

A world map with a grey background, overlaid with numerous small, multi-colored dots (blue, green, red, orange, purple) scattered across various continents. Thin, curved lines in the same colors connect these dots, creating a network of lines across the map. The text is centered over the map.

THEMATIC SESSION ON GOOD REGULATORY PRACTICE

Chile: National Commission on Technical Barriers to Trade, Inter-ministerial Coordination for the Promotion of Transparency and Identification of Trade Concerns

Gaston Fernandez
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AGENDA

1

Strategy

2

Chile National TBT COmmittee

3

Challenges

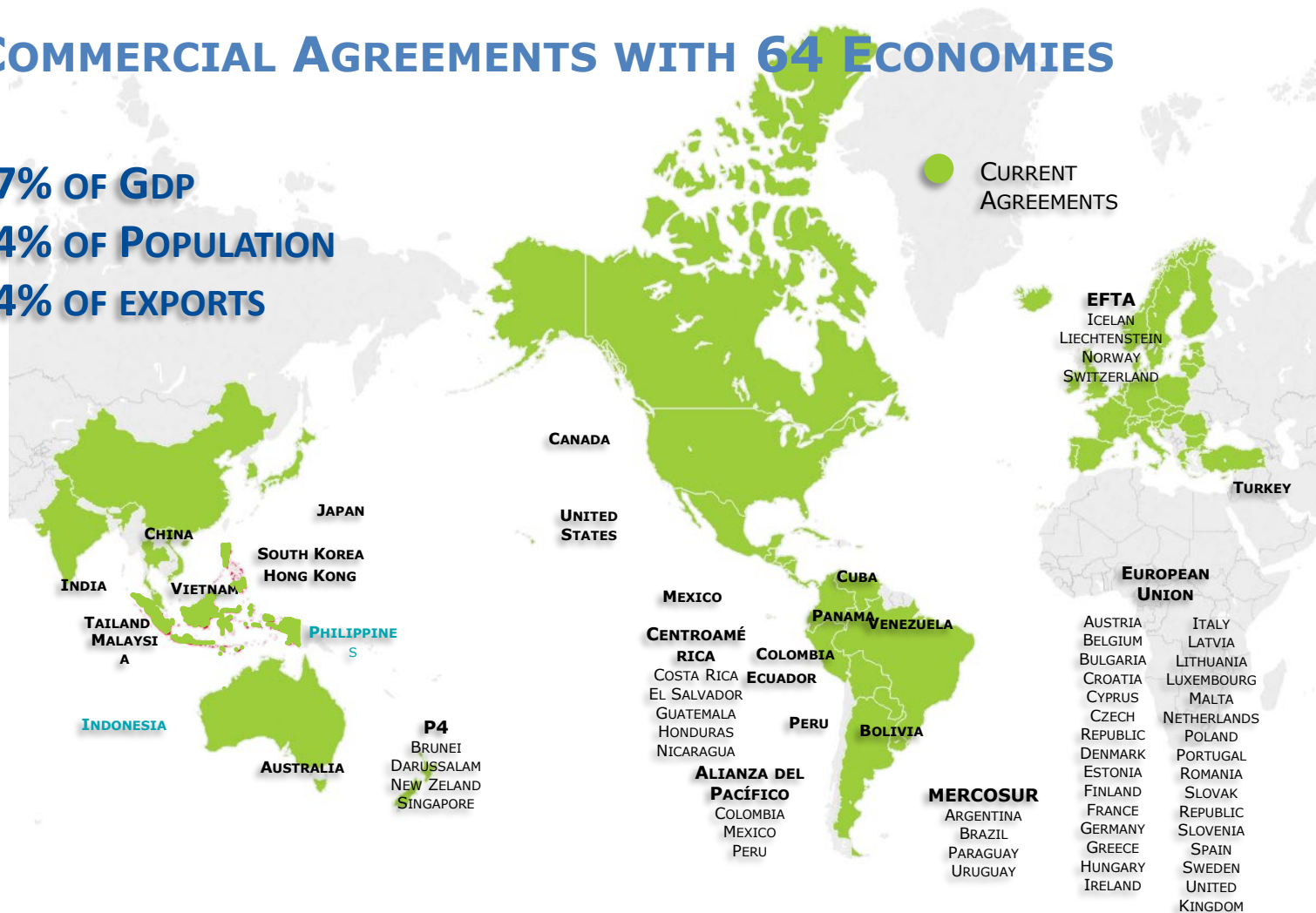
CHILE'S TRADE POLICY

26 COMMERCIAL AGREEMENTS WITH 64 ECONOMIES

87% OF GDP

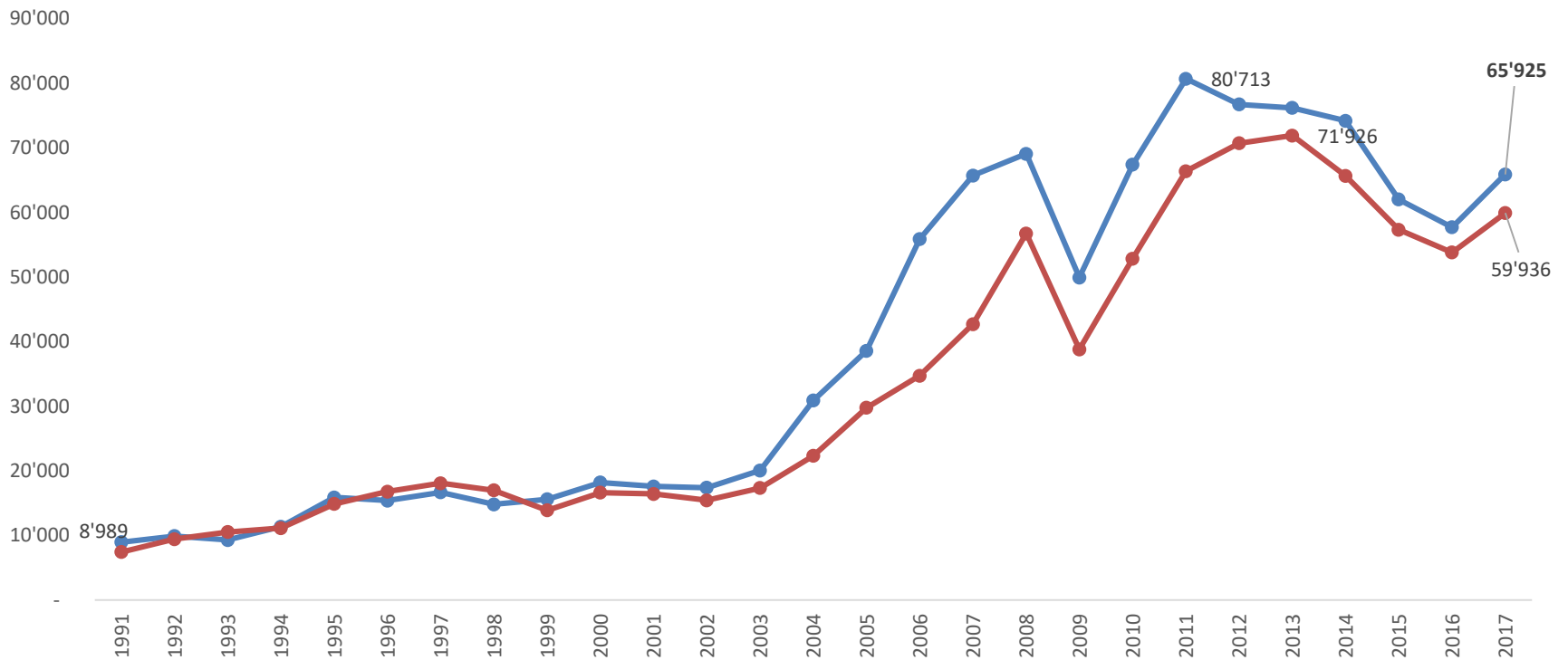
64% OF POPULATION

94% OF EXPORTS



INTERNATIONAL CONTEXT

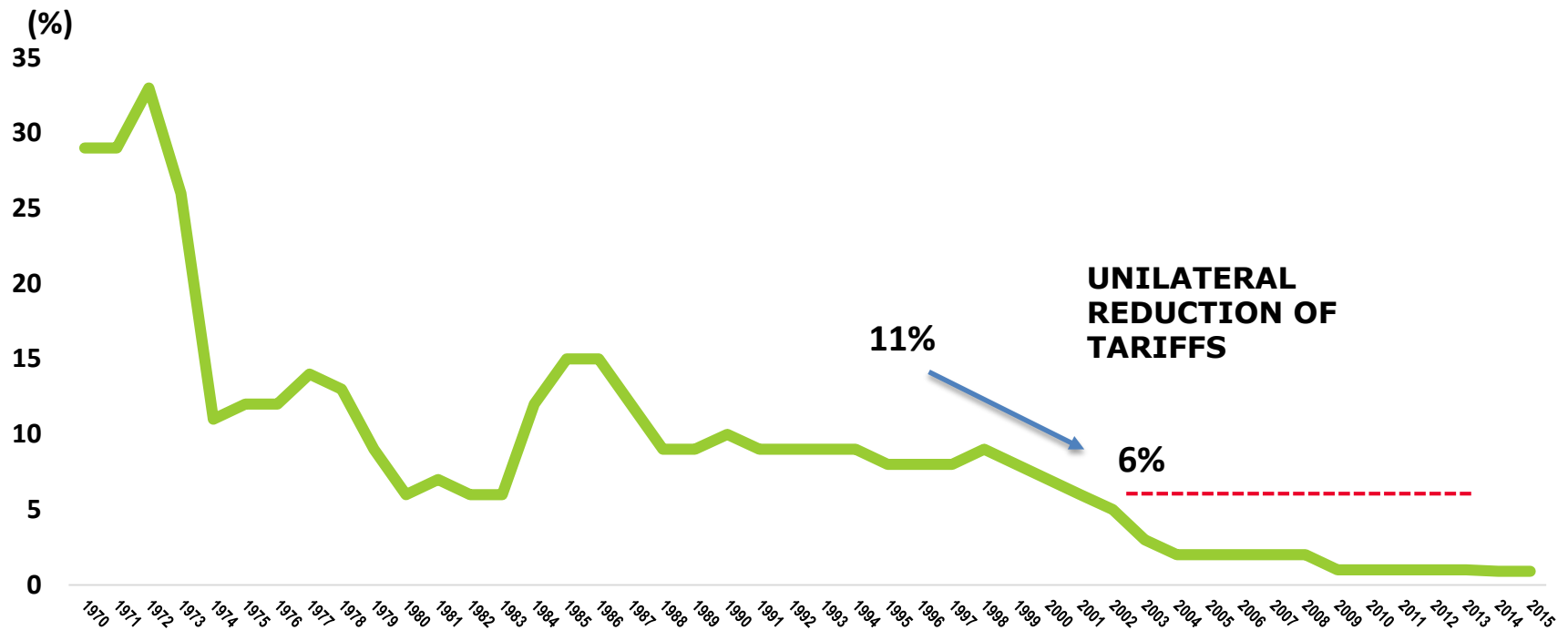
FOREIGN TRADE 1991-2017



SOURCE: National Custom Service

INTERNATIONAL CONTEXT

CHILE'S CUSTOM TARIFF



SOURCE: National Custom Service

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INTRODUCTION

- Regulations are a key factors for the right functioning of the economy and the society
- Deficient regulation could restrain the innovation and generate unnecessary costs
- An appropriate institutional setting must set up for the entire regulatory cycle

TBT AGREEMENT

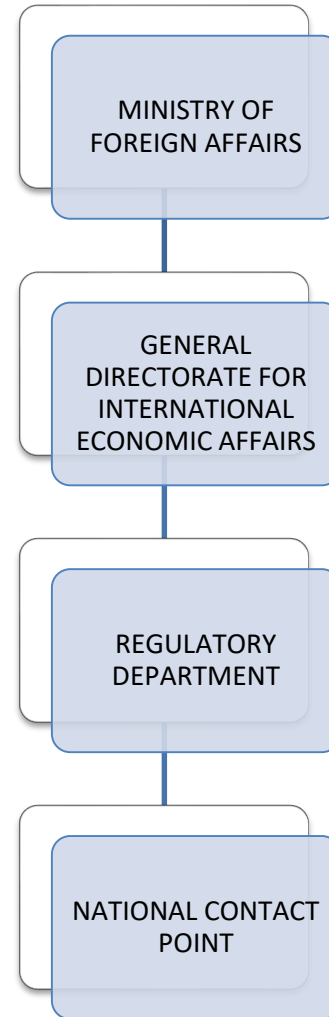
- The TBT Agreement was added into the Chilean legal system in May 17th, 1995.
- Law 19.912 was published in the Official Gazette on November 4th, 2003
- In 1997, the National Commission of Technical Barriers to Trade was established.
- Implementation Regulation for the preparation and adoption of TR y CAP contained in Decree nº 77.



NATIONAL COMMISSION ON TECHNICAL BARRIERS TO TRADE

- Chair y the General Directorate of International Economic Affairs (DIRECON), Ministry of Foreign Affairs.
- Conformed by the representatives of the Ministries and Public Agencies that develop, adopt and apply TR and CAP
- Coordinate and provide consistency with the institutions involved in TR and CAP

TBT NATIONAL STRUCTURE



TBT NATIONAL STRUCTURE

MINISTRY OR GOVERNMENTAL AGENCY	AREA	WEB SITE
Transport	Vehicles	www.mtt.cl
Telecommunications	Telecommunications	www.subtel.cl
General Direction of Public Works	Road and Construction	www.mop.cl
Housing Planning, Urban Development and National Goods	Construction materials, seismic design, fire prevention, etc.	www.minvu.cl
Ministry of Agriculture SAG	Agriculture products and animal products, pesticides, fertilizers, seeds, alcohol, meat, fruits, etc.	www.agricultura.gob.cl www.sag.cl
Ministry of Environment	Environment	www.mma.gob.cl
Superintendence of Electricity and Fuel (SEC)	Electric products and fuel	www.sec.cl
SERNAPESCA (Fishing National Service) SUBPESCA (Undersecretary of Fishing)	Fishing	www.sernapesca.cl www.subpesca.cl
Ministry of Health ISP (Public Health Institute)	Health ; Food products Pharmaceuticals products Cosmetics	www.minsal.cl www.ispch.cl
Ministry of Economy Consumer National Service	Labeling	www.sernac.cl www.economia.cl
INN (National Institute of Standardization)	Standards	www.inn.cl
Superintendence of Sanitary Services	Sanitary Services	www.siss.cl
Ministry of Defense	Arms, Defense	www.defensa.cl

NATIONAL COMMISSION ON TECHNICAL BARRIERS TO TRADE

Functions

- Review and analyze regulation and conformity assessment and general standardization process in Chile.
- Update the WTO/TBT activities
- **Transparency obligations**
- Identify and analyze the topics on WTO/TBT which require a national position.
- Analyze and follow up the FTA negotiations
- Support / Advice
- Review and analyze the national TR public availability.
- Network of focal points

DECREE 77

- Allowed enhancing awareness among the Chilean agencies regarding:
 - clear and uniform rules on how TR and CAP should be developed, adopted, and applied.
 - establishes principles of the TBT Agreement such as: use of international standards, non-discrimination, avoidance of unnecessary barriers to trade and transparency.
 - a broad system of consultation of draft regulations and a time period for comments (at least 60 days)
 - TR and CAP must allow a reasonable time between the date of their adoption and their application. No less than six months.
 - Ministry/Agency shall analyze comments received and must make available public responses to any significant comments received.

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CHALLENGES

Coordination coordination coordinairion

Communication Communication Communication

- Develop an Alert System (WTO/TBT Notifications)
- Improve the Search system of TR and CAP
- Increase Capacity Building activities to the regulatory bodies
- Develop a guide of GRP based on WTO/TBT obligations and principles and other guides (APEC/OECD)

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