



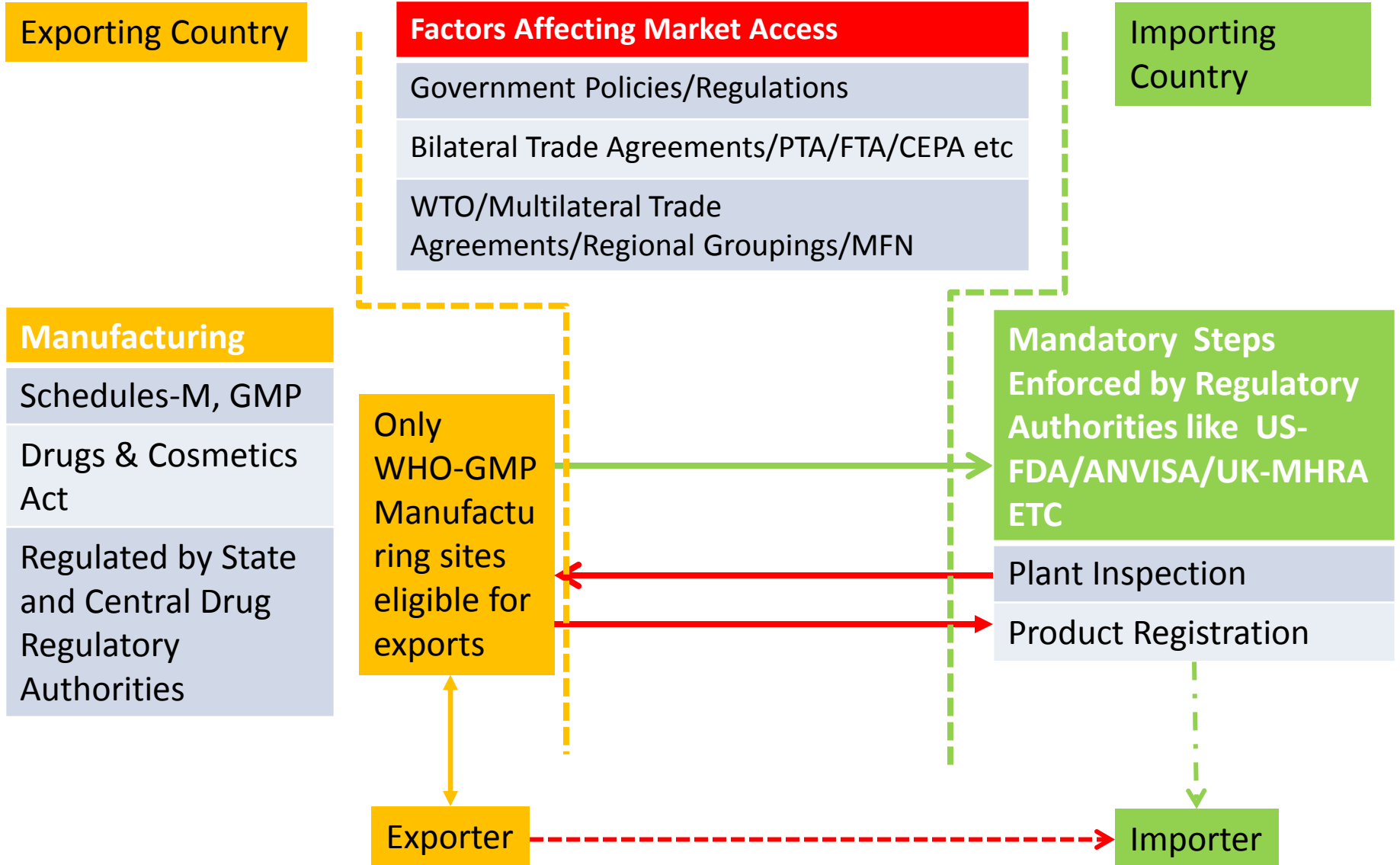
Study on Non-Tariff Measures Faced by Indian Exporters in their Markets Abroad

By EXIM BANK

Dr Harsha Vardhan Singh
Former Deputy Director General
World Trade Organization

Mr Rajeev Kher
Former Secretary Commerce
Department of Commerce, GOI

An overview of Pharmaceuticals Exports



Context: Market Access Hurdles



Tariff

Non-Tariff

Tariff Barriers



The most important outcomes of the fourth Ministerial Meeting of WTO in Doha in Nov 2001 was to give prominence to the issue of market access to exports

Tariff Barriers have fallen over time, attention has inevitably focussed on Non-Tariff Measures

Non -Tariff Measures (NTMs)and Non -Tariff Barriers(NTBs)

Policy Measures other than ordinary customs tariffs that can potentially have an economic effect on international trade.

These consist of mandatory requirements, rules, or regulations that are legally set by the government of the exporting, importing, or transit country.



**Non -Tariff Measures
(NTMs)**

- NTM is a neutral concept and does not necessarily imply a particular direction of impact. It is not synonymous with the frequently used term, non-tariff barrier (NTB).
- NTB implies a negative impact on trade.
- The Multi-Agency Support Team (MAST) and the Group of Eminent Persons on Non-Tariff Barriers (GNTB) propose that NTBs are a subset of NTMs that have a 'protectionist or discriminatory intent'.

International Classification of Non-Tariff Measures

UNCTAD and World Bank came up with classification on NTMs across 109 countries covering 90% of world trade

MAST Classification of NTMs

Import related measures	Technical measures	A	Sanitary and Phytosanitary (SPS) measures
		B	Technical Barriers to Trade(TBT)
		C	Pre-shipment inspections and other formalities
	Non-technical measures	D	Contingent trade-protective measures
		E	Non-automatic, licensing, quotas, prohibitions and quality control measures
		F	Price-control measures including additional taxes and charges
		G	Finance measures
		H	Measures affecting competition
		I	Trade related investment measures
		J	Distribution restrictions
		K	Restrictions on post sales services
		L	Subsidies(excluding export subsidies)
		M	Government procurement restrictions
		N	Intellectual Property
		O	Rules of Origin
Export related measures	P	Export-related measures	

NTMs/NTBs Faced by Indian Pharmaceutical Companies



	Some Examples
1	Registration and Certifications
2	Clinical trials
3	WHO-GMP Certifications
4	Packaging and Labeling Regulations
5	Import Bans
6	Anti-dumping duties
7	Discriminatory bilateral agreements
8	Pre-shipment inspection
9	Transparency of Government policy on public health including price and reimbursement policies
10	IPR and Counterfeiting
11	Subsidies and local preference policies
12	Parallel import



Lets Discuss