



UNECE

United Nations Economic Commission for Europe

Seminar

“WTO Trade Facilitation Agreement and National TF Committees”

Club of the Council of Ministers

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**Review of Categorisation of TFA
measures and timing for
Categories B and C**

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UNECE Support for Trade Facilitation in Ukraine

- Implementing advanced TF instrument (Port Community System or local SW) in Odessa.
- Reliance on local resources (involve private business)
 - Plans to build sectorial (maritime or transport) SW, as per EU DG MOVE Directive 2010/65/EU and
 - national SW as per art. 10 of the WTO TF Agreement and EU's Multiannual Strategic Plan on e-Customs
- Interagency WG on TF and Logistics established
- Study on Ukraine's readiness to implement the WTO TFA



Special and differentiated approach

Substantive Rules: Section I

**Assess readiness;
WTO notification (A, B, C);
Technical assistance projects**

A Category

- Done in
Ukraine 1
August 2015

B Category

- Longer
timeframe

C Category

- Longer
timeframe
- Technical
Assistance for
implementation

Assessment report on the readiness of Ukraine to implement the WTO TFA

- Limited administrative capacity to implement:
need to train staff and develop sustainable capacity
- Further focus on :
 - Top priority: implement measures notified as category A, but no real capacity to implement \Rightarrow focus on:
Publication; Information via Internet; Pre-arrival Processing; TF measures for Authorized Operators; Perishable Goods; Border Agency Cooperation; establish a National TF Committee;
 - Notify category B and C measures;
 - Make plans with budgets and timelines for category B and C measures.

Measures in the Agreement

Transparency measures	Fees and procedures	Transit and organizational issues
Art. 1.1. Publication of laws, procedures, etc.	Art. 6.1. General Disciplines on Fees and Charges Imposed on or in Connection with Importation and Exportation	Art. 11. Freedom of Transit
Art. 1.2. Information available through internet	Art. 6.2. Specific disciplines on Fees and Charges	Art. 12. Customs Cooperation
Art. 1.3. Enquiry Points	Art. 6.3. Penalty Disciplines	Art. 23. Institutional arrangements: Committee on Trade Facilitation
Art. 1.4. Notification	Art. 7. Release and Clearance of Goods Art. 7.1 Pre-arrival Processing Art. 7.2. Electronic Payment	
Art. 2. Opportunity to comment and information before entry into force & consultation	Art. 7.4. Risk Management	
Art. 3. Advance rulings	Art. 7.5. Post-clearance Audit	
Art. 4. Appeal or review procedures	Art. 7.6. Establishment and Publication of Average Release Times	
Art. 5.1. Notifications for enhanced controls or inspections	Art. 7.7. Trade Facilitation Measures for Authorized Operators	
Art. 5. 2. Detention	Art. 7.8. Expedited Shipments	
Art. 5. 3. Test procedures	Art. 7.9. Perishable Goods	
	Art. 8. Border Agency Cooperation	
	Art. 9. Movement of Goods under Customs Control Intended for Import	
	Art. 10.1. Formalities and Documentation Requirements	
	Art. 10.2. Acceptance of Copies	
	Art. 10.3. Use of International Standards	
	Art. 10.4. Single Window	
	Art. 10.5. Pre-shipment Inspection	
	Art. 10.6. Use of Customs Brokers	
	Art. 10.7. Common Border Procedures and Uniform Documentation Requirements	
	Art. 10.8. Rejected Goods	
	Art. 10.9. Temporary Admission of Goods/Inward and Outward Processing	

Results of the assessment of the readiness of Ukraine to implement the WTO TFA

Содержание вопросника / Ключевые ответы	Content of Questionnaire / Key Answers	Responses on the status of implem entation Y - Yes, N - No, P - Partially)		Responses on measure Category (A, B and C)			Responses on the measure Priority 1- Low, 5 - High)		Recommended categorization	Additional years to implement
		NGOs	Gov. Agencies	Official Notification	NGOs	Gov. Agencies	NGOs	Gov. Agencies		
СТ. 1: Публикация (законов, процедур и т.д.) и доступ к информации	ART. 1: Publication and availability of information									
1.1: Публикация	1.1: PUBLICATION	Y Y P	P P P	A	BC	ABB	5 5 5	4 5		1
1.2: <u>Информация, доступная в Интернете</u>	1.2: INFORMATION AVAILABLE THROUGH INTERNET	Y N P	P P P	A	AC	CA	5 5 5	3 5		1

1.3: Справочные центры	1.3: ENQUIRY POINTS	P Y N	P N		BC	B	5 5 5	3 5	C	2
1.4: Уведомление	1.4: NOTIFICATION	Y Y	Y		BC	A	5 4	2	B	1
СТ. 2: Возможность предоставлять комментарии, информация и замечания по новым и измененным правилам до вступления в силу	ART. 2: Opportunity to comment, information before entry into force and consultation									
2.1: ВОЗМОЖНОСТЬ ПРЕДОСТАВЛЯТЬ КОМЕНТАРИИ, ИНФОРМАЦИЮ И ЗАМЕЧАНИЯ	2.1: OPPORTUNITY TO COMMENT AND INFORMATION BEFORE ENTRY INTO FORCE	P Y P	Y Y Y		BC	AAA	5 5 4	3	A	1
2.2: КОНСУЛЬТАЦИИ (об этой теме может быть необходимо спрашивать до 2.1)	2.2: CONSULTATIONS	Y Y Y	P Y		BC	B	5 5 5	3	B	0.5
СТ. 3: ПРЕДВАРИТЕЛЬНЫЕ РЕШЕНИЯ	ARTICLE 3: ADVANCE RULINGS	Y Y Y	Y N		BA	A	4 5		A	

СТ. 4: ПРОЦЕДУРЫ ОБЖАЛОВАНИЯ ИЛИ ПЕРЕСМОТРА РЕШЕНИЙ	ARTICLE 4: APPEAL OR REVIEW PROCEDURES	Y Y Y	Y		BC		5 5 5		C	0	
СТ. 5: ДРУГИЕ МЕРЫ НАЦЕЛЕННЫЕ НА УСИЛЕНИЕ БЕСПРИСТРАСТНОСТИ, ОТСУТСТВИЕ ДИСКРИМИНАЦИИ И ПРОЗРАЧНОСТИ	ARTICLE 5: OTHER MEASURES TO ENHANCE IMPARTIALITY, NON DISCRIMINATION AND TRANSPARENCY										
5.1: ОПОВЕЩЕНИЯ С ЦЕЛЬЮ УСОВЕРШЕНСТВОВАНИЯ КОНТРОЛЬНО- ПРОВЕРОЧНЫХ МЕРОПРИЯТИЙ	5.1: NOTIFICATION FOR ENHANCED CONTROLS OR INSPECTIONS	P Y Y	Y		BC	A	4 2		B		
5.2: ЗАДЕРЖАНИЕ	5.2: DETENTION	Y Y Y	Y		BA	C	4 3	4	B	4	
5.3: ПРОЦЕДУРЫ ИСПЫТАНИЙ	5.3: TEST PROCEDURES	Y Y Y	Y Y		CA	CC	4 3	4	C	4	

СТ. 6: МЕРЫ РЕГУЛИРОВАНИЯ В ОТНОШЕНИИ СБОРОВ И ПЛАТЕЖЕЙ, НАЛАГАЕМЫХ В СВЯЗИ С ИМПОРТОМ И ЭКСПОРТОМ	ARTICLE 6: DISCIPLINES ON FEES AND CHARGES IMPOSED ON OR IN CONNECTION WITH IMPORTATION AND EXPORTATION									
6.1: ОБЩИЕ МЕРЫ РЕГУЛИРОВАНИЯ В ОТНОШЕНИИ СБОРОВ И ПЛАТЕЖЕЙ, НАЛАГАЕМЫХ В СВЯЗИ С ИМПОРТОМ И ЭКСПОРТОМ	6.1: GENERAL DISCIPLINES ON FEES AND CHARGES IMPOSED ON OR IN CONNECTION WITH IMPORTATION AND EXPORTATION	Y Y Y	Y		AA	B ?	5 5	2	B	
6.2: СПЕЦИАЛЬНЫЕ МЕРЫ РЕГУЛИРОВАНИЯ В ОТНОШЕНИИ СБОРОВ И ПЛАТЕЖЕЙ, НАЛАГАЕМЫХ В СВЯЗИ С ИМПОРТОМ И ЭКСПОРТОМ	6.2: SPECIFIC DISCIPLINES ON FEES AND CHARGES IMPOSED ON OR IN CONNECTION WITH IMPORTATION AND EXPORTATION	Y	Y		A	A	3		B	
6.3: ШТРАФНЫЕ МЕРЫ	6.3: PENALTY DISCIPLINES	Y Y	Y Y		AC	AB	3 5	5 4	C	1
СТ. 7: ВЫПУСК И ТАМОЖЕННАЯ ОЧИСТКА ТОВАРОВ	ARTICLE 7: RELEASE AND CLEARANCE OF GOODS									
7.1: ПРЕДВАРИТЕЛЬНОЕ ОФОРМЛЕНИЕ	7.1: PRE-ARRIVAL PROCESSING	Y P	Y Y	A	AA	CC	5 5	5 5		
7.2: ЭЛЕКТРОННЫЕ ПЛАТЕЖИ	7.2: ELECTRONIC PAYMENT	Y Y	Y Y		BC	A	5 4	3	C	

7.3: РАЗДЕЛЕНИЕ МЕЖДУ ВЫПУСКОМ И ОКОНЧАТЕЛЬНОМ ОПРЕДЕЛЕНИИ СУММЫ ТАМОЖЕННЫХ ПОШЛИН, НАЛОГОВ, СБОРОВ И ПЛАТЕЖЕЙ	7.3: SEPARATION OF RELEASE FROM FINAL DETERMINATION OF CUSTOMS DUTIES, TAXES, FEES AND CHARGES	P N	P P		BC	C	4 5	4	C	2.5
7.4 УПРАВЛЕНИЕ РИСКАМИ	7.4 RISK MANAGEMENT	Y Y	Y Y		BC	C	5 5	4	C	6
Пункт 4.1.	Para 4.1.					B				
Пункт 4.2.	Para 4.2.					B				
Пункт 4.3.	Para 4.3.					C				
Пункт 4.4.	Para 4.4.				A	A				
7.5: АУДИТ ПОСЛЕ ТАМОЖЕННОЙ ОЧИСТКИ	7.5: POST- CLEARANCE AUDIT	P N	Y		CA	C	5 5	4	C	1.5
7.6: ОПРЕДЕЛЕНИЕ И ОПУБЛИКОВАНИЕ СРЕДНЕГО ВРЕМЕНИ ВЫПУСКА	7.6: ESTABLISHMENT AND PUBLICATION OF AVERAGE RELEASE TIMES	Y N	Y P		BA	CB	5 5	5 3	C	4
7.7: МЕРЫ УПРОЩЕНИЯ ПРОЦЕДУР ТОРГОВЛИ ДЛЯ УПОЛНОМОЧЕННЫХ ЭКОНОМИЧЕСКИХ ОПЕРАТОРОВ	7.7: TRADE FACILITATION MEASURES FOR AUTHORIZED OPERATORS	N N	P		A	A	3 5	5		
7.8: СРОЧНЫЕ ГРУЗЫ	7.8: EXPEDITED SHIPMENTS	Y N			A	AA	5 4			
7.9: СКОРОПОРТЯЩИЕСЯ ГРУЗЫ	7.9: PERISHABLE GOODS	Y N	Y		A	BA	5 5	4		

СТ. 8: КООРДИНАЦИЯ ДЕЯТЕЛЬНОСТИ ОРГАНАМИ ПО КОНТРОЛЮ ГРУЗОВ НА ГРАНИЦЕ	ARTICLE 8: BORDER AGENCY COOPERATION	Y P	Y Y	A	BC	CB	4 5	5 4		2
СТ. 9: ПЕРЕМЕЩЕНИЕ ИМПОРТИРУЕМЫХ ТОВАРОВ ПОД ТАМОЖЕННЫМ КОНТРОЛЕМ	ARTICLE 9: MOVEMENT OF GOODS UNDER CUSTOMS CONTROL INTENDED FOR IMPORT	Y Y	Y	A	AA	A	5 3			0
СТ. 10: ФОРМАЛЬНОСТИ, СВЯЗАННЫЕ С ИМПОРТОМ И ЭКСПОРТОМ И ТРАНЗИТОМ	ARTICLE 10: FORMALITIES CONNECTED WITH IMPORTATION AND EXPORTATION AND TRANSIT									
10.1: ФОРМАЛЬНОСТИ И ТРЕБОВАНИЯ ПО ОТНОШЕНИЮ К ДОКУМЕНТАЦИИ	10.1: FORMALITIES AND DOCUMENTATION REQUIREMENTS	Y P	N Y Y		<u>BA</u>	CC	4 5	5 5	C	4
10.2: ПРИЗНАНИЕ КОПИИ	10.2: ACCEPTANCE OF COPIES								C	
10.3: ИСПОЛЬЗОВАНИЕ МЕЖДУНАРОДНЫХ СТАНДАРТОВ	10.3: USE OF INTERNATIONAL STANDARDS	Y N	Y Y Y		<u>BA</u>	CBC	4 5	5 4 4	C	
10.4: ЕДИНОЕ ОКНО	10.4: SINGLE WINDOW	Y P	Y P Y		BA	CCC	4 5	5 5 5	C	6
10.5: ПРЕДОТГРУЗОЧНАЯ ИНСПЕКЦИЯ	10.5: PRE-SHIPMENT INSPECTION	Y Y			BA		3 5		A	

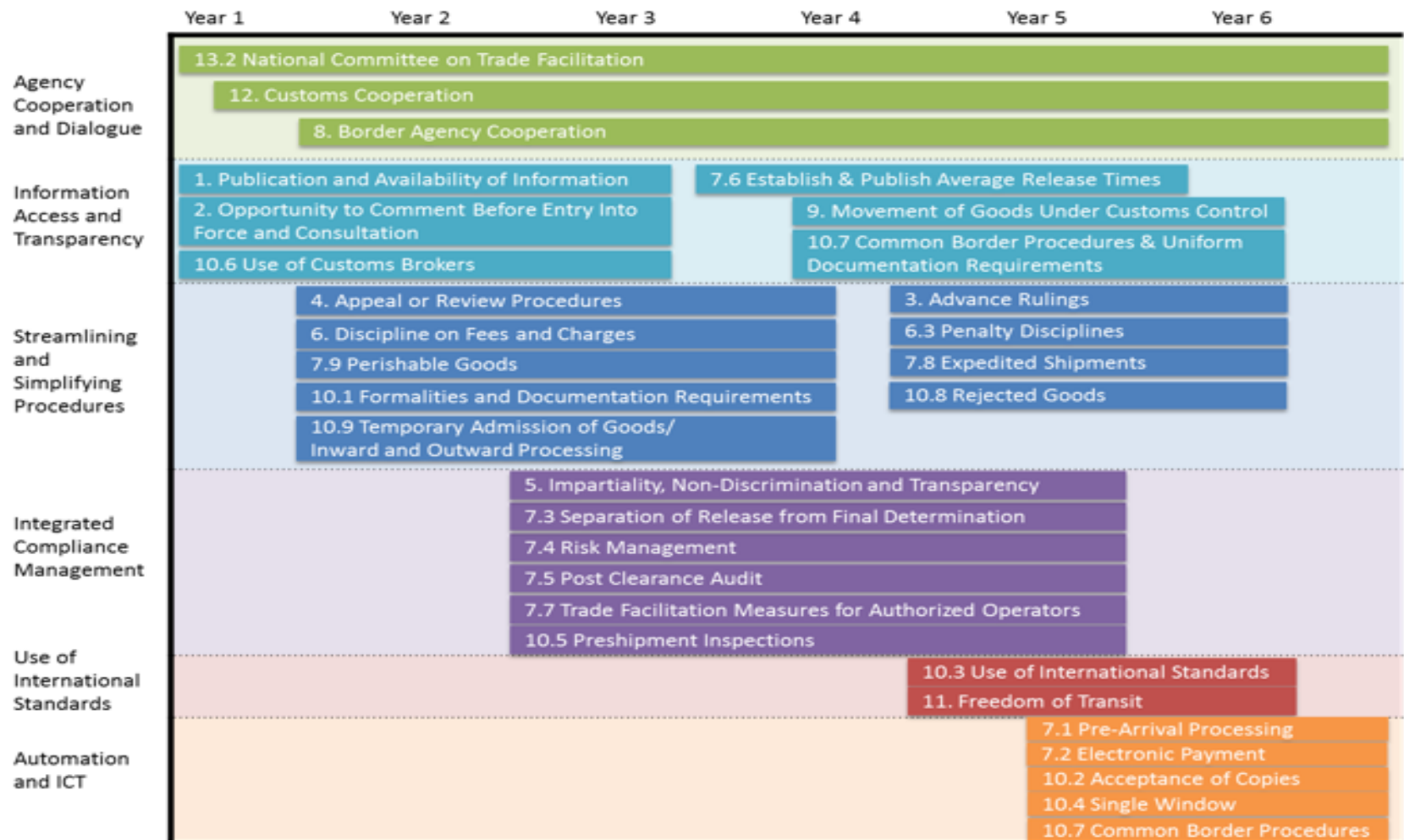
Пункт 6.	Para 6.			A					C	
Пункт 7.	Para 7.								C	
Пункт 8.	Para 8.								?	
Пункт 9.	Para 9.									
Пункт 10.	Para 10.								?	
Пункт 11.1.	Para 11.1.				A					
Пункт 11.2.	Para 11.2.				A					
Пункт 11.3.	Para 11.3.				A					
Пункт 11.4.	Para 11.4.				A					
Пункт 11.5.	Para 11.5.				A					
Пункт 12.	Para 12.				A					
Пункт 13.	Para 13.				A					
СТ. 12: ТАМОЖЕННОЕ СОТРУДНИЧЕСТВО	ARTICLE 12: CUSTOMS COOPERATION	Y P	Y		BA <div></div>	A <div></div>	4 5	2	B	
СТ. 23.2 НАЦИОНАЛЬНЫЙ КОМИТЕТ ПО УПРОЩЕНИЮ ПРОЦЕДУР ТОРГОВЛИ	ARTICLE 23.2 NATIONAL COMMITTEE ON TRADE FACILITATION	N N	N		A <div></div>	B <div></div>	5 5	5		1



Priority issues for Ukraine:

- Rebuild State institutions (problem in transition countries, especially in Ukraine).
- Rebuild trust:
 - in conflict zones
 - public-private (PPP - no legal or organizational base yet)
- Ukraine caught between two regional trade blocs: EU & EEU.
- Rely on local resources (commitment → real results)
- Adequate attitude to staff and resources: train, maintain capacity.
- When reviewing regulatory procedures and practices: keep the balance between trade facilitation and compliance.

Sequencing Reform Priorities – needs to be tailored to country context and capacity





Thanks !

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