
Committee on Technical Barriers to Trade

**TENTH ANNUAL REVIEW OF THE IMPLEMENTATION AND
OPERATION OF THE TBT AGREEMENT**

Note by the Secretariat

*This document has been prepared under the Secretariat's own
responsibility and without prejudice to the positions of Members
and to their rights and obligations under the WTO*

1. The Committee on Technical Barriers to Trade¹ (the Committee) will conduct its tenth annual review under Article 15.3 of the Agreement on Technical Barriers to Trade (the Agreement) at its next meeting on 22 March 2005. This document contains information on developments in the Committee relating to the implementation and operation of the TBT Agreement from 1 January to 31 December 2004.

| | | |
|-------------|---|-----------|
| I. | MEETINGS OF THE COMMITTEE | 2 |
| II. | TRANSPARENCY PROCEDURES | 3 |
| III. | TECHNICAL ASSISTANCE AND SPECIAL AND DIFFERENTIAL TREATMENT..... | 7 |
| IV. | DISPUTES INVOLVING PROVISIONS OF THE TBT AGREEMENT..... | 8 |
| V. | ANNEXES | 12 |
| | A. LIST OF WTO MEMBERS AND OBSERVERS | 12 |
| | B. LIST OF TBT DOCUMENTS ISSUED DURING THE YEAR 2004..... | 14 |
| | C. NOTIFICATIONS MADE BY MEMBERS AND BY RELEVANT ARTICLES OF THE AGREEMENT IN 2004 AND SINCE THE ENTRY INTO FORCE OF THE AGREEMENT | 18 |
| | D. OBJECTIVES AND RATIONALES STATED IN NOTIFICATIONS IN 2004 | 21 |
| | E. OBSERVATION OF THE RECOMMENDED COMMENT PERIOD BY MEMBERS IN 2004 | 22 |
| | F. TBT TECHNICAL ASSISTANCE UNDERTAKEN BY THE WTO SECRETARIAT IN 2004 | 24 |

¹ For general information on membership and documentation in the TBT Committee during the period of review, see Annexes A and B.

I. MEETINGS OF THE COMMITTEE

2. The Committee, pursuant to Article 13.1 of the Agreement and to the Rules of Procedure, elected Mr. Sudhakar Dalela (India) as its Chairperson for the year 2004-2005.

3. Three meetings were held in 2004 (23 March, 1 July and 4 November 2004).² At these meetings, the Committee heard statements by ten Members informing the Committee of measures taken to ensure the implementation and administration of the Agreement.³ Twenty seven specific trade concerns were brought to the attention of the Committee with regard to their potential adverse trade effects, or inconsistency with the Agreement.

4. During the reported period, the Committee discussed the issues arising from the Third Triennial Review of the Operation and Implementation of the Agreement under Article 15.4, concluded in November 2003, namely, (i) good regulatory practice, (ii) conformity assessment procedures, (iii) transparency, and (iv) technical assistance.⁴ On good regulatory practice, several Members shared their national experience with the Committee. On conformity assessment, Members exchanged information and experience on existing conformity assessment procedures, including the implementation of SDoC programmes in various Member countries. It was agreed to hold two workshops: one on SDoC in March 2005, and one on different approaches to conformity assessment in 2006. Discussions on transparency procedures focused on the preparation of the Fourth Special Meeting on Procedures for Information Exchange (see below in paragraph 7). A Special Meeting dedicated to conformity assessment procedures was held on 29 June 2004 which covered:⁵ (i) information exchange on Members' experiences with supplier's declaration of conformity (SDoC); (ii) information on the operation of accreditation fora; and (iii) other issues related to conformity assessment procedures.⁶ The Committee also discussed at its November meeting the preparation of the Fourth Triennial Review on the basis of a procedural work programme developed by the Chairman.⁷

5. At its March meeting, the Committee carried out its Ninth Annual Review of the Implementation and Operation of the Agreement under Article 15.3 as well as the Ninth Annual Review of the Code of Good Practice for the Preparation, Adoption and Application of Standards (Annex 3 of the Agreement).⁸

² G/TBT/M/32 and Corr.1, G/TBT/M/33, Add.1 and Corr.1, and G/TBT/M/34 and Corr.1.

³ The full list of Members having submitted a statement on implementation and administration of the Agreement under Article 15.2 (since January 1995) is contained in document G/TBT/GEN/1/Rev.2. In 2004, seven Members submitted new statements under Article 15.2, while three issued revisions to existing statements. The seven new statements are from: Papua New Guinea (G/TBT/2/Add.77), El Salvador (G/TBT/2/Add.78), the Democratic Republic of the Congo (G/TBT/2/Add.79), the Republic of Madagascar (G/TBT/2/Add.80), Georgia (G/TBT/2/Add.81), Nicaragua (G/TBT/2/Add.82) and Sierra Leone (G/TBT/2/Add.83). The Republic of Armenia (G/TBT/2/Add.75/Rev.1), Indonesia (G/TBT/2/Add.3/Rev.1) and Malaysia (G/TBT/2/Add.9/Rev.1) issued revisions to existing statements.

⁴ The Third Triennial Review is contained in document G/TBT/13, 11 November 2003.

⁵ "Report of the Special Meeting of the TBT Committee Dedicated to Conformity Assessment Procedures held on 29 June 2004", G/TBT/M/33/Add.1, 21 October 2004.

⁶ The Special Meeting included presentations on accreditation by the International Laboratory Accreditation Cooperation (ILAC), the International Accreditation Forum (IAF), the European Co-operation for Accreditation (EA); on conformity assessment procedures, the International Bureau for Precision in Measurement (BIPM), the International Electrotechnical Commission (IEC), the Organization for Economic Co-operation and Development (OECD), and the International Organization for Legal Metrology (OIML) reported on relevant ongoing work in their organizations.

⁷ G/TBT/M/34 and Corr.1, Annex 1.

⁸ The Ninth Annual Review is contained in document G/TBT/14. Other relevant background documents to this review are: the list of standardizing bodies that had accepted the Code in 2003 (G/TBT/CS/1/Add.8 and G/TBT/CS/2/Rev.10 and Add.1.) and the WTO TBT Standards Code Directory (ninth edition).

6. At its November meeting, the Committee carried out the annual transitional review mandated in the Protocol of Accession of the People's Republic of China.⁹

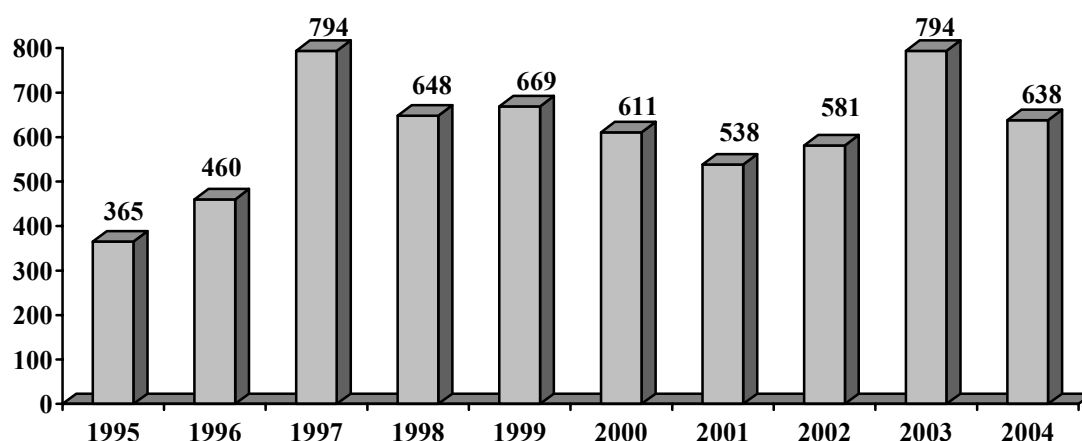
7. The Committee held its Fourth Special Meeting on Procedures for Information Exchange on 2-3 November, back-to-back with its regular meeting. Five key issues were addressed at that meeting: (i) notification process; (ii) handling of comments on proposed technical regulations and conformity assessment procedures; (iii) transparency obligations set out in the Code of Good Practice (Annex 3 of the Agreement); (iv) functioning of enquiry points established under Article 10; and (v) dissemination of TBT-related information at the national level based on presentations by national experts.¹⁰

8. During the review period, the Committee heard statements from various observers on the activities relevant to the work of the TBT Committee, including on technical assistance.¹¹

II. TRANSPARENCY PROCEDURES¹²

9. In 2004, Members submitted 638 notifications of technical regulations and conformity assessment procedures. Since the entry into force of the Agreement on 1 January 1995, up to 31 December 2004, 6098 such notifications were made by 84 Members.¹³

Figure 1: Total Number of TBT Notifications since 1995



⁹ Third Annual Transitional Review mandated in paragraph 18 of the Protocol of Accession of the People's Republic of China, Report (2004), contained in G/TBT/W/249.

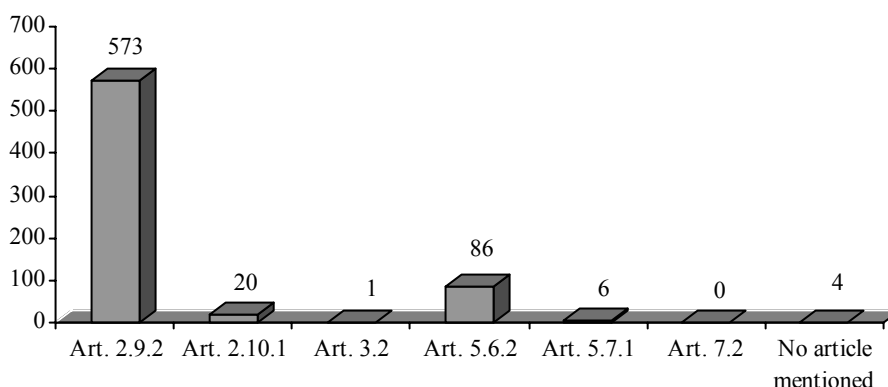
¹⁰ A summary of the Special Meeting on Procedures for Information Exchange is contained in Annex 2 of G/TBT/M/34, 5 January 2005.

¹¹ Statements were heard from the Codex, the International Electrotechnical Commission (IEC), the International Organization for Standardization (ISO), the International Trade Center (ITC), the Organization for Economic Co-operation and Development (OECD), the International Organization for Legal Metrology (OIML), the United Nations Conference on Trade and Development (UNCTAD) and the United Nations Industrial Development Organization (UNIDO).

¹² The data for the graphs in this section are drawn from the tables in Annexes C, D and E.

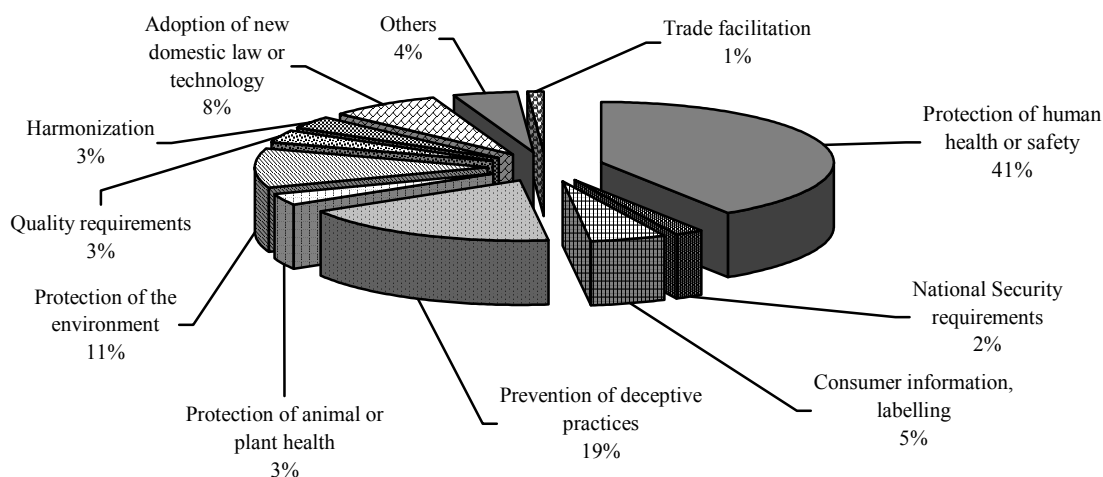
¹³ Monthly lists of notifications for 2004 are contained in documents G/TBT/GEN/N/37-48.

Figure 2: Notifications in 2004 by Article



10. Amongst the 638 notifications received in 2004, the following objectives have been mentioned by Members:¹⁴ protection of human health (in 340 notifications); prevention of deceptive practices (in 154 notifications); protection of the environment (in 88 notifications); adoption of new domestic law (in 65 notifications); consumer information and labelling (in 43 notifications); quality requirements (in 28 notifications); harmonization (in 27 notifications); protection of animal or plant life or health (in 24 notifications); national security requirements (in 15 notifications); lowering or removal of trade barriers and trade facilitation (in 10 notifications); and cost saving and increasing productivity (in 2 notifications). 155 notifications referred to more than one objective, 37 notifications referred to other objectives, and two did not specify any legitimate objective.

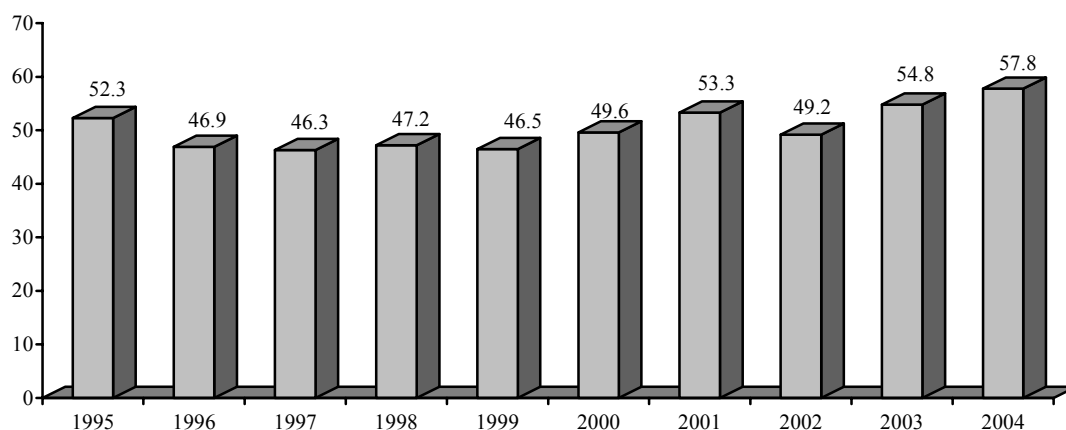
Figure 3: Percentage of Notifications by Stated Objective in 2004



¹⁴ 155 notifications indicated more than one objective.

11. In 1996, the TBT Committee recommended that the normal time-limit for presentation of comments on notified technical regulations and conformity assessment procedures should be 60 days and, if possible, more.¹⁵ In 2004, Members allowed an average of 57.8 days for comments. 131 Notifications did not specify a comment period, stated it as non applicable or had a comment period which had lapsed. Figure 4 shows the average time allowed for comments since 1995.

Figure 4: Average Number of Days Allowed for Comments since 1995



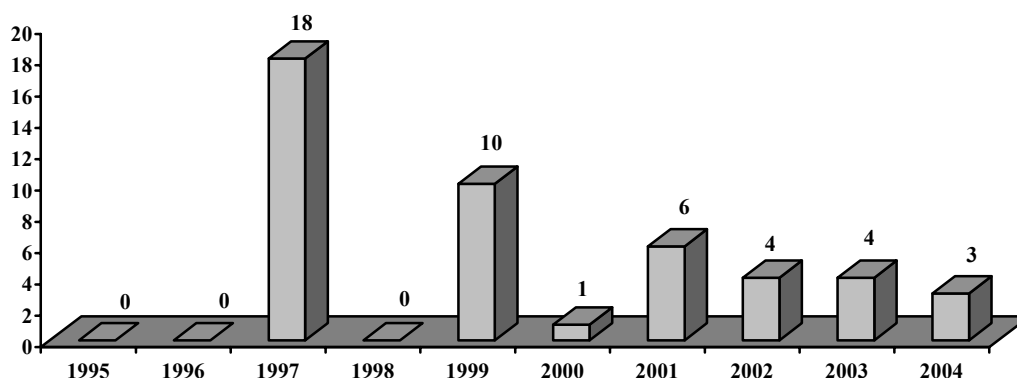
12. In 2004, three notifications were made under Article 10.7 of agreements on issues related to technical regulations, standards or conformity assessment procedures:¹⁶

- "Exchange of Letters between the Taipei Economic and Cultural Office in Canada and the Canadian Trade Office in Taipei concerning Mutual Recognition Arrangement for Equipment subject to Electro-Magnetic Compatibility Regulations" (revision);
- "Agreement Between the United States of America and the European Community on the Mutual Recognition of Certificates of Conformity for Marine Equipment"; and
- "Exchange of Letters between the Taipei Economic and Cultural Office in Australia and the Australian Commerce and Industry Office concerning Mutual Recognition Arrangement for Equipment subject to Electro-Magnetic Compatibility Regulations".

¹⁵ "Decisions and Recommendations adopted by the Committee since 1 January 1995", Note by the Secretariat, 23 May 2002, G/TBT/1/Rev.8, page 17.

¹⁶ G/TBT/10.7/N/38/Rev.1, G/TBT/10.7/N/46 and G/TBT/10.7/N/47, respectively.

Figure 5: Number of Notifications Submitted under Article 10.7 since 1995



13. During the reported period, five standardizing bodies from five Members accepted the Code of Good Practice (Annex 3 of the Agreement) and one standardizing body revised its notification of acceptance.¹⁷ A list of standardizing bodies that adhered to the Code in 2004 is contained in document G/TBT/CS/1/Add.9. Since the entry into force of the Agreement, 147 standardizing bodies from 106 Members have adhered to the Code.¹⁸ Document G/TBT/CS/2/Rev.11 contains the complete list, by Member, of standardizing bodies that have accepted the Code since 1 January 1995. The ISO/IEC Information Centre has prepared the Tenth Edition of the WTO TBT Standards Code Directory which lists all standardizing bodies that have notified their acceptance of the Code together with the addresses of these standardizing bodies and information related to the availability of their work programmes.¹⁹

14. In addition, the following information relevant to transparency is noted:

- (a) Information on publications used to announce that work is proceeding on draft technical regulations and conformity assessment procedures under Articles 2.9.1 and 5.6.1 of the Agreement, and publications in which the final texts are published under Articles 2.11 and 5.8 is contained in document G/TBT/2 and addenda.
- (b) The list of WTO TBT Enquiry Points under Articles 10.1 and 10.3 is contained in document G/TBT/ENQ/26. The addresses of Enquiry Points are also available on the TBT Website.²⁰
- (c) In 2004, the Secretariat set up an automatic mailing list for TBT notifications.²¹ TBT notifications are usually circulated once a week in the original language.

¹⁷ These Members were Mexico (G/TBT/CS/N/154); Armenia (G/TBT/CS/N/155); Guatemala (G/TBT/CS/N/156); Nicaragua (G/TBT/CS/N/157) and Burkina Faso (G/TBT/CS/N/158). The Separate Customs Territory of Taiwan, Penghu, Kinmen and Matsu (G/TBT/CS/N/146/Rev.1) issued a revision to their notification of acceptance.

¹⁸ Notifications of acceptance of the Code by standardizing bodies of Members are contained in documents G/TBT/CS/N/1-158. Notifications G/TBT/CS/N/118 and 138 have been cancelled.

¹⁹ To be issued shortly.

²⁰ See http://www.wto.org/english/tratop_e/tbt_e/tbt_enquiry_points_e.htm.

²¹ Interested persons can subscribe to the mailing list at: http://www.wto.org/english/tratop_e/tbt_e/tbt_tech_e.htm.

III. TECHNICAL ASSISTANCE AND SPECIAL AND DIFFERENTIAL TREATMENT²²

15. In 2004, the Secretariat organized six regional workshops in:

- (a) Oman for Gulf countries;²³
- (b) Zambia for East African countries and other COMESA members;²⁴
- (c) Viet Nam for Asia and Pacific countries;²⁵
- (d) Panama for Latin American countries;²⁶
- (e) Senegal for Western African and other African countries;²⁷ and,
- (f) Turkey for Central and Eastern European countries, Central Asian countries and the Caucasus.²⁸

16. The programmes for all regional workshops were designed to raise awareness of the TBT Agreement and to provide capital-based officials with updated information on the work and discussions in the TBT Committee, while at the same time addressing individual regional needs, including specific trade concerns. In view of the Special Meeting on Procedures for Information Exchange (referred to in paragraph 7 above), the workshops focused on transparency, including on notification procedures and the functioning of enquiry points. The workshops also provided opportunities for experience sharing among participants, especially officers from the national enquiry points, as well as for practical exercises. Co-operation was received from regional partners, such as the Common Market for Eastern and Southern Africa (COMESA), the Inter-American Development Bank and the Institute for the Integration of Latin America and the Caribbean (IDB/INTAL) and the Black Sea Economic Cooperation Permanent International Secretariat (BSEC). Codex, the United Nations Industrial Development Organization (UNIDO), the International Organization for Standardization (ISO), the International Electrotechnical Commission (IEC) and the International Organization for Legal Metrology (OILM) participated in the workshops.²⁹

17. In response to requests received from individual Members, national workshops were organized in Ukraine, Senegal, Sao Tomé and Príncipe, Turkey and Mauritius.³⁰ These workshops aimed at promoting a better understanding of the rights and obligations under the TBT Agreement and to facilitate a more effective participation in the work of the TBT Committee. They addressed issues

²² A complete list of TBT-related technical assistance activities is contained in Annex F.

²³ Oman; Bahrain; Kuwait; Saudi Arabia; Qatar and United Arab Emirates.

²⁴ Angola; Burundi; D.R. Congo; Djibouti; Egypt; Ethiopia; Kenya; Madagascar; Malawi; Mauritius; Rwanda; Seychelles; Sudan; Swaziland; Tanzania; Uganda; Zambia; and Zimbabwe.

²⁵ Bangladesh; Bhutan; Brunei Darussalam; Cambodia; China; Fiji Islands; Hong Kong, China; India; Indonesia; Lao People's Democratic Republic; Macao, China; Maldives; Mongolia; Myanmar; Nepal; Pakistan; The Philippines; Singapore; Sri Lanka; Chinese Taipei; Thailand; Tonga; Vanuatu; and Viet Nam.

²⁶ Argentina; Bolivia; Brazil; Chile; Colombia; Costa Rica; Cuba; Dominican Republic; Ecuador; El Salvador; Guatemala; Honduras; Mexico; Nicaragua; Panama; Paraguay; Peru; Uruguay and Venezuela.

²⁷ Algeria; Benin; Botswana; Burkina Faso; Cameroon; Cape Verde; Central African Republic; Chad; Congo Republic; Côte d'Ivoire; Equatorial Guinea; Gabon; Gambia; Ghana; Guinea; Guinea Bissau; Lesotho; Mali; Mauritania; Morocco; Mozambique; Namibia; Niger; Nigeria; Sao Tome and Principe; Senegal; Sierra Leone; South Africa; Togo and Tunisia.

²⁸ Albania; Armenia; Azerbaijan; Belarus; Bulgaria; Croatia; Georgia; Kazakhstan; Kyrgyz Republic; Macedonia; Moldova; Romania; Serbia and Montenegro; Turkey; Ukraine and Uzbekistan.

²⁹ Codex participated in the Zambia, Panama, Senegal and Turkey workshops. UNIDO and IEC participated in the Viet Nam workshop. ISO participated in the Viet Nam and Turkey workshops. OILM participated in the Panama workshop.

³⁰ The Senegal and Turkey workshops were held back-to-back with regional workshops.

such as adequate coordination between regulators, the importance of prioritizing technical assistance needs, the establishment of the enquiry points, transparency procedures and the use of international standards.

18. The WTO Secretariat participated in a national workshop in Egypt organized by the US Commercial Law Development program (CLDP) in co-operation with the Egyptian Organization for Standardization and Quality Control (EOS). It also participated in a Global Developing Country Seminar organized by the South African National Accreditation System (SANAS), back-to-back with ILAC and IAF General Assemblies and a regional workshop for South Asian Association for Regional Cooperation (SAARC) Countries organized by ISO and the Bureau of Indian Standards (BIS), which took place in India. In these events, the role of the WTO Secretariat was to raise awareness of the importance of the implementation and administration of the TBT Agreement, to highlight and clarify the main principles and provisions of the Agreement, to provide guidelines and clarification on the TBT notification procedures and to explain how the TBT Agreement could be used as a tool for facilitating international trade.

19. Moreover, the trade policy courses organized by the WTO Secretariat both Geneva-based and regional were also an opportunity to provide TBT-related technical assistance. TBT training was provided in the regional trade policy courses held in Kenya for senior capital-based officials in Africa, in Hong Kong for Asian countries, in Tunisia for African Countries, in Indonesia for Member countries of the Organization of Islamic Conference (OIC) and in Morocco for French speaking African countries. Other technical assistance activities included a Geneva-based Special Meeting on Procedures for Information Exchange (referred to in paragraph 7 above)³¹ as well as advice to capital-based officials on various issues related to the operation of the Agreement and the Committee.

IV. DISPUTES INVOLVING PROVISIONS OF THE TBT AGREEMENT

20. The state of play during the year 2004 with regard to disputes involving provisions of the TBT Agreement is summarized below.

| Case # | Case Name | Complaint By | State of Play | TBT Articles Invoked |
|---------------------------------|---|----------------------|---|----------------------|
| 1. Pending Consultations | | | | |
| DS279 | India – Import Restrictions Maintained under the Export and Import Policy 2002-2007 | European Communities | On 23 December 2002, the European Communities requested consultations with India concerning import restrictions maintained by India under its Export and Import Policy 2002-2007 with respect to particular products of concern to the European Communities (WT/DS279/1). On 17 January 2003, the United States requested to join the consultations (WT/DS279/2) and on 31 January 2003, India accepted this request (WT/DS279/3). | 2 |
| DS263 | European Communities – Measures Affecting Imports of Wine | Argentina | On 4 September 2002, Argentina requested consultations with the European Communities regarding several EC regulations and other mandatory provisions on oenological practices and on trade in wine (WT/DS263/1). | 2 and 12 |

³¹ Capital-based participants from 75 developing country Members attended the workshop with resources from the Global Trust Fund.

| Case # | Case Name | Complaint By | State of Play | TBT Articles Invoked |
|--------------|--|----------------------|--|---|
| DS233 | Argentina – Measures Affecting the Import of Pharmaceutical Products | India | On 25 May 2001, India requested consultations with Argentina concerning Argentina's Law No. 24.766 and Decree No. 150/92 (WT/DS233/1). | 2 (especially 2.2), 5 (especially 5.1 and 5.2) and 12 |
| DS203 | Mexico – Measures Affecting Trade in Live Swine | United States | On 10 July 2000, the United States requested consultations with Mexico in respect of Mexico's 20 October 1999 definitive anti-dumping measure on live swine for slaughter (merchandise classified under tariff classification 0103.92.99 of the General Import Law) exported from the United States, independently from the country of origin, and actions by Mexico in the conduct of the anti-dumping investigation resulting in that measure (WT/DS203/1). | 2 and 5 |
| DS144 | United States – Certain Measures Affecting the Import of Cattle, Swine and Grain from Canada | Canada | On 25 September 1998, Canada requested consultations with the United States in respect of certain measures, imposed by the US state of South Dakota and other states, prohibiting entry or transit to Canadian trucks carrying cattle, swine, and grain (WT/DS144/1). | 2, 3, 5 and 7 |
| DS137 | European Communities – Measures Affecting Imports of Wood of Conifers from Canada | Canada | On 17 June 1998, Canada requested consultations with the European Communities in respect of certain measures concerning the importation into the EC market of wood of conifers from Canada. The measures include, but are not limited to, Council Directive 77/93, of 21 December 1976, as amended by Commission Directive 92/103/EEC, of 1 December 1992, and any relevant measures adopted by EC Member states affecting imports of wood of conifers from Canada into the European Communities (WT/DS137/1). | 2 |
| DS134 | European Communities – Measures Affecting Import Duties on Rice | India | On 28 May 1998, India requested consultations with the European Communities in respect of the restrictions allegedly introduced by an EC Regulation establishing a so-called cumulative recovery system (CRS), for determining certain import duties on rice, with effect from 1 July 1997 (WT/DS134/1). | 2, in particular 2.1 and 2.2 |
| DS100 | United States – Measures Affecting Imports of Poultry Products | European Communities | On 18 August 1997, the European Communities requested consultations with the United States in respect of a ban on imports of poultry and poultry products from the European Communities by the US Department of Agriculture's Food Safety Inspection Service, and any related measures (WT/DS100/1). | 2 and 5 |
| DS61 | United States – Import Prohibition of Certain Shrimp and Shrimp Products | Philippines | On 25 October 1996, the Philippines requested consultations with the United States in respect of a complaint by the Philippines regarding a ban on the importation of certain shrimp and shrimp products from the Philippines imposed by the United States under Section 609 of US Public Law 101-62 (WT/DS61/1). | 2 |
| DS41 | Korea – Measures Concerning Inspection of Agricultural | United States | On 24 May 1996, the United States requested consultations with Korea concerning testing, inspection and other measures required for the importation of agricultural products into Korea | 2, 5 and 6 |

| Case # | Case Name | Complaint By | State of Play | TBT Articles Invoked |
|----------------------------------|---|---|---|--|
| | Products | | (WT/DS41/1). | |
| DS3 | Korea – Measures Concerning the Testing and Inspection of Agricultural Products | United States | On 6 April 1995, the United States requested consultations with Korea involving testing and inspection requirements with respect to imports of agricultural products into Korea (WT/DS3/1). (See WT/DS41). | 5 and 6 |
| 2. Active panels | | | | |
| DS174 DS290 | European Communities – Protection of Trademarks and Geographical Indications for Agricultural Products and Foodstuffs | United States (DS174) and Australia (DS290) | <p>On 1 June 1999, the United States requested consultations with the European Communities in respect of the alleged lack of protection of trademarks and geographical indications (GIs) for agricultural products and foodstuffs in the European Communities (WT/DS174/1).</p> <p>On 4 April 2003, the United States sent an additional request for consultations concerning the protection of trademarks and GIs for agricultural products and foodstuffs in the European Communities (WT/DS174/1/Add.1).</p> <p>On 17 April 2003, Australia requested consultations with the European Communities concerning the protection of trademarks and to the registration and protection of geographical indications for foodstuffs and agricultural products in the European Communities (WT/DS290/1).</p> <p>On 18 August 2003, the United States and Australia requested separately the establishment of a panel (WT/DS174/20, WT/DS290/18).</p> <p>On 2 October 2003, the DSB decided to establish a single panel.</p> <p>On 13 February 2004, the United States and Australia requested the Director-General to determine the composition of the Panel. On 23 February 2004, the Director-General composed the Panel.</p> <p>On 17 August 2004, the Chairman of the Panel informed the DSB that it would not be able to complete its work in six months due to the complexity of the case and that the Panel expected to issue its final report to the parties before the end of year 2004.</p> <p>Argentina, Australia, Brazil, Canada, China, Colombia, Guatemala, India, Mexico, New Zealand, Norway, Chinese Taipei and Turkey reserved their third-party rights.</p> | United States: (none) Australia: 2 |
| DS291 DS292 DS293 | European Communities – Measures Affecting the Approval and Marketing of Biotech Products | United States (DS291) Canada (DS292) and Argentina (DS293) | On 13 May 2003, the United States and Canada requested consultations with the European Communities concerning certain measures taken by the European Communities and its member States affecting imports of agricultural and food imports from the United States and Canada (WT/DS291/1, WT/DS292/1). On 14 May 2003, Argentina requested consultations with the European Communities on the same matter (WT/DS293/1). | United States: 2 and 5 Canada: 2.1, 2.2, 2.8, 5.1 and 5.2 Argentina: 2, 5 and 12 |

| Case # | Case Name | Complaint By | State of Play | TBT Articles Invoked |
|------------------|---|--------------|---|----------------------|
| | | | <p>On 7 August 2003, the United States, Canada and Argentina each requested the establishment of a panel (WT/DS291/23, WT/DS292/17, WT/DS293/17). At its meeting on 29 August 2003, the DSB decided to establish a single panel.</p> <p>On 23 February 2004, the United States, Canada and Argentina requested the Director-General to compose the panel. On 4 March 2004, the Director-General composed the panel.</p> <p>On 12 July 2004, the Chairman of the Panel informed the DSB that it would not be able to complete its work in six months. On 18 August 2004, the Chairman of the Panel informed the DSB that the Panel estimated that it would issue its final report to the parties by the end of March 2005, and that the delay was due to the parties' common request for additional time to prepare their rebuttals as well as the Panel's decision to seek scientific and technical expert advice.</p> <p>On 4 November 2004, the Chairman of the Panel informed the DSB that the Panel estimated to issue its final report to the parties by the end of June 2005, due to the time taken to identify and select experts and, more importantly, to a joint request by all four parties that they be granted additional time to prepare their further submissions to the Panel.</p> <p>Argentina (in respect of the United States' and Canada's complaints), Australia, Brazil, Canada (in respect of the United States' and Argentina's complaints), Chile, China, Colombia, El Salvador, Honduras, Mexico, New Zealand, Norway, Paraguay, Peru, Chinese Taipei, Thailand, Uruguay and the United States (in respect of Canada's and Argentina's complaints) reserved their third-party rights.</p> | |
| 3. Others | | | | |
| DS232 | Mexico – Measures Affecting the Import of Matches | Chile | <p>On 17 May 2001, Chile requested consultations with Mexico in respect of a series of Mexican laws and regulations which are alleged to constitute unnecessary barriers to the import of Chilean matches (WT/DS232/1).</p> <p>On 2 February 2004, Chile informed the DSB that it wished formally to withdraw the request for consultations and bring this matter to a close as its complaints had been adequately met as a result of negotiations with Mexico (WT/DS232/3).</p> | 1, 2 and 5 |

V. ANNEXES

A. LIST OF WTO MEMBERS AND OBSERVERS

Members³²

| | | |
|-------------------------------|------------------|----------------------------------|
| Albania | Gambia | Nepal |
| Angola | Gabon | Netherlands |
| Antigua and Barbuda | Georgia | New Zealand |
| Argentina | Germany | Nicaragua |
| Armenia | Ghana | Niger |
| Australia | Greece | Nigeria |
| Austria | Grenada | Norway |
| Bahrain | Guatemala | Oman |
| Bangladesh | Guinea | Pakistan |
| Barbados | Guinea Bissau | Panama |
| Belgium | Guyana | Papua New Guinea |
| Belize | Haiti | Paraguay |
| Benin | Honduras | Peru |
| Bolivia | Hong Kong, China | Philippines |
| Botswana | Hungary | Poland |
| Brazil | Iceland | Portugal |
| Brunei Darussalam | India | Qatar |
| Bulgaria | Indonesia | Romania |
| Burkina Faso | Ireland | Rwanda |
| Burundi | Israel | Saint Kitts and Nevis |
| Cambodia | Italy | Saint Lucia |
| Cameroon | Jamaica | Saint Vincent and the Grenadines |
| Canada | Japan | Senegal |
| Central African Republic | Jordan | Sierra Leone |
| Chad | Kenya | Singapore |
| Chile | Korea, Rep. of | Slovak Republic |
| China | Kuwait | Slovenia |
| Chinese Taipei | Kyrgyz Republic | Solomon Islands |
| Colombia | Latvia | South Africa |
| Congo | Lesotho | Spain |
| Congo, Democratic Rep. of the | Liechtenstein | Sri Lanka |
| Costa Rica | Lithuania | Suriname |
| Côte d'Ivoire | Luxembourg | Swaziland |
| Croatia | Macau, China | Sweden |
| Cuba | Madagascar | Switzerland |
| Cyprus | Malawi | Tanzania |
| Czech Republic | Malaysia | Thailand |
| Denmark | Maldives | Togo |
| Djibouti | Mali | Trinidad and Tobago |
| Dominica | Malta | Tunisia |
| Dominican Republic | Mauritania | Turkey |
| Ecuador | Mauritius | Uganda |
| Egypt | Moldova | United Arab Emirates |
| El Salvador | Mexico | United Kingdom |

³² Members on 1 March 2005.

| | | |
|--------------------------------------|------------|---------------|
| Estonia | Mongolia | United States |
| European Communities | Morocco | Uruguay |
| Fiji | Mozambique | Venezuela |
| Finland | Myanmar | Zambia |
| Former Yugoslav Rep. of Macedonia | Namibia | Zimbabwe |
| France | | |

Observer Governments³³

| | | |
|------------------------|-----------------------|------------|
| Afghanistan | Holy See (Vatican) | Serbia |
| Algeria | Iraq | Seychelles |
| Andorra | Kazakhstan | Sudan |
| Azerbaijan | Laos, P.D.R. of | Tajikistan |
| Bahamas | Lebanon | Tonga |
| Belarus | Libya | Ukraine |
| Bhutan | Montenegro | Uzbekistan |
| Bosnia and Herzegovina | Russian Federation | Vanuatu |
| Cape Verde | Samoa | Viet Nam |
| Equatorial Guinea | Sao Tomé and Príncipe | Yemen |
| Ethiopia | Saudi Arabia | |

Observer Organizations

African, Caribbean and Pacific Group of States (ACP)*
Asociación Latinoamericana de Integración (ALADI)*
European Free Trade Association (EFTA)*
Food and Agricultural Organization (FAO)
International Electrotechnical Commission (IEC)
International Monetary Fund (IMF)
International Organization for Standardization (ISO)
International Trade Centre (ITC)
Organization for Economic Co-operation and Development (OECD)
Office International des Epizooties (OIE)
International Organization for Legal Metrology (OIML)*
United Nations Conference on Trade and Development (UNCTAD)
United Nations Economic Commission for Europe (UN/ECE)
United Nations Industrial Development Organization (UNIDO)*
World Health Organization (WHO)
WHO/FAO Codex Alimentarius Commission
The World Bank

³³ Observers on 1 March 2005.

* Observer status on an *ad hoc* basis

B. LIST OF TBT DOCUMENTS ISSUED DURING THE YEAR 2004

| Document Reference | Date of Issue | Title |
|---|-------------------------------------|---|
| 1. Working Documents (G/TBT/W/ -) | | |
| G/TBT/W/134/Add.2 | 23 August 2004 | The Development of a Voluntary Standard for the Labelling of Foods Derived from Biotechnology (Communication from Canada) |
| G/TBT/W/195/Add.1 | 16 March 2004 | Follow-up Report on the Implementation of Supplier's Declaration of Conformity (Submission by the Separate Customs Territory of Taiwan, Penghu, Kinmen and Matsu) |
| G/TBT/W/239 | 24 June 2004 | Colombia's Experience with Good Regulatory Practice |
| G/TBT/W/240 | 12 August 2004 | Statement by Brazil on Supplier's Declaration of Conformity |
| G/TBT/W/241 | 2 September 2004 | Statement on Conformity Assessment Procedures Implemented in Jordan |
| G/TBT/W/242 | 21 September 2004 | China's Transitional Review Mechanism (Communication from the European Communities) |
| G/TBT/W/243 | 5 October 2004 | China's Transitional Review Mechanism (Questions and Comments from Japan to China) |
| G/TBT/W/244 | 11 October 2004 | EC and EC Member State Technical Assistance Projects/Programmes in the TBT Field (Communication by the European Communities) |
| G/TBT/W/245 | 21 October 2004 | Transitional Review Mechanism Pursuant to Section 18 of the Protocol on the Accession of the People's Republic of China (Questions from the United States to China) |
| G/TBT/W/246 | 29 October 2004 | Annual Transitional Review Mandated in Paragraph 18 of the Protocol of Accession of the People's Republic of China: Information Required in Annex 1A of WT/L/432 (Submission by the People's Republic of China) |
| G/TBT/W/247 | 3 November 2004 | Technical Cooperation Activities in the Field of Standards and Technical Regulations (Communication from Switzerland) |
| G/TBT/W/248 | 3 November 2004 | Good Regulatory Practice (Communication by Mexico) |
| G/TBT/W/249 | 8 November 2004 | Third Annual Transitional Review Mandated in Paragraph 18 of the Protocol of Accession of the People's Republic of China (Report 2004 by the TBT Committee) |
| 2. Minutes of the Meetings (G/TBT/M/ -) | | |
| G/TBT/M/31Corr.1 | 4 March 2004 | Corrigendum to the Minutes of the Meeting of 7 November 2003 (Note by the Secretariat) |
| G/TBT/M/32 and Corr.1 | 19 April 2004, 22 July 2004 | Minutes of the Meeting of 23 March 2004 (Note by the Secretariat) |
| G/TBT/M/33 and Corr.1 | 31 August 2004, 17 November 2004 | Minutes of the Meeting of 1 July 2004 (Note by the Secretariat) |
| G/TBT/M/33/Add.1 | 21 October 2004 | Report of the Special Meeting of the TBT Committee dedicated to Conformity Assessment Procedures held on 29 June 2004 (Addendum to the Minutes of the Meeting of 1 July 2004 - Note by the Secretariat) |

| 3. General Documents (G/TBT/GEN/ -) | | |
|--|---|--|
| G/TBT/GEN/N/36-46 | January 2004 – December 2004 | Notifications issued during the Months of December 2003 until October 2004 (Note by the Secretariat) |
| G/TBT/GEN/1 and Rev.1 and Corr.1 | 4 March 2004, 15 June 2004, 13 July 2004 | Statements on Implementation and Administration of the Agreement under Article 15.2 (Note by the Secretariat) |
| G/TBT/GEN/2 | 4 March 2004 | International Intergovernmental Organizations – Observer Status in the Committee on Technical Barriers to Trade (Note by the Secretariat) |
| G/TBT/GEN/3 | 2 April 2004 | Statement by the Representative of UNIDO (TBT Committee Meeting of 23 March 2004, Agenda Item 5 on Technical Co-operation) |
| G/TBT/GEN/4 | 5 April 2004 | Statement by the Representative of the UNCTAD (TBT Committee Meeting of 23 March 2004, Agenda Item 5 on Technical Co-operation) |
| G/TBT/GEN/5 | 5 April 2004 | Information provided by the OIML (TBT Committee Meeting of 23 March 2004, Agenda Item 6(b) on Updating by Observers) |
| G/TBT/GEN/6 | 5 April 2004 | Information provided by the Codex Alimentarius Commission (TBT Committee Meeting of 23 March 2004, Agenda Item 6(b) on Updating by Observers) |
| G/SPS/GEN/491 and Add.1 G/TBT/GEN/7 and Add.1 | 7 June 2004 and Addenda on 23 November 2004 | Communication from Mexico |
| G/TBT/GEN/8 | 25 June 2004 | Information Provided by the Codex Alimentarius Commission (TBT Committee Meeting of 1 July 2004, Agenda Item 6(b) on Updating by Observers) |
| G/TBT/GEN/9 | 1 July 2004 | Statement by UNCTAD (TBT Committee Meeting of 1 July 2004, Agenda Item 5 on Technical Co-operation) |
| G/TBT/GEN/10 | 2 July 2004 | Information Provided by OIML (TBT Committee Meeting of 1 July 2004, Agenda Item 6(b) on Updating by Observers) |
| G/TBT/GEN/11 | 8 July 2004 | Proposed Dates of Meetings of the Committee on Technical Barriers to Trade in 2005 |
| G/TBT/GEN/12 | 25 October 2004 | Information on Activities of the Codex Alimentarius Commission (TBT Committee Meeting of 4 November 2004, Agenda item 5(b) on Updating by Observers) |
| G/TBT/GEN/13 | 1 November 2004 | Programme of the Special Meeting on Procedures for Information Exchange (2-3 November 2004) |
| G/TBT/GEN/14 | 29 November 2004 | Statement by ISO on its Activities for Developing Countries (TBT Committee Meeting of 4 November 2004) |
| 4. Documents Relating to the Code of Good Practice (G/TBT/CS/ -) | | |
| G/TBT/CS/1/Add.8 | 4 March 2004 | List of Standardizing Bodies that have Accepted the Code of Good Practice for the Preparation, Adoption and Application of Standards in 2003 (Note by the Secretariat) |

| 4. Documents Relating to the Code of Good Practice (G/TBT/CS/ -) (cont'd) | | |
|---|----------------------------------|---|
| G/TBT/CS/2/Rev.10 | 4 March 2004 | List of Standardizing Bodies that have Accepted the Code of Good Practice for the Preparation, Adoption and Application of Standards since 1 January 1995 (Note by the Secretariat) |
| G/TBT/CS/2/Rev.10/Add.1 | 10 March 2004 | List of Standardizing Bodies that have Accepted the Code of Good Practice for the Preparation, Adoption and Application of Standards since 1 January 1995 (Note by the Secretariat) |
| G/TBT/CS/N/146/Rev.1 | 11 May 2004 | Notification under Paragraph C of the WTO TBT Code of Good Practice (The Separate Customs Territory of Taiwan, Penghu, Kinmen and Matsu) |
| G/TBT/CS/N/154 | 19 February 2004 | Notification under Paragraph C of the WTO TBT Code of Good Practice (Mexico) |
| G/TBT/CS/N/155 | 19 February 2004 | Notification under Paragraph C of the WTO TBT Code of Good Practice (Republic of Armenia) |
| G/TBT/CS/N/156 | 31 August 2004 | Notification under Paragraph C of the WTO TBT Code of Good Practice (Guatemala) |
| G/TBT/CS/N/157 | 12 October 2004 | Notification under Paragraph C of the WTO TBT Code of Good Practice (Nicaragua) |
| G/TBT/CS/N/158 | 10 November 2004 | Notification under Paragraph C of the WTO TBT Code of Good Practice (Burkina Faso) |
| 5. Statements on the Implementation and Administration of the TBT Agreement (G/TBT/2/ -) | | |
| G/TBT/2/Add.3/Rev.1 | 18 May 2004 | Communication from Indonesia |
| G/TBT/2/Add.9/Rev.1 | 29 October 2004 | Communication from Malaysia |
| G/TBT/2/Add.75/Rev.1 | 10 August 2004 | Communication from the Republic of Armenia |
| G/TBT/2/Add.77 | 5 March 2004 | Communication from Papua New Guinea |
| G/TBT/2/Add.78 | 22 March 2004 | Communication from El Salvador |
| G/TBT/2/Add.79 | 15 July 2004 | Communication from the Democratic Republic of the Congo |
| G/TBT/2/Add.80 | 3 August 2004 | Communication from the Republic of Madagascar |
| G/TBT/2/Add.81 | 15 October 2004 | Communication from Georgia |
| G/TBT/2/Add.82 | 25 October 2004 | Communication from Nicaragua |
| G/TBT/2/Add.83 | 16 December 2004 | Communication from the Republic of Sierra Leone |
| 6. Notifications Pursuant to Article 10.7 of Agreements on Issues Related to Technical Regulations, Standards or Conformity Assessment Procedures (G/TBT/10.7/ -) | | |
| G/TBT/10.7/N/38/Rev.1 | 10 May 2004 | Notification by the Separate Customs Territory of Taiwan, Penghu, Kinmen and Matsu – Revision |
| G/TBT/10.7/N/46 | 21 July 2004 | Notification by the United States |
| G/TBT/10.7/N/47 | 30 November 2004 | Notification by the Separate Customs Territory of Taiwan, Penghu, Kinmen and Matsu |
| 7. Other Documents | | |
| G/L/710 previously issued as JOB(04)/160 | 8 November 2004 | Report (2004) of the TBT Committee |
| G/TBT/14 | 5 March 2004 | Ninth Annual Review of the Implementation and Operation of the TBT Agreement (Note by the Secretariat) |
| G/TBT/ENQ/24-25 | 9 March 2004, 13 October 2004 | National Enquiry Points (Note by the Secretariat) |

| 8. Job documents (JOB(04)/ -) | | |
|--|--|--|
| JOB(04)/70 | 10 June 2004 | Supplier's Declaration of Conformity Workshop (Draft Programme and Overview of Key Issues, Submissions and Statements) |
| JOB(04)/90 and Rev.1 and Rev.2 | 30 June 2004, 21 September 2004, 21 October 2004 | Draft programme of the Special Meeting on Procedures for Information Exchange on 2-3 November 2004 |
| JOB(04)/91 | 1 July 2004 | Conformity Assessment Procedures: Table of References – Special meeting on Conformity Assessment Procedures held on 29 June 2004 |
| JOB(04)/147 now issued as Annex 1 of G/TBT/M/34 | 14 October 2004 | Work Programme for the Fourth Triennial Review (Proposal by the Chairman) |
| JOB(04)/148 | 15 October 2004 | Fourth Special Session on Procedures for Information Exchange – 2-3 November 2004 (Background Note by the Secretariat) |
| JOB(04)/156 | 20 October 2004 | Supplier's Declaration of Conformity - Workshop of 1 March 2005 |
| JOB(04)/160 now issued as G/L/710 | 29 October 2004 | Draft Report (2004) of the Committee on Technical Barriers to Trade |
| JOB(04)/161 now issued as G/TBT/W/249 | 1 November 2004 | Third Annual Transitional Review Mandated in Paragraph 18 of the Protocol of Accession of the People's Republic of China – Draft Report (2004) |
| JOB(04)/163 | 4 November 2004 | Competition Policy and Deregulation Related Meetings on APEC 2004 (Communication from Chile) |

C. NOTIFICATIONS MADE BY MEMBERS AND BY RELEVANT ARTICLES OF THE AGREEMENT IN 2004 AND SINCE THE ENTRY INTO FORCE OF THE AGREEMENT

| Members | Number of notifications made in 2004 | Number of notifications made under the relevant Articles in 2004 | | | | | | | Total number of notifications made since 1995 |
|--------------------------|--------------------------------------|--|------|-----|-----|-----|-----|---------------|---|
| | | 2.9 | 2.10 | 3.2 | 5.6 | 5.7 | 7.2 | Not specified | |
| Argentina | 18 | 16 | 0 | 0 | 2 | 0 | 0 | 0 | 223 |
| Armenia | 9 | 9 | 0 | 0 | 0 | 0 | 0 | 0 | 10 |
| Australia | 10 | 10 | 0 | 0 | 0 | 0 | 0 | 0 | 135 |
| Austria | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 4 |
| Bahrain | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 |
| Barbados | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 2 |
| Belgium | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 205 |
| Benin | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 2 |
| Bolivia | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 22 |
| Botswana | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 |
| Brazil | 16 | 13 | 0 | 0 | 2 | 1 | 0 | 0 | 276 |
| Brunei Darussalam | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 |
| Canada | 32 | 27 | 0 | 0 | 12 | 0 | 0 | 0 | 249 |
| Central African Republic | 5 | 5 | 0 | 0 | 0 | 0 | 0 | 0 | 5 |
| Chile | 4 | 2 | 2 | 0 | 0 | 0 | 0 | 0 | 112 |
| China | 23 | 12 | 7 | 0 | 1 | 3 | 0 | 0 | 63 |
| Chinese Taipei | 6 | 4 | 2 | 0 | 4 | 2 | 0 | 0 | 16 |
| Colombia | 14 | 8 | 1 | 0 | 2 | 0 | 0 | 3 | 102 |
| Costa Rica | 22 | 22 | 0 | 0 | 0 | 0 | 0 | 0 | 36 |
| Croatia | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 38 |
| Cuba | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 5 |
| Cyprus | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 |
| Czech Republic | 8 | 8 | 0 | 0 | 0 | 0 | 0 | 0 | 209 |
| Denmark | 20 | 18 | 2 | 0 | 0 | 0 | 0 | 0 | 204 |
| Dominican Republic | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 22 |
| Egypt | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 6 |
| El Salvador | 19 | 19 | 0 | 0 | 9 | 0 | 0 | 0 | 113 |
| Estonia | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 |
| European Communities | 30 | 27 | 0 | 0 | 9 | 0 | 0 | 1 | 259 |
| Fiji | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 |
| Finland | 2 | 2 | 0 | 0 | 0 | 0 | 0 | 0 | 34 |
| France | 6 | 6 | 0 | 0 | 0 | 0 | 0 | 0 | 100 |
| Georgia | 3 | 3 | 0 | 0 | 0 | 0 | 0 | 0 | 5 |

| Members | Number of notifications made in 2004 | Number of notifications made under the relevant Articles in 2004 | | | | | | | Total number of notifications made since 1995 |
|--------------------|--------------------------------------|--|------|-----|-----|-----|-----|---------------|---|
| | | 2.9 | 2.10 | 3.2 | 5.6 | 5.7 | 7.2 | Not specified | |
| Germany | 2 | 2 | 0 | 0 | 0 | 0 | 0 | 0 | 10 |
| Grenada | 2 | 2 | 0 | 0 | 0 | 0 | 0 | 0 | 10 |
| Guatemala | 14 | 14 | 0 | 0 | 0 | 0 | 0 | 0 | 31 |
| Guyana | 2 | 2 | 0 | 0 | 0 | 0 | 0 | 0 | 19 |
| Honduras | 13 | 13 | 0 | 0 | 0 | 0 | 0 | 0 | 13 |
| Hong Kong, China | 6 | 3 | 0 | 0 | 3 | 0 | 0 | 0 | 53 |
| Hungary | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 17 |
| Iceland | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 2 |
| India | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 54 |
| Indonesia | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 16 |
| Israel | 44 | 27 | 0 | 0 | 33 | 0 | 0 | 0 | 130 |
| Italy | 3 | 2 | 1 | 0 | 0 | 0 | 0 | 0 | 6 |
| Jamaica | 2 | 2 | 0 | 0 | 0 | 0 | 0 | 0 | 32 |
| Japan | 22 | 22 | 0 | 0 | 4 | 0 | 0 | 0 | 365 |
| Jordan | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 1 |
| Kenya | 11 | 8 | 3 | 0 | 0 | 0 | 0 | 0 | 11 |
| Korea, Republic of | 16 | 16 | 0 | 0 | 0 | 0 | 0 | 0 | 173 |
| Kuwait | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 6 |
| Latvia | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 29 |
| Lithuania | 1 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 5 |
| Macau, China | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 5 |
| Malaysia | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 164 |
| Mexico | 14 | 11 | 2 | 0 | 1 | 0 | 0 | 0 | 285 |
| Netherlands | 7 | 7 | 0 | 0 | 0 | 0 | 0 | 0 | 596 |
| New Zealand | 8 | 8 | 0 | 0 | 0 | 0 | 0 | 0 | 51 |
| Nicaragua | 16 | 16 | 0 | 0 | 0 | 0 | 0 | 0 | 54 |
| Norway | 2 | 2 | 0 | 0 | 0 | 0 | 0 | 0 | 61 |
| Oman | 1 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 2 |
| Panama | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 28 |
| Peru | 4 | 4 | 0 | 0 | 0 | 0 | 0 | 0 | 10 |
| Philippines | 4 | 4 | 0 | 0 | 0 | 0 | 0 | 0 | 93 |
| Poland | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 5 |
| Saint Lucia | 10 | 10 | 0 | 0 | 1 | 0 | 0 | 0 | 31 |
| Senegal | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 4 |
| Singapore | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 18 |
| Slovak Republic | 1 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 39 |
| Slovenia | 15 | 15 | 0 | 0 | 0 | 0 | 0 | 0 | 40 |
| South Africa | 4 | 4 | 0 | 0 | 0 | 0 | 0 | 0 | 89 |

| Members | Number of notifications made in 2004 | Number of notifications made under the relevant Articles in 2004 | | | | | | | Total number of notifications made since 1995 |
|---------------------|--------------------------------------|--|-----------|----------|-----------|----------|----------|---------------|---|
| | | 2.9 | 2.10 | 3.2 | 5.6 | 5.7 | 7.2 | Not specified | |
| Spain | 1 | 1 | 0 | 1 | 0 | 0 | 0 | 0 | 67 |
| Sri Lanka | 14 | 14 | 0 | 0 | 0 | 0 | 0 | 0 | 44 |
| Sweden | 8 | 8 | 0 | 0 | 0 | 0 | 0 | 0 | 135 |
| Switzerland | 12 | 12 | 0 | 0 | 1 | 0 | 0 | 0 | 117 |
| Thailand | 44 | 44 | 0 | 0 | 0 | 0 | 0 | 0 | 275 |
| Trinidad and Tobago | 7 | 7 | 0 | 0 | 0 | 0 | 0 | 0 | 30 |
| Tunisia | 1 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 10 |
| Turkey | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 4 |
| United Kingdom | 1 | 1 | 0 | 0 | 0 | 0 | 0 | 0 | 29 |
| United States | 38 | 36 | 0 | 0 | 2 | 0 | 0 | 0 | 293 |
| Uruguay | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 2 |
| Venezuela | 3 | 3 | 0 | 0 | 0 | 0 | 0 | 0 | 33 |
| Zambia | 38 | 38 | 0 | 0 | 0 | 0 | 0 | 0 | 38 |
| TOTAL | 638 | 573 | 20 | 1 | 86 | 6 | 0 | 4 | 6098 |

D. OBJECTIVES AND RATIONALES STATED IN NOTIFICATIONS IN 2004

| Objectives and Rationales | Number of times that the objective was mentioned as the first, second or third objective in the notifications received in 2004 |
|---|--|
| National security requirements | 15 |
| Consumer information, labelling | 43 |
| Prevention of deceptive practices and consumer protection | 154 |
| Protection of human health or safety | 340 |
| Protection of animal or plant life or health | 24 |
| Protection of environment | 88 |
| Quality requirements | 28 |
| Harmonization | 27 |
| Adoption of new domestic law and technology | 65 |
| Lowering or removal of trade barriers | 1 |
| Trade facilitation | 9 |
| Cost saving and increasing productivity | 2 |
| Others | 37 |
| Not specified | 2 |

E. OBSERVATION OF THE RECOMMENDED COMMENT PERIOD BY MEMBERS IN 2004

| Number of notifications made with comment period | | | | | | |
|--|-------------------|------------|-----------------|---|---|-------|
| Members | Less than 45 days | 45-59 days | 60 days or more | Not specified, lapsed or stated as non-applicable | Of which notified under Articles 2.10 and 5.7 | Total |
| Argentina | 3 | 1 | 0 | 14 | 0 | 18 |
| Armenia | 9 | 0 | 0 | 0 | 0 | 9 |
| Australia | 4 | 2 | 4 | 0 | 0 | 10 |
| Brazil | 7 | 2 | 0 | 7 | 1 | 16 |
| Canada | 3 | 5 | 23 | 1 | 0 | 32 |
| Central African Republic | 0 | 0 | 0 | 5 | 0 | 5 |
| Chile | 0 | 1 | 2 | 1 | 1 | 4 |
| China | 0 | 0 | 11 | 12 | 9 | 23 |
| Chinese Taipei | 2 | 1 | 3 | 0 | 0 | 6 |
| Colombia | 0 | 0 | 11 | 3 | 1 | 14 |
| Costa Rica | 0 | 0 | 21 | 1 | 0 | 22 |
| Czech Republic | 4 | 1 | 3 | 0 | 0 | 8 |
| Denmark | 0 | 2 | 10 | 8 | 2 | 20 |
| El Salvador | 0 | 0 | 19 | 0 | 0 | 19 |
| European Communities | 9 | 3 | 15 | 3 | 0 | 30 |
| Finland | 0 | 0 | 2 | 0 | 0 | 2 |
| France | 1 | 1 | 3 | 1 | 0 | 6 |
| Georgia | 0 | 0 | 0 | 3 | 0 | 3 |
| Germany | 0 | 1 | 0 | 1 | 0 | 2 |
| Grenada | 0 | 0 | 2 | 0 | 0 | 2 |
| Guatemala | 0 | 1 | 13 | 0 | 0 | 14 |
| Guyana | 0 | 0 | 2 | 0 | 0 | 2 |
| Honduras | 0 | 0 | 13 | 0 | 0 | 13 |
| Hong Kong, China | 1 | 0 | 5 | 0 | 0 | 6 |
| Israel | 0 | 0 | 42 | 2 | 0 | 44 |
| Italy | 1 | 0 | 2 | 0 | 0 | 3 |
| Jamaica | 2 | 0 | 0 | 0 | 0 | 2 |
| Japan | 6 | 2 | 14 | 0 | 0 | 22 |
| Kenya | 0 | 0 | 8 | 3 | 3 | 11 |
| Korea, Republic of | 11 | 2 | 3 | 0 | 0 | 16 |
| Lithuania | 1 | 0 | 0 | 0 | 0 | 1 |
| Mexico | 0 | 12 | 0 | 2 | 2 | 14 |
| Netherlands | 1 | 0 | 5 | 1 | 0 | 7 |
| New Zealand | 0 | 7 | 1 | 0 | 0 | 8 |
| Nicaragua | 0 | 0 | 13 | 3 | 0 | 16 |
| Norway | 0 | 0 | 2 | 0 | 0 | 2 |
| Oman | 0 | 1 | 0 | 0 | 0 | 1 |
| Peru | 0 | 0 | 4 | 0 | 0 | 4 |
| Philippines | 0 | 0 | 2 | 2 | 0 | 4 |
| Saint Lucia | 5 | 5 | 0 | 0 | 0 | 10 |
| Slovak Republic | 0 | 0 | 1 | 0 | 0 | 1 |
| Slovenia | 1 | 0 | 14 | 0 | 0 | 15 |

| Number of notifications made with comment period | | | | | | |
|---|--------------------------|-------------------|------------------------|--|--|--------------|
| Members | Less than 45 days | 45-59 days | 60 days or more | Not specified, lapsed or stated as non-applicable | Of which notified under Articles 2.10 and 5.7 | Total |
| South Africa | 0 | 0 | 3 | 1 | 0 | 4 |
| Spain | 1 | 0 | 0 | 0 | 0 | 1 |
| Sri Lanka | 0 | 0 | 0 | 14 | 0 | 14 |
| Sweden | 0 | 0 | 8 | | 0 | 8 |
| Switzerland | 0 | 1 | 11 | | 0 | 12 |
| Thailand | 1 | 0 | 39 | 4 | 0 | 44 |
| Trinidad and Tobago | 7 | 0 | 0 | | 0 | 7 |
| Tunisia | 1 | 0 | 0 | | 0 | 1 |
| United Kingdom | 0 | 0 | 1 | | 0 | 1 |
| United States | 6 | 17 | 14 | 1 | 0 | 38 |
| Venezuela | 0 | 0 | 3 | | 0 | 3 |
| Zambia | 0 | 0 | 0 | 38 | 0 | 38 |
| TOTAL | 87 | 68 | 352 | 131 | 19 | 638 |

F. TBT TECHNICAL ASSISTANCE UNDERTAKEN BY THE WTO SECRETARIAT IN 2004

1. Geneva-Based Events

| Date | Activity | Participants | Venue | Organized by |
|--------------|---|---|--------|--------------|
| 2-3 November | Special Meeting of the TBT Committee on Procedures for Information Exchange | Capital-based participants from 75 developing country Members | Geneva | WTO |

2. Regional Workshops

| Date | Region/Participants | Venue | Organized by | Organizations' Participation |
|-----------------|---|---------------------|---|------------------------------|
| 14-15 February | Gulf countries | Muscat, Oman | WTO | - |
| 22-23 April | East Africa and other COMESA Members | Lusaka, Zambia | WTO in co-operation with COMESA | Codex |
| 4-6 May | Asia and Pacific (sub-regional) | Hanoi, Viet Nam | WTO | UNIDO, ISO, IEC |
| 20-22 July | Latin America | Panama City, Panama | WTO in co-operation with IDB/INTAL | OILM, Codex |
| 17-19 August | Western Africa and other African countries | Dakar, Senegal | WTO | Codex |
| 23-24 September | Central and Eastern Europe, Central Asia and the Caucasus | Istanbul, Turkey | WTO in co-operation with Black Sea Economic Cooperation Permanent International Secretariat | ISO, Codex |

3. National Workshops

| Date | Country/Scope | Organized by | Organizations' Participation |
|-----------------|---|---|------------------------------|
| 14 June | Ukraine (Kiev)/ TBT | WTO | ISO |
| 17-19 August | Senegal (Dakar)/ TBT (back-to-back with regional) | WTO | Codex |
| 7-9 September | Sao Tomé and Príncipe/ Agriculture, TBT and SPS | WTO | - |
| 27-28 September | Turkey (Ankara)/ TBT and SPS (back-to-back with regional) | WTO in co-operation with Black Sea Economic Cooperation Permanent International Secretariat | ISO, Codex |
| 17-18 November | Mauritius (Port-Louis)/ SPS and TBT | WTO | - |

4. Participation in Activities Organized by Other Agencies

| Date | Activity | Venue | Organized by |
|----------------|---------------------------------------|-------------------------|---|
| 23-25 February | National workshop in Egypt | Cairo, Egypt | US Commercial Law Development Program (CLDP) in co-operation with the Egyptian Organization for Standardization and Quality Control (EOS) |
| 13 October | Developing Country Seminar (Global) | Cape Town, South Africa | South African National Accreditation System (SANAS), back-to-back with ILAC and IAF General Assemblies |
| 6-7 December | Regional workshop for SAARC Countries | New Delhi, India | ISO and the Bureau of Indian Standards (BIS) |

5. Trade Policy Courses Covering the TBT Agreement

(i) Geneva-Based

| Date | Scope/Focus | Venue | Organized by |
|-------------|--|--------|--------------|
| 17 February | 27 th Trade Policy Course (English) | Geneva | WTO |
| 25 February | 28 th Trade Policy Course (French) | Geneva | WTO |
| 6 June | Introduction Course on WTO for LDCs (French) | Geneva | WTO |
| 16 June | 29 th Trade Policy Course (French) | Geneva | WTO |
| 21 July | Introduction Course on WTO for LDCs (English) | Geneva | WTO |
| 25 October | 30 th Trade Policy Course (Spanish) | Geneva | WTO |

(ii) Regional

| Date | Scope/Focus | Venue | Organized by |
|-------------|--|--------------------|---|
| 13 May | Senior capital-based officials in Africa | Nairobi, Kenya | WTO |
| 11 August | Asia | Hong Kong, China | WTO in co-operation with Hong Kong University |
| 8 September | African Countries | Tunis, Tunisia | WTO in co-operation with the African Development Bank and ECA |
| 11 October | Member countries of the Organization of Islamic Conference (OIC) | Jakarta, Indonesia | WTO in co-operation with Islamic Development Bank, Non-Aligned Movement Centre for South-South Technical Cooperation, Government of Indonesia |
| 15 October | French speaking African countries | Rabat, Morocco | WTO |