AGREEMENT ON IMPORT LICENSING PROCEDURES

NOTIFICATION UNDER ARTICLE 5.1 TO 5.4 OF THE AGREEMENT[[1]](#footnote-1)

Switzerland - Liechtenstein

The following notification, dated 25 September 2019, is being circulated at the request of the delegation of Switzerland.

|  | Category | Notification details | | |
| --- | --- | --- | --- | --- |
| **1** | **Notifying Member** | Switzerland - Liechtenstein | | |
| **2** | **Title of new legislation/procedure** | *Ordonnance sur les mouvements de déchets* (Ordinance on Waste Movements, OMoD) | | |
| **3** | **Date of publication** | 23 August 2005 | | |
| **4** | **Date of entry into force** | 1 January 2006 | | |
| **5** | **Website link/**  **Official publication of the new regulation/procedure** | https://www.admin.ch/opc/fr/classified-compilation/20163016/index.html | | |
| **6** | **Have you attached a copy of the regulation (PDF) to the Secretariat** | [ ] Yes. *(Please attach a copy of the regulation to the notification.)*  [X] No. | | |
| **7** | **Type of notification** | [X] (a) New licensing regulation/procedure[[2]](#footnote-2); *(please answer question 8 to 14)*  [ ] (b) Changes to a regulation/procedure which has been previously notified in document: \_\_\_\_\_\_\_\_\_\_\_\_\_\_; (*please answer question 15 and 16*) | | |
| **8** | **List of products subject to licensing** | *Please provide the HS codes and detailed descriptions of the products.*  The import of waste requires the approval of the Federal Office for the Environment (FOEN). The import of waste for recovery is exempt from the approval requirement in the case of waste included in the OECD Council Decision's green list and Annex IX of the Basel Convention. Also exempt from this requirement are imports of waste samples from OECD and EU countries (OMoD Article 22). | | |
| **9** | **Nature of licensing** | Automatic: [ ]  Non-Automatic: [X] | | |
| **10** | **Administrative purpose/measure being implemented** | (a) |  | Protect public morals; |
| (b) |  | Protect human, animal or plant life and health; |
| (c) |  | Collect trade statistics or market surveillance; |
| (d) |  | Protection of patents, trademarks and copyrights, and the prevention of deceptive practices; |
| (e) |  | Pursue obligations under the UN Charter and other international treaties (*i.e. CITES, Basel Convention, Rotterdam Convention, UNSC Resolutions etc.*); |
| (f) |  | Quota (including TRQ) administration; |
| (g) |  | Regulate imports of arms, ammunition or fissionable materials and safeguard national security; |
| (h) |  | Other: \_\_\_\_\_\_\_\_\_\_\_\_\_\_ *(please specify)* |
| **11** | **Administrative body(ies) for submission of applications** | Ministry/authority and Department: *Office fédérale de l'environment*, *OFEV* (Federal Office for the Environment, FOEN)  Address: [ ]  Website: <https://www.bafu.admin.ch/bafu/en/home.html>  Tel.: [ ]  Fax: [ ]  Email: [ ] | | |
| **12** | **Contact point for information on eligibility** | Ministry/authority and Department: *Office fédérale de l'environment*, *OFEV* (Federal Office for the Environment, FOEN)  Address: [ ]  Website: <https://www.bafu.admin.ch/bafu/en/home.html>  Tel.: [ ]  Email: [ ] | | |
| **13** | **Expected duration of licensing procedure** | Indefinite. | | |
| **14** | **A summary of the notification in one of the WTO official languages** | As a State Party to the Basel Convention on the Control of Transboundary Movements of Hazardous Wastes and their Disposal and a Member State of the OECD, Switzerland has implemented the relevant provisions of the Ordinance on Waste Movements. This means that waste may be imported only with the approval of FOEN if the necessary conditions are met. | | |
| **15** | **In the case of 7(b), please indicate the type of new change(s)** | |  |  |  |  | | --- | --- | --- | --- | | **(a)** | |  | **Termination** | | **(b)** | |  | **Suspension** | | **(c)** | |  | **Modification of specific details in existing procedures:** | |  | Product coverage; | | | |  | Administrative purpose; | | | |  | Automatic or non-automatic; | | | |  | Duration of licensing; | | | |  | Change the nature of quantity/value restriction; | | | |  | Eligibility of applicants; | | | |  | Contact information on eligibility; | | | |  | Administrative body(ies) for submission of application; | | | |  | Documentation requirements (including application form); | | | |  | Period for application; | | | |  | Administrative body(ies) to issue licence; | | | |  | Processing time for issuing licence; | | | |  | Licence fee/administrative charge; | | | |  | Deposit/advance payment and relevant conditions; | | | |  | Appeal regulations/procedures; | | | |  | Validity of licence; | | | |  | Other conditions of licence (extension, transferability, penalty of non-use etc.); | | | |  | Foreign exchange requirements; | | | |  | Other: \_\_\_\_\_\_\_\_\_\_ (*please specify*). | | | | | |
| **16** | **Please elaborate the changes in detail (in one of the WTO official languages)** |  | | |

**\_\_\_\_\_\_\_\_\_\_**

1. It is understood that by completing this form, the notifying Member has also fulfilled its notification obligations under Article 1.4(a) and Article 8.2(b) concerning the notified relevant law, regulation or procedure. [↑](#footnote-ref-1)
2. It is understood that "new [...] regulation/procedure" refers to any newly introduced law, regulation or procedure, as well as to those that are in effect but that are being notified to the Committee for the first time. [↑](#footnote-ref-2)