

GENERAL AGREEMENT ON TARIFFS AND TRADE

ACCORD GENERAL SUR LES TARIFS DOUANIERS ET LE COMMERCE

ACUERDO GENERAL SOBRE ARANCELES ADUANEROS Y COMERCIO

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REPLIES TO QUESTIONNAIRE ON IMPORT LICENSING PROCEDURES

YUGOSLAVIA

Revision

The following revised notification¹ has been received from the Permanent Mission of the Federal Republic of Yugoslavia in response to the Questionnaire on Import Licensing Procedures annexed to L/5640/Rev.8. It updates and replaces information previously provided in document L/5640/Add.20/Rev.3.

REPONSES AU QUESTIONNAIRE RELATIF AUX PROCEDURES
EN MATIERE DE LICENCES D'IMPORTATION

YUGOSLAVIE

Révision

La Mission permanente de la République fédérative de Yougoslavie a fait parvenir au secrétariat, en réponse au questionnaire relatif aux procédures en matière de licences d'importation figurant en annexe au document L/5640/Rev.8, la notification révisée ci-après¹ qui met à jour et remplace les renseignements contenus dans le document L/5640/Add.20/Rev.3.

RESPUESTAS AL CUESTIONARIO RELATIVO A LOS PROCEDIMIENTOS
PARA EL TRAMITE DE LICENCIAS DE IMPORTACION

YUGOSLAVIA

Revisión

Se ha recibido de la Misión Permanente de la República Federativa de Yugoslavia la siguiente revisión¹ en respuesta al cuestionario relativo a los procedimientos para el trámite de licencias de importación, anexo al documento L/5640/Rev.8. Constituye una actualización del documento L/5640/Add.20/Rev.3, al que sustituye.

¹English only/anglais seulement/inglés solamente

Outline of the system

1. Yugoslavia has one licensing system. Certain products may be imported on the basis of an import licence obtainable in advance. This régime applies mostly to armaments and military equipment, narcotics and substances that deplete the ozone layer.

Import licences are issued by the Federal Ministry for Foreign Economic Relations¹ after prior consultation with the respective federal authority and the general association of a respective industry.

Import licences for armaments as well as for equipment and material for production thereof in Yugoslavia are issued by the Federal Ministry for National Defence.¹ Import licences for narcotics and substances that deplete the ozone layer are issued by the Federal Ministry for Labour, Health, Veterans' Affairs and Social Welfare¹ in accordance with the provisions of the Law on Production and Trade of Narcotics (Official Gazette of the SFRY, Nos. 55/78 and 58/85).

An administrative tax of Din 500 is charged when applying for an import licence. (The Law setting the rates of federal administrative taxes - Official Gazette of the FRY 25/92.)

Complaints may not be lodged against the issuing of import licences, but an administrative suit may be filed in accordance with the provisions of the Law on Administrative Disputes.

Purposes and coverage of licensing

2. The import licensing system is maintained for products listed in the Annex.

3. The system applies to goods originating from any country.

4. The objective of the application of the licensing system is to control transactions of certain products for which Yugoslavia has assumed an obligation under international conventions and other intergovernmental agreements (for example, narcotic drugs, substances that deplete the ozone layer) and to control transactions involving armaments and military equipment.

5. The law provides that the obtaining of licences may be prescribed for the import of certain products. However, products to which the system of restrictions is applicable are determined by the Federal Government¹ at the proposal of federal administrative bodies and after prior consultations with the general association of the respective industry.

¹On 27 April 1992, the Federal Executive Council changed its name to Federal Government and all Federal Secretariats changed their names to Federal Ministries (Official Gazette No. 25/92).

Neither the Federal Government nor any of its executive bodies may abolish the system of licences prescribed by the law, but they may cancel, change or supplement the list of products to which the system applies or is to be applied:

- The Law on Foreign Trade operations
(Official Gazette of the SFRY, No. 63/89 and 22/92).
- The Decision on Identification of Goods which are Exported and Imported (Official Gazette of the SFRY Nos. 2/89, 80/89, 48/90, 53/90, 59/90, 73/90, 6/91, 8/91, 9/91, 18/91, 22/91, 46/91, 51/91, 86/91, 16/92, 17/92 and 22/92).

Procedures

6. I. For products that are imported on licence, these data are not published, since these are individual requests of the importers of particular products. The value and quantity of goods for particular countries is not determined in advance. There is no previously established maximum value up to which an import licence can be issued to a particular importer.
- II. When issuing a licence, a time-limit for importation can be established and the importer can always submit a new application for a licence.
- III. Licences are issued to the users of goods regardless of whether they are producers of similar goods or not. No special steps are taken to ensure that licences allocated are actually used for imports. Import quotas on the basis of the licence are not set up in advance, but the quantities are determined in accordance with the importer's request.

There have been no cases in the practice of the governments of exporting countries of requesting that the names of importers be made known.
- IV. There are no time-limits for the submission of applications for import licences.
- V. The maximum length of time is thirty days.
- VI. Import can take place immediately after the granting of the licences and at the latest until the expiration of the time-limit for which the licence has been issued.

VII. Licences are issued by the Federal Ministry for Foreign Economic Relations, after consultation with the Federal Ministry of Trade¹, the Chamber of Commerce of Yugoslavia and with the federal authority responsible for the branch of industry in question, except for armaments, narcotics and substances that deplete the ozone layer. The importer applies to only one administrative organ.

VIII. Requests for import licences are considered individually and decisions are taken in view of the real needs to import certain goods and the international obligations of Yugoslavia.

IX.-X. There are no such cases.

XI. There are no cases in which the issuing of a licence is conditioned by the export of goods for which the licence is issued.

7. Answer given under 6.

8. Any refusal to issue a licence must be explained and requests are never turned down for any reasons other than economic ones, that is, the reasons for which the licences were prescribed in the first place.

In case of rejection, the rejected party does not have the right to file an administrative suit in court for the purpose of obtaining a decision making null and void the administrative act refusing the request for import.

Eligibility of importers to apply for licence

9. The request for a licence may be filled by an enterprise or by another legal person or entrepreneur but only for its own purposes. All the above-mentioned subjects must be registered for foreign trade operations with the competent authority. The Federal Ministry for Foreign Economic Relations collects and keeps the data concerning enterprises and other legal persons registered for foreign trade operations.

Documentational and other requirements for application for licence

10. The application for an import licence should contain the reasons for which import is requested and a description of the market situation. There is no prescribed form to which the importers must adhere in applying for an import licence.

11. After importation is effected, no documents are submitted to the institutions that proposed the issuing of or issued the import licence.

¹See footnote on page 2.

12. An administrative tax of Din 100 is charged for a licence application and Din 400 for the issuing of a licence.

13. There is no deposit requirement connected with the issuing of licences.

Conditions of licensing

14. For products which may be imported only under licence, the validity is included in the licence itself and is not prescribed in advance. The validity of a licence may be extended on the basis of a well-substantiated requirement of the importer to whom the licence was issued.

15. No penalties have been prescribed for the non-utilization of issued licences.

16. Licences are not transferable between importers, as they are issued to a specific importer.

17. No conditions other than those prescribed are attached to the issuing of a licence.

Other procedural requirements

18. For the importation of foodstuffs, approval must be obtained from a sanitary and phytosanitary service regarding the state of health of the imported products.

19. For a product which is imported under licence, the issuing of the licence provides at the same time financial resources.

ANNEX

<u>HS Code</u>	<u>Description of goods</u>
1211.903	Plants and parts of plants (including seeds and fruits) of a kind used primarily in perfumery, in pharmacy or for insecticidal, fungicidal or similar purposes, fresh or dried, whether or not cut, crushed or powdered, poppy heads
1211.909	Other Ex: Cannabis Coca leaf
1301.90	Lac, natural gums, resins, gum resins and balsams, other Ex: Cannabis resin
1302.11	Vegetable saps and extracts, Opium
1302.19	Vegetable saps and extracts, other Ex: Concentrate of poppy straw Cannabis extract and tincture
2524.001	Asbestos fibre, long fibre of the I, II, III and IV class
2524.002	Other asbestos fibre
2524.003	Asbestos flour
2524.009	Other
29.03	Halogenated derivatives of hydrocarbons:
2903.14	Carbontetrachloride
2903.191	Methylchloroform (1,1,1-tri-chlorethane)
2903.40	Halogenated derivatives of acyclic hydrocarbons containing two or more different halogens:
2903.401	Dichlordifluoromethane
2903.402	2-bromo-2-chloro-1,1,1-trichlorethan
2903.403	Trichloromono-fluoromethane

<u>HS Code</u>	<u>Description of goods</u>
2903.409	Other Ex: Trifluorobromethane Difluorochlorobromethane Dibromotetrafluoroethane Trichlorotrifluoroethane Dichlorotetrafluoroethane Monochloropentafluoroethane Difluorochloromethane
2904.201	Nitrobenzene
2904.202	Dinitrobenzene
2904.203	Di- and tri-nitrobenzene
2905.29	Acyclic alcohols and their halogenated, sulphonated, nitrated or nitrosated derivatives, other
2905.50	Halogenated, sulphonated, nitrated or nitrosated derivatives of acyclic alcohols Ex: Etchlorvynol
2920.9003	Nitroglycerine
2920.9004	Esters of nitrogen acid, others
2921.49	Amino-function compounds, other Ex: Amphetamine Benzphetamine 2,5-Dimethoxyamphetamine (DMA) 2,5-Dimethoxy-4-bromiumamphetamine (DOB) 2,5-Dimethoxy-4-ethylamphetamine (DOET) Fenetylline Fencamfamin Dexamfetamine Fenproporex Phentermine Cathine Cathinone Levamphetamine Levomethamphetamine Mefenorex 3,4-methylenedioxyamphetamine (MDA) 3,4-methylenedioxymetaamphetamine (MDMA) 5-Metoxy-3,4-methylenedioxy-alpha-methylphenylethyl-amine (MMDA)

<u>HS Code</u>	<u>Description of goods</u>
2921.49 (cont'd)	N-ethylamphetamine Paramethoxyamphetamine (PMA) PCE Pyrovalerone Propylhexedrine 3,4,5-Threemetoxyamphetamine (TMA) SPA
2922.19	Oxygen-function amino-compounds, other Ex: Alphamethadol Betamethadol Dimeheptanol
2922.30	Amino-aldehydes, amino-ketones and amino-quinones, other than those containing more than one kind of oxygen function; salts thereof Ex: Methadone Isomethadone Normethadone Amfepramone
2922.496	Tilidine
2922.499	Other Ex: Dimenoxadol
2922.50	Amino-alcohol-phenols, amino-acid-phenols and other amino-compounds with oxygen function
2922.5019	Other Ex: Acetylmethadol Alphacetylmethadol Betacetylmethadol Dextropropoxyphene DOM-STP Noracymethadol
2924.103	2-Methyl-2-propyl-1-3-propanediol-dicarbomate (meprabamate)
2924.109	Other salts and derivatives of acyclic amides Ex: Ethinamate
2924.299	Cyclic amides, other Ex: Diapromide

<u>HS Code</u>	<u>Description of goods</u>
2925.19	Carboxyimide-function compounds (including saccharin and its salts) and imine function compounds, other Ex: Glutethimide
2926.909	Nitrile-function compounds, other Ex: Methadone-intermediate
2932.90	Heterocyclic compounds with oxygen hetero atom(s) only, other Ex: DMPH Parahexyl Etoxeridine Phenapromid(e) Phenocyclidine Phenoperidine Fentanyl Furethidine Hydroxypethidine Ketobemidone Mecloqualone Tetrahydrocannabinol
2933.19	Heterocyclic compounds with nitrogen hetero-atom(s) only; nucleic acids and their salts, other Ex: PHP, PCPY Piminodine Pipradol Piritramide Mazindol Moramide-intermediate Morpheridine Racemoramide
2933.29	Other Ex: Etonitazene Clonitazene
2933.39	Other Ex: Allylprodine Alphamerodine Alphaprodine Alfentanil Anileridine Benzethidine Betameprodine Betaprodine

<u>HS Code</u>	<u>Description of goods</u>
2933.39 (cont'd)	Bezitramide Diphenoxylate Diphenoxine Dipipanone Suphentanile TCR Trimeperidine Trihexyphenidlyl Acethyl-alpha-methylfentanyl Alpha-methylfentanyl 3-methylfentanyl and its CIS and trans isomers PEPAP MPPP
2933.40	Compounds containing a quinoline or isoquinoline ring-system (whether or not hydrogenated) not further fused Ex: Methaqualone Methylphenidate Methylprylon Norpipanone Pethidine Pethidine Intermediate A Pethidine Intermediate B Pethidine Intermediate C
2933.511	Barbiturates
2933.90	Other Ex: Proheptazine Properidine Alprazolam Bromazepam Delorazepam Diazepam Estazolam Ethyl-loflazepate Fludiazepam Flunitrazepam Flurazepam Halazepam Haloxazolam Chlordiazepoxide Camazepam Ketazolam Clobazam

<u>HS Code</u>	<u>Description of goods</u>
2933.90 (cont'd)	Cloxazolam Clonazepam Clorazepate Clotiazepam Loprazolam Lorazepam Lormetazepam Medazepam Nimetazepam Nitrazepam Nordazepam Oxazepam Oxazolam Pinazepam Prazepam Temazepam Tetrazepam Triazolam Levomethorphan Levophenacymorphan Levorphanol Metazocine Norlevorphanol Phenazocine Phenomorphan Racemethorphan Racemorphan Zipeprol Phenazocine
2934.909	Other heterocyclic compounds, other Ex: Dextromoramide Dioxaphetyl butyrate Diethylambutene Dimethylambutene Ethylmethylambutene Phenadoxone Phendimetrazine Phenmetrazine Levomoramide Pemoline

<u>HS Code</u>	<u>Description of goods</u>
2939.10	Alkaloids of opium and their derivatives; salts thereof Ex: Acetorphine Acetyldihydrocodeine Benzylmorphine Codeine Codoxime Concentrate of poppy straw Desamorphine Dihydrocodeine Dihydromorphine Drotebanol Etorphine Heroin Hydrocodone Hydromorphenol Ethylmorphine Methyldihydromorphine Metopon Morphine Morphine methobromide (and other pentvalent nitrogen derivatives) Morphine-N-oxide Myrophine Nicocodine Nicodicodine Nicomorphine Norcodeine Normorphine Oxycodone Oxymorphone Folcodine Thebaine Thebacon Buprenorphine
2939.40	Ephedrines and their salts
2939.909	Other Ex: Cocaine DET DMT Ecgonine Lysergide Metamphetamine Mescaline Psilocine Psilocybine

<u>HS Code</u>	<u>Description of goods</u>
3601.001	Smokeless propellant powder
3601.002	Black powder, for hunting
3601.003	Mining black powder
3601.009	Other black powder
36.02	Prepared explosives, other than propellant powders
3602.001	Based on ammonium nitrate
3602.002	Based on chlorates and perchlorates
3602.003	Based on nitroglycerine
3602.004	Based on nitrogen esters
3602.009	Other
36.03	Safety fuses; detonating fuses; percussion or detonating caps; igniters; electric detonators
3603.001	Detonating fuses
3603.002	Safety fuses
3603.003	Detonating caps
3603.004	Igniters
3603.009	Detonators
3604.901	Rain rockets
38.23	Prepared binders for foundry moulds or cores; chemical products and preparations of the chemical or allied industries (including those consisting of mixtures of natural products), not elsewhere specified or included; residual products of the chemical or allied industries, not elsewhere specified or included:
3823.903	Mixtures of halogenated derivatives of carbonhydrogens Ex: Mixtures of fluorocarbonhydrogens

<u>HS Code</u>	<u>Description of goods</u>
4907.002	Stock, share and bond certificates and similar documents of title; cheque books
4907.003	Banknotes which are not yet legal tender in any country
4907.009	Other securities
71.08	Gold, (including gold plated with platinum) unwrought or in semi-manufactured forms or in powder form
7108.11	Non-monetary powder
7108.12	Non-monetary unwrought forms
7108.13	Non-monetary other semi-manufactured forms
7108.20	Monetary
71.09	Base metals or silver, clad with gold, not further worked than semi-manufactured
7118.10	Coin (other than gold coin), not being legal tender
7118.90	Other
8401.10	Nuclear reactors
8401.30	Fuel elements (cartridges) non-irradiated
8401.40	Parts of nuclear reactors
8710.00	Tanks and other armoured fighting vehicles, motorized, whether or not fitted with weapons, and parts of such vehicles
8906.001	Warships of all kinds
9301.00	Military weapons, other than revolvers, pistols and arms of heading No. 9307
9302.00	Revolvers and pistols, other than those of heading No. 93.03 or 93.04
9303.10	Muzzle-loading firearms

<u>HS Code</u>	<u>Description of goods</u>
9303.20	Other sporting, hunting or target-shooting shotguns including combination shotgun-rifles
9303.30	Other sporting, hunting or target-shooting rifles
9303.901	Starter pistols
9303.909	Other
9304.001	Under-water fishing guns
9304.009	Other arms (for example, spring, air or gas guns and pistols, truncheons), excluding those of heading No. 93.07, other
93.05	Parts and accessories of articles of heading Nos. 93.01 to 93.04
93.06	Bombs, grenades, torpedoes, mines, missiles and similar munitions of war and parts thereof; cartridges and other ammunition and projectiles and parts thereof, including shot and cartridge wads
9307.00	Swords, cutlasses, bayonets, lances and similar arms and parts thereof and scabbards and sheaths therefor