

GENERAL AGREEMENT ON TARIFFS AND TRADE

RESTRICTED

AG/FOR/W/NGA/1
11 October 1983

Special Distribution

Committee on Trade in Agriculture

INFORMATION ON MEASURES AFFECTING TRADE SUBMITTED BY NIGERIA

Note by the Secretariat

1. This note has been prepared by the secretariat with a view to facilitating discussion in the Committee, notably with respect to "Exercise A", as was suggested by the Chairman at the meeting in June 1983 (AG/M/2, paragraph 23). It provides a summary of the information on measures affecting trade set out in document AG/FOR/NGA/1.

2. The information submitted by Nigeria covers all products included in CCCN - Chapters 1 through 24, or 164 CCCN headings at the four-digit level; no other products or CCCN headings are covered. The tariff information supplied shows applicable mfn-rates and also identifies positions subject to tariff surcharges applied for balance-of-payments reasons.

Measures affecting exports

3. "Subsidies" - Column 2: no entry. Column 3 - Non-commercial credit: no entry. Column 4 - Other forms of assistance: no entry. Column 5 - Charges, prohibitions and other restrictions: against seven headings the symbol "P" (prohibition) is inscribed, namely for 04.01 and 02 (fresh and concentrated milk and cream), ex 06.01 (cassava tuber), 10.05 and 10.06 (maize and rice), ex 15.07 (palm-, groundnut oil) and 17.01 (sugar). Six positions are subject to licensing, "L", - namely ex 06.01 (yam tuber), 12.01 and 12.02 (certain oilseeds and flours and meals thereof) and ex 15.07 (certain vegetable oils), 18.01 (cocoa beans) and 24.02 (manufactured tobacco). The GATT Article invoked is XI:2 (for 18.01; Art. XX (h)) and the measures are classified in column 16 as "(a), except the (non-discriminatory) licensing measure on 24.02, for which conformity with Article XIII is shown and the measure is classified as (f)". Column 6 - State trading enterprises: "ST" is shown in respect of 09.01 (coffee), 10.05 (maize), 10.07 (millet; sorghum), ex 15.07 (certain vegetable oils) and 18.01 (cocoa beans). Article XVII is invoked and the measures are classified under "(f)". Column 7 - Other measures affecting exports: no entry.

./.

Measures affecting imports

4. Column 8 - Tariffs, bindings: Out of 164 of the four-digit headings, 11 are mfn-free in respect of the entire heading. Specific duties are applicable under 15 headings and another 23 are subject to mixed duties (ad valorem and/or specific). By broad duty rate categories there are about twenty headings for which the maximum rate is 20% or less (the minimum rate sometimes being zero for certain sub-positions). There are about 5 headings in the 21% to 30% category, some fifty headings have duties in the 31% to 40% category, about thirty headings are in the 41% through 66 2/3% category and between 20 to 30 headings are subject to higher duties. For all of the duty rate information Nigeria has shown Art. II in column 16 and the classification "(f)". One ex-position (ex 03.02) is bound - reference : Schedule XLIII. According to information set out in document L/5425, there are temporary customs surcharges for positions ex 03.02 (certain dried fish), 09.02 (tea), 10.06 (rice) 11.01 (cereal flours), 17.01, - 02 (sugar, syrups), ex 20.02 (certain prepared vegetables) and 21.02 (coffee and tea extracts). These measures are applied for balance-of-payments reasons; Art. XVIII:B. Column 9 - Levies and other charges: Two sub-positions, ex 07.01 and ex. 07.02 (fresh and frozen potatoes) are subject to additional duties; the Article shown in column 16 is II, and the measures are classified as "(f)". Against most positions the applicability of a prior deposit (PRDEP) is indicated. These prior deposits are applied for balance-of-payments reasons and range, according to document L/5425, from 25% to 250% of the value of imports. For food imports the prior deposit rate is 50% and for raw materials 25%; GATT Article XVIII:B is invoked and the measure is classified as "(f)". Column 10 - Licensing and import restrictions: The symbol "L" (Licensing unspecified) is inscribed against 75 headings and "P" (Prohibition) against 48 headings, GATT Article XVIII:B is invoked and the measures are classified as (f). Column 11 - Sanitary and phytosanitary regulations: the symbol "SN", for sanitary regulations, is inscribed in six instances - (all in Chapter 1, Live animals) - the GATT Article invoked is XX(b) and the measure is classified as "(a)". Column 12 - Marketing standards, packaging and labelling regulations: no entry. Column 13 - State trading enterprises: no entry. Column 14 - Other measures affecting imports: no entry.

Reference to GATT documents

5. Column 15 - Only one document has been cited by Nigeria namely: L/5425, dated 3 December 1982, "Nigeria - Restrictive Import Measures taken for Balance-of-Payments Purposes".

References to GATT Articles, provisions and classification criteria as in para. 7 (a) through (f) of document AG/1.

6. Column 16: The Articles and provisions invoked, and the respective classifying criteria selected, have been cited in paragraphs 3 and 4 above.