

GENERAL AGREEMENT ON

RESTRICTED

L/5640/Add.20/Rev.2

27 April 1988

TARIFFS AND TRADE

Limited Distribution

Original: English

REPLIES TO QUESTIONNAIRE ON IMPORT LICENSING PROCEDURES

YUGOSLAVIA

Revision

The following notification : been received from the delegation of Yugoslavia, in response to the Questionnaire on Import Licensing Procedures annexed to L/5640/Rev.3. The information provided updates and replaces that contained in L/5640/Add.20/Rev.1 and L/5640/Add.20/Rev.1/Suppl.1.

Outline of systems

1. Yugoslavia has one licensing system. Certain products may be imported only on the basis of an import licence obtainable in advance. This regime applies mostly to armaments and military equipment, narcotics, and products covered by the international commodity agreements in which Yugoslavia is a party.

Import licences are issued by the Federal Secretariat for Foreign Trade 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 Secretariat for National Defence. Import licences for narcotics are issued by the Federal Committee for Labour, Health and Social Welfare in accordance with the provisions of the Law on Production and Trade on Narcotics (Official Gazette of the SFRY, Nos. 55/78 and 58/85).

An administrative tax of Din. 700 is charged when applying for an import licence. (The Law setting the rates, of federal administrative taxes - Official Gazette of the SFRY, No. 77/87)

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, coffee, cocoa) 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 Executive Council at the proposal of federal administrative bodies and after prior consultation with the general association of the respective industry.

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

- The Law on Trade in Goods and Services with Foreign Countries (Official Gazette of the SFRY, No.66/85) with amendments (Official Gazette of the SFRY, No.38/86, 67/86, 43/87 and 87/87)

- The Decision on Identification of Goods which are Exported and Imported (Official Gazette of the SFRY No.82/87)

- Instruction for Issuing Licences for Export and Import of Goods (Official Gazette of the SFRY No.73/85, 14/86, 21/86, 10/87 and 9/88).

Procedures

6. (a) 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.

(b) When issuing a licence, a time-limit for importation can be established and the importer can always submit a new application for a licence.

(c) 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, with the

exception that transacted business is registered with authorized commercial banks and a customs declaration is filled out during importation. 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.

(d) There are no time-limits for the submission of applications for import licences.

(e) The maximum length of time is thirty days.

(f) 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.

(g) Proposals for the issuing of licences are made by the Federal Secretariat for Market and General Economic Affairs, after consultation with the general association of the respective industry. Licences are issued by the Federal Secretariat for Foreign Trade, after consultation with the Chamber of Commerce of Yugoslavia and with the federal authority responsible for a branch of industry in question, except for armaments and narcotics. The importer applies to only one administrative organ.

(h) 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.

(i) Import licences are granted for goods that have been prescribed for licensing, regardless of whether goods are imported from countries to which payments are made in convertible currency or through clearing.

(j) There are no such cases.

(k) 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 lodge a complaint but does 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 licences

9. Licences exist only under the restrictive system, whereas an application for a licence may be submitted only by an organization of associated labour registered with the court as one authorized to transact foreign trade of a product or group of products for which the import licence is requested.

District courts register those organizations of associated labour that comply with the conditions stipulated in the Law on Trade in Goods and Services with Foreign Countries and charge a fee for such registration.

The list of organizations of associated labour registered for the carrying out of foreign trade transactions is published in the Official Gazette of the SFRY, in the announcements section.

Documentational and other requirements for application for a 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. However, the Federal Secretariat for Foreign Trade is authorized to prescribe the form and documentation required when submitting an import licence application.

11. After importation is effected, no documents are submitted to the institutions that proposed the issuing of or issued the import licence, Importers submit documents on importation only to customs authorities and to the commercial bank.

12. An administrative tax of Din 200 is charged for a licence application and of Din. 500 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.

A N N E X

<u>HS CODE</u>	<u>Description of goods</u>
0901.11	Coffee not roasted, not decaffeinated
0901.21	Coffee, roasted, not decaffeinated
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
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

<u>HS Code</u>	<u>Description of goods</u>
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)
	N-ethylamphetamine
	Paramethoxyamphetamine PMA)
	PCE
	Pyrovalerone
	Propylhexedrine
	3,4,5-Threemetoxyamphetamine (TMA)
	SPA
2922.19	Oxygen-function amino-compounds, other
	Ex:
	Alphamethadol
	Betamethadol
	Dimeheptanol

<u>HS Code</u>	<u>Description of goods</u>
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
2925.19	Carboxyimide-function compounds (including saccharin and its salts) and imine function compounds, other Ex: Glutethimide

<u>HS Code</u>	<u>Description of goods</u>
2926.909	Nitrile-function compounds, other Ex Methadone-intermediate
2932.90	Heterocyclic compounds with oxygen hetero-atom(s) only, other Ex: DMHP Parahexyl DMPH Etoxeridine Phenapromid(e) Phenocyclidine Phenoperidine Fentanyl Furethidine Hydroxypethidine Ketobemidone Mecloqualone
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

<u>HS Code</u>	<u>Description of goods</u>
2933.39	Other Ex Allylprodine Alphamerodine Alphaprodine Alfentanil Anileridine Benzethidine Betameprodine Betaprodine Bezitramide Diphenoxylate Diphenoxine Dipipanone Suphentanile TCR Trimeperidine Trihexyphenidlyl
2933.40	Compounds containing a quinoline or isoquinoline ring-system (whether or not hydrogenated) not further fused Ex Methaqualone Methylphenidate Methylphenidate Methylprylon Norpipanone Pethidine Pethidine Intermediate A Pethidine Intermediate B Pethidine Intermediate C
2933.511	Barbiturates
2933.90	Other Ex Proheptazine Properidine

HS Code

Description of goods

Alprazolam
Bromazepam
Delorazepam
Diazepam
Estazolam
Ethyl-loflazepate
Fludiazepam
Flumitrazepam
Flurazepam
Halazepam
Haloxazolam
Chlordiazepoxide
Camazepam
Ketazolam
Clobazam
Cloxazolam
Clonazepam
Clorazepate
Clotiazepam
Loprazolam
Lorazepam
Lormetazepam
Medazepam
Nimetazepam
Nitrazepam
Nordazepam
Oxazepam
Oxazolam
Pinazepam
Prazepam
Temazepam
Tetrazepam
Triazolam
Levomethorphan
Levophenacylmorphan
Levorphanol

<u>HS Code</u>	<u>Description of goods</u>
	Metazocine
	Norlevorphanol
	Phenazocine
	Phenomorphane
	Racemethorphan
	Racemorphan
	Zipeprol
2934.909	Other heterocyclic compounds, other
	Ex
	Dextromoramide
	Dioxaphetyl butyrate
	Diethylambutene
	Dimethylambutene
	Ethylmethylambutene
	Phenadoxone
	Phendimetrazine
	Phenmetrazine
	Levomoramide
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
	Hydromorphanol
	Ethylmorphine

<u>HS Code</u>	<u>Description of goods</u>
	Methyldihydromorphine
	Metopon
	Morphine
	Morphine methobromide (and other pentvalent nitrogen derivatives)
	Morphine-N-oxide
	Myrophine
	Nicocodine
	Nicodicodine
	Nicomorphine
	Norcodeine
	Normorphine
	Oxycodone
	Oxymorfone
	Folcodine
	Thebaine
	Thebacon
2939.40	Ephedrines and their salts
2939.909	Other
	Ex
	Cocaine
	DET
	DMT
	Ecgonine
	Lysergide
	Metamphetamine
	Mescaline
	Psilocine
	Psilocybine
3601.001	Propellent powders, smokeless
3601.002	Propellent black powder, for hunting
3601.003	Propellent black powder, for mining
3601.009	Propellent black powder, other
3602.001	Prepared explosives, other than propellent powders, based on amonium nitrate
3602.002	Prepared explosives, other than propellent powders, based on chlorates and perchlorates

<u>HS Code</u>	<u>Description of goods</u>
3602.003	Prepared explosives, other than propellant powders, based on nitroglycerine
3602.004	Prepared explosives, other than propellant powders, based on nitrogen esters
3602.009	Prepared explosives, other than propellant powders, other
3603.001	Detonating fuses
3603.002	Safety fuses
3603.003	Detonating caps
3603.004	Igniters
3603.009	Detonators
3604.901	Rain rockets
4907.002	Stocks, 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
7108.11	Gold, non-monetary, powder
7108.12	Gold, non-monetary, other unwrought forms
7108.13	Gold, non monetary, other semi-manufactured forms
7118.10	Coin (other than gold coin) not being legal tender
8710.00	Tanks and other armoured fighting vehicles, motorised, whether or not fitted with weapons, and parts of such vehicles
8906.001	Warships of all kinds
9201.00	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
9303.20	Other sporting, hunting or target-shooting shotguns including combination shotgun-rifles

<u>HS Code</u>	<u>Description of goods</u>
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
9305.101	Parts and accessories of articles of heading Nos.93.01 to 93.04, of revolvers and pistols-parts of military weapons
9305.21	Parts and accessories of articles of heading Nos.93.01 to 93.04, of shotguns or rifles of heading No.93.04 - Shotgun barrels
9305.29	Parts and accessories of articles of heading Nos.93.01 to 93.04, of shotguns or rifles of heading No.93.04 - Other
9305.901	Other: for products of heading No.93.01
9305.909	Other: other
9306.10	Cartridges for riveting or similar tools or for captive-bolt humane killers and parts thereof
9306.21	Shotgun cartridges and parts thereof; air gun pellets, cartridges
9306.29	Shotgun cartridges and parts thereof; air gun pellets, other
9306.30	Other cartridges and parts thereof
9306.90	Other
9307.00	Swords, cutlasses, bayonets, lances and similar arms and parts thereof and scabbards and sheaths therefor