Committee on Trade in Agriculture

INFORMATION ON MEASURES AFFECTING TRADE
SUBMITTED BY MALAYSIA

Note by the Secretariat

1. This note provides a summary of the information regarding measures affecting trade in agricultural products as set out in document AG/FOR/MYS/1.

2. The information covers practically all products falling within Chapters 1 to 24, i.e. 163 CCCN headings at the four-digit level; no other headings or products are covered.

Measures affecting trade

3. Measures affecting exports from Malaysia include export taxes (XTX), export licensing (L), marketing standard regulations (MSR), and other forms of export control (OFXC). Export taxes are levied on 28 of the agricultural products under Article VIII and are classified under the symbol (f). One item, i.e. fresh chilled meat (02.01) is subject to licensing under the same provisions. Exports of live trees, shrubs and bushes (06.02) are subject to "Other export control measures" under Article XX:g and are classified under (a). Two items, i.e. pepper, pimento (09.04) and fixed vegetable oils (15.07) are subject to marketing standard regulations, which is shown under Article XX:i with classification (a). State trading exists for exports of rice (10.06) under Article XVII and is classified under (f). No subsidies or other forms of export assistance have been indicated.

Measures affecting imports

(i) Tariffs and preferences

4. Of the 163 CCCN positions, 70 are free of import duties. Other items are subject either to ad valorem or specific and some to mixed duty rates. Only one item, i.e. fruit juices etc. (20.07) is bound under the GATT under Article II and is classified under (f). The symbol "OP" - for other preferential duties - is shown for 5 items, 4 for the Commonwealth countries under Article 1:2 and 1 for the Asean countries under the "Enabling Clause". All of these are classified under (f).

(ii) Other measures

5. Other measures affecting imports of agricultural products include licensing (L), quota (Q), seasonal restrictions (SR), sanitary and phyto-sanitary regulations (SN, PSN), State trading (ST), import levy and internal surtax.

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6. Licensing is applied to imports of two items, i.e. wheat flour (11.01) and sugar (17.01). The provision used for the wheat flour is Article VIII with classification (f) and for sugar Article XX:h with classification (a). The second item is also subject to a quota as well as bilateral supply agreement provisions of the International Sugar Agreement.

7. Seasonal restrictions are applied to imports of "cabbage heads" (ex 07.01) under classification (f), and an import levy on the same item with a classification (e). Imports of coffee (09.01) are subject to a surtax under the provisions of Article III with a classification (f).

8. State trading exists for the imports of rice (10.06) under GATT Article XVII and is classified under (f).

Summary

- 17 measures have been classified under (a)
- none under (b), (c) or (d)
- 40 measures have been shown under (f)