

Negotiating Group on Market Access

NON -TARIFF BARRIER NOTIFICATIONS

Revision

I. KOREA..... 2

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The attached list is indicative and by no means represents a complete list of the NTBS affecting our exporters. We reserve the right to raise additional issues or submit further items in the course of negotiations.

Maintaining Participant 1	Products affected by the barrier 2	Nature of the barrier 3	Trade effects of the barrier 4	Inventory category 5	Relevant WTO Provisions 6	Treatment of the barrier 7
	Majority of products such as textile and textile products, alcohol beverages, lubricants, hand-tools	Excessively strict import licensing system to protect domestic industries - Excessive requirements for qualification as an importer - Ambiguous standards for import licensing - The government or other designated agencies have an exclusive right over the whole imports or imports of certain products.	Additional time and expenses Potentially unfair competition	Part II - H Import licensing	Agreement on import licensing procedures	d)
	Majority of products	Requirement for confirmation on the state of the export product by importing country's consular service in the exporting country	Additional time and expenses	Part II - D Consular formalities and documentation	GATT Article VIII	b)
	Textiles, footwears	A special Certificate of Origin is required in addition to the general one	Additional time and expenses	Part II - F Rules of origin	GATT Article VIII Agreement on Rules of Origin	d)
	Automobiles	Unduly high cost for tests for imported automobiles of small quantities (under 2,000 units per annum)	Excessive costs	Part III - C Testing and certification arrangements	Agreement on TBT	d)

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	Cosmetics	Unduly high costs, delay for trademark inspection - Even in cases where trademark inspection can be conducted with documents submitted for the sanitary test, the same documents should be handed in for trademark inspection.	Additional time and expenses Delay in market access	Part III - C Testing and certification arrangements	Agreement on TBT	d)
	Food containers made from polyethylene and polypropylene	Membership in a relevant association is required to receive the sanitary certification, and the membership fees are expensive.	Additional time and expenses Market access prevention effect	Part III - C Testing and certification arrangements	Agreement on TBT	d)
	Food products	Requirement for packaging in the local language of the importing country on imported food products	Additional time and expenses	Part V-K Requirements concerning marking, labelling and packaging	Agreement on TBT	d)
	Textiles	Mandatory requirement for indication of origin on both sides of textiles which are over 30 meters in length	Additional time and expenses	Part V-K Requirements concerning marking, labelling and packaging	Agreement on TBT	d)
	Chemicals	Risk assessment requires materials to be registered, assessed, approved by type and amount. In addition, companies are required to submit information on the materials. (This has not been introduced yet)	The risk assessment requirements incur high costs. Trade restrictive effect	Part III - B Technical regulations and standards	Agreement on TBT	d)

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	Fish	Due to prohibition of special vehicles such as a live fish carrier as a result of the vehicles' technical requirements, products should be transhipped into other vehicles after customs clearance.	Additional time and expenses	Part III - B Technical regulations and standards	Agreement on TBT	d)
	Automobiles and parts	Government support for auto industry - Reduction of tariffs for manufacturers that have local production facilities when importing cars and parts thereof - Tariff rebates in direct proportion to the amount of locally produced parts	Unfair competition	Part I - D Restrictive practices tolerated by governments	TRIMs	d) or a)
	Majority of products	Complex, unclear and inconsistent customs procedures - Ambiguous regulation on customs procedures, frequent amendment of rules and lack of prior notice of the amendment	Unpredictability in trade	Part II - G Customs formalities	GATT Article VIII GATT Article X	b)
	Majority of products	Levying excessive fines in case of discovering errors in documentation for customs procedures (maximum around \$20,000)	Trade restrictive effect	Part II - G Customs formalities	GATT Article VIII	b)
	Majority of products	Discriminatory, and excessive Merchandise Processing Fee and Harbour Maintenance Fee	Unduly high cost	Part VI - B Surcharges, port taxes, statistical taxes, etc.	GATT Article VIII	b)

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	Automobiles, used tires	Prohibitions or restrictions on the importation and sale of used automobiles, and parts - Importation of automobiles is not allowed in case of no local production facilities. - Discriminatory restrictions on importation of the used cars and re-manufactured tires - Requirement for completion of customs clearance in the year of importation	Market access prevention Additional time and expenses	Part V - B Embargoes and other restrictions of similar effect	GATT Article XI	a)
	Majority of products	Unreasonable customs valuation and arbitrary enforcement of the system, e.g. minimum import price system - The certificate of price is required when the price of importing products is at or below an official price. - Customs deposit required with the amount of difference between the official quotation price and the actual import price if the actual import price is lower than the official quotation price.	Additional time and expenses	Part II - B Customs Valuation Part II - G Customs Formalities	Agreement on implementation of Article VII of the GATT 1994 GATT Article VIII	d) or a)
	Wood products	Export ban and restrictions, Export duties	Restrictions to trade, and distortion of competition	Part V - G Export restraints Part V - J Export taxes	GATT Article XI, XX,	a)

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	Automobiles	Customs clearance only at designated ports - Some members require assembled auto and auto parts to clear customs only at designated ports	Additional time and expenses	Part I - D Restrictive practices tolerated by governments	GATT Article V	b)
	Information technology products	Inappropriateness and unstable customs classification, e.g. arbitrarily classifying converged IT products into dutiable categories	Additional expenses and unpredictability of trade	Part II - C Customs classification	GATT Article X	b) or a)
	Majority of products	Multiple customs inspections - Imported goods are cleared by the federal customs office at the arrival port and then shipped to importers' warehouse. However, the state customs office checks the warehouse for an on-site inspection redundantly.	Multiple customs inspections cause a delay in customs clearance. Unexpected delays make it impossible to maintain the optimal level of inventory, incurring additional costs	Part II - G Customs formalities	GATT Article VIII	b) or a)
	Telecommunication products, electrical and electronics products	Excessively strict safety standard certification - Mandatory certification for every shipment of import products/ models - All products must be checked whether the number of products is the same as reported. - Labelling (attaching safety label) is allowed only in importing countries which issue safety label.	An additional month for imports to reach consumers. Additional costs	Part V - K Requirements concerning marking, labelling and packaging	Agreement on TBT	d) or a)