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
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
The TBT Agreement was added into the Chilean legal system in May 17th, 1995.


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 by 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

MINISTRY OF FOREIGN AFFAIRS

GENERAL DIRECTORATE FOR INTERNATIONAL ECONOMIC AFFAIRS

REGULATORY DEPARTMENT

NATIONAL CONTACT POINT
## TBT NATIONAL STRUCTURE

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<thead>
<tr>
<th>MINISTRY OR GOVERNMENTAL AGENCY</th>
<th>AREA</th>
<th>WEB SITE</th>
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<tr>
<td>Transport</td>
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<td><a href="http://www.mtt.cl">www.mtt.cl</a></td>
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<td>Housing Planning, Urban Development and National Goods</td>
<td>Construction materials, seismic design, fire prevention, etc.</td>
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<td>Ministry of Agriculture SAG</td>
<td>Agriculture products and animal products, pesticides, fertilizers, seeds, alcohol, meat, fruits, etc.</td>
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<td>Ministry of Health ISP (Public Health Institute)</td>
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<td>Arms, Defense</td>
<td><a href="http://www.defensa.cl">www.defensa.cl</a></td>
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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
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**

**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)
THEMATIC SESSION ON GOOD REGULATORY PRACTICE

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