

# WORLD TRADE ORGANIZATION

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Negotiating Group on Market Access

Original: Spanish

## MARKET ACCESS FOR NON-AGRICULTURAL PRODUCTS

### Non-Tariff Barriers – Requests

#### *Communication from Argentina*

The following communication, dated 8 June 2006, is being circulated at the request of the delegation of Argentina.

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NTB BILATERAL REQUEST

Request from Argentina

Member A

No.	Tariff item	Product description	Non-tariff measure on which action is requested	Specific action requested	Remarks
1	2	3	4	5	6
1		Plant protection products (active substances and formulated products). Fertilizers and agrochemicals.	A Directive to be applied by 25 developed Members sets out standards for the registration and approval of plant protection products for marketing or use in their territory, according to which the registration of all active substances of plant protection products (and their formulated products) must be revalidated. The Directive limits the use, essentially for commercial reasons, of a considerable number of products that were normally utilized until the standard was approved. The time, costs and requirements associated with the registration of products makes such registration impossible to obtain.	<ul style="list-style-type: none"> <li>- Simplification of the procedure (including shortening of the time required) for the approval of plant protection products as established in the mentioned Directive.</li> <li>- If this is not possible, a simplified process should exceptionally be introduced for a limited list of products.</li> </ul>	The regulations are particularly damaging in that, by not permitting the slightest trace of unregistered products in imported foods, they in fact prohibit the extraterritorial use of such products and promote the use of products with local patents.

No.	Tariff item	Product description	Non-tariff measure on which action is requested	Specific action requested	Remarks
1	2	3	4	5	6
2		Plant protection products (active substances and formulated products). Foods and animal feeds.	The application of the above Directive prevents the extraterritorial use of certain inputs which, until the standard was approved, were normally used, in that it prohibits the slightest residue of such products in imported foods. The supranational body responsible for issuing the measure recognizes that in many cases in which maximum residue limits (MRLs) are set in the detection limit (DL), the MRLs could be higher without jeopardizing the security of consumers. In fact, a number of Members that should be applying the measure are using products that have been rejected thanks to a waiver declaring the product to be of "essential use". However, this procedure is not accepted for imported foods and animal feeds.	<ul style="list-style-type: none"> <li>- Increase in the MRL for products which have not been shown to be harmful or damaging to consumer health.</li> <li>- If this is not possible, there should be an exceptional increase in the DL for a limited list of products.</li> <li>- Establishment of an "essential use" category for a limited list of products imported from Argentina.</li> </ul>	