Grounds for Restriction, e.g., Other International Commitments	National legal basis and entry into force	Administration; modification of prev. notified measures; and other comments
1	2	3	4	5	6	7	8
G/SG/N/8/UKR/6 G/SG/N/10/UKR/6 G/SG/N/11/UKR/4 G/SG/N/8/UKR/6/Suppl.1 G/SG/N/10/UKR/6/Suppl.1 G/SG/N/11/UKR/4/Suppl.1	Safeguard measures in the form of quota	NAL	280700.00.00	Sulphuric acid and oleum	Agreement on Safeguards	Decisions of the Interdepartmental Commission for International Trade of 02.07.2018 No. SP-391/2018/4411-05 and of 02.09.2020 No. SP-459/2020/4411-03	Administered by Ministry for Development of Economy, Trade and Agriculture

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:

Document symbol of notification	General description	Type of restr.	Tariff line code(s) affected, based on HS()	Detailed Product Description	WTO Justification and Grounds for Restriction, e.g., Other International Commitments	National legal basis and entry into force	Administration; modification of prev. notified measures; and other comments
1	2	3	4	5	6	7	8
G/LIC/N/3/UKR/12	Refer to the information notified in Section 2.3 (Cross reference to Other WTO notifications – Agreement on Safeguard)						

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:

Document symbol of notification	General description	Type of restr.	Tariff line code(s) affected, based on HS()	Detailed Product Description	WTO Justification and Grounds for Restriction, e.g., Other International Commitments	National legal basis and entry into force	Administration; modification of prev. notified measures; and other comments
1	2	3	4	5	6	7	8