GENERAL AGREEMENT ON
TARIFFS AND TRADE

Committee on Trade in Agriculture

Original: Spanish

INFORMATION ON MEASURES AFFECTING TRADE

Submitted by:

CUBA

List of Contents

| I. General introductory note | 2 |
| II. Specific information about various policy measures | 4 |
| III. Format tables | 7 |

This supersedes and updates the information contained in document AG/FOR/CUB/1, dated 27 March 1984.
I. General Introductory Note

1. Agriculture is the mainstay of Cuban economy, which, although providing only 15.7 per cent of the gross domestic product, accounts for 80 per cent of the foreign exchange earnings.

2. While many countries met with stagnation in their agriculture, Cuba experienced a sustained growth in that sector with annual rates of 3.4 per cent between 1970 and 1981, and 3.5 per cent between 1975 and 1981. These growth rates were obtained in spite of the fact that the Cuban economy has, over the last 23 years, been faced with various measures of economic coercion, including an economic and commercial blockade as well as the damage caused by certain plagues to sugar cane, tobacco and other crops. Economic development of Cuba has also been hindered by the severe world economic crisis and in particular by the prolonged recession on the world market in sugar prices, as well as by other measures restricting access to traditional export markets while the prices of imported goods and services have continued to increase.

3. The agriculture sector employs 21.3 per cent of the country's labour force.

4. The cultivated area amounts to 67.3 per cent of the total agricultural land. The main crops are sugar cane, fodder and pasture, accounting for 81 per cent of the total cultivated area, as well as coffee, tobacco, citrus and other fruits.

5. The targets of agricultural development are fixed in accordance with the objectives of Cuba's Economic and Social Development Plan. For the five-year period 1981-1985, the principal objectives for the agricultural sector are to meet the food requirements of Cuba's increasing population; to increase exportable resources; and to encourage fuller utilization of industrial capacity dependent on agricultural raw materials. These objectives are to be achieved primarily through higher agricultural yields; increasing the productive efficiency of stockfarming; expansion of the cattle herd; extension of the area farmed and better utilization of human and physical resources.

6. The agricultural sector consists of two well-defined sub-sectors: State production organized in a system of enterprises, and the production of small farmers organized in co-operatives or acting as individual producers, which account for 80 and 20 per cent, respectively, of the country's agricultural production. 1977 saw the beginning of the process of integrating peasants into Agricultural Producers' Co-operatives, a process based on persuasion and the will of small farmers to pool their resources together, with the objective of creating conditions necessary for intensive agricultural development. It is worth noting that in 1982 such individual producers accounted for 29 per cent of the country's production of tubers and roots, 64 per cent of vegetables, 75 per cent of tobacco and 56 per cent of coffee.
7. As regards trade, Cuba is an exporter and importer of agricultural products. Exports of these products constitute more than 85 per cent of the country’s total exports. Of particular importance are sugar exports, which represent more than 90 per cent of agricultural exports. Among the other products exported are coffee, tobacco, fish and seafood, citrus fruit, beverages and liqueurs.

8. In 1982 imports of agricultural products accounted for 14.2 per cent of total imports. Among the agricultural products imported by Cuba are meat, dairy products, cereals and preparations of cereals, and preserved fruits and vegetables.

9. Cuba’s foreign trade is conducted on the basis of the Foreign Trade Plan, which is an integral part of the country’s Single Economic and Social Development Plan. Cuba considers that efforts to achieve greater liberalization of trade in agricultural products and to integrate agriculture more fully into the multilateral trading system would be conducive to its interests.
II. Specific Information About Various Policy Measures

A. Trade measures affecting exports

1. Subsidies

Cuba does not grant export subsidies in the sense of Article XVI of the General Agreement.

2. Credit, non-commercial

No credit is granted other than the usual commercial credit.

3. Other forms of assistance

The Government of Cuba makes small donations of sugar in accordance with the terms of the International Sugar Agreement.

4. Charges, prohibitions and other restrictions

Cuba does not engage in other forms of export assistance for agricultural products or impose charges, prohibitions and other restrictions such as those mentioned in the documents of the Committee on Trade in Agriculture. As a party to the International Sugar Agreement, Cuba regulates its exports of this product in accordance with the conditions laid down in its provisions.

5. State-trading enterprises

The activities of the foreign-trade enterprises of the Republic of Cuba are governed by Law No. 1142 of 21 January 1964 concerning the Ministry of Foreign Trade and by Decree Law No. 67 of 19 April 1983 concerning the Organization of the Central Administration of the State.

Articles 9 and 10 of Law No. 1142 and Article 65(g) of Decree Law No. 67 provide that the execution of export and import operations shall be entrusted to foreign-trade enterprises, having independent legal personality and their own property, which bear no responsibility for the obligations of the State, its organs and its central and local bodies, just as the latter bear no responsibility for the obligations of the former.

The objectives of the activities of foreign trade enterprises as specified in Article 65(e) of Decree Law No. 67 exclude utilization of those enterprises for the purpose of hindering trade in general and trade in agricultural products in particular, inasmuch as those objectives seek to create conditions for the development of foreign trade with all countries that agree to maintain trade relations with Cuba on the basis of equality, respect and mutual benefit, responding exclusively to commercial considerations and the general principle of non-discrimination prescribed in the General Agreement.
Cuba does not apply other measures.

II. Measures affecting imports

1. Tariffs, tariff bindings

Products imported into Cuba are subject only to the duties as indicated in the format.

The duties applied may be ad valorem, specific or mixed.

2. Levies and other charges

There are no levies or charges other than the import duties provided for by the customs tariff or Schedule IX.

3. Licensing and import restrictions

There are no import licensing or import restrictions (COM.AG/W/72/Add.52).

4. Sanitary and phytosanitary regulations

Phytosanitary and veterinary regulations applicable to imports and exports are governed by Decree Law No. 38 of 1952 and Decree No. 582 of 1958 in respect of products of animal origin, and by Decree No. 560 of 1931 in respect of products of plant origin.

Existing legislation in this sphere is at present being revised with a view to adjusting it to the needs of the country’s agricultural development.

The Directorate-General of Plant Health is the sub-division of the Ministry of Agriculture empowered to authorize and supervise the import and export of plants and parts of plants, seeds, fresh fruit and vegetables, flour, grain, wood, plant fibres, fishmeal, micro-organisms and soil.

Any entity and any natural or juridical person that intends to import or export products supervised by the Directorate-General of Plant Health must apply for a phytosanitary permit not less than sixty days before carrying out the operation in question.

The phytosanitary requirements for imports are the following:

- presentation of the phytosanitary certificate, in accordance with the relevant FAO Convention, issued by the competent authority of the exporting country;
- the pests and diseases from which the product must be free;
- the phytosanitary conditions that must be met by the packaging, packing material or container;
- in cases where fumigation at origin is required, a fumigation certificate specifying product, dose and concentration;

- any additional requirements.

Upon the arrival of the product in the country, the quarantine inspectors verify whether the imported product complies with the regulations established for that product.

The veterinary health service operated by the State is represented by the Institute of Veterinary Medicine of the Ministry of Agriculture created by Law No. 1224 of 1969. The Institute inspects imports and exports to ensure rigorous compliance with Cuban requirements and with the requirements of foreign importers concerning international trade in live animals, products of animal origin including semen and other agricultural products requiring such inspection.

In carrying out their systematic critical analyses, Cuba's phytosanitary and veterinary services comply with the provisions of Article XX of the General Agreement on Tariffs and Trade to the effect that sanitary measures are not applied in a manner constituting a means of arbitrary discrimination or a disguised restriction on international trade.

The entire system of laws, regulations and measures applied by the sanitary and phytosanitary services is dictated exclusively by the need to protect human and animal health and to combat the introduction of enzootic diseases and the dangers they entail for food for human consumption.

5. Marketing standards, packaging and labelling regulations

The marks, labels and other requirements appearing in the Bill of Lading and transport documents must correspond to those appearing in the contract.

7. State-trading enterprises

The principles set forth in points 1-5 above apply also to imports.

8. Other

No measures are applied other than previously described.
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2. Flamingoes, cranes, why ducks, parakeets and parrots
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Notes:
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- See Note K
- See Note L
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- See Note N
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