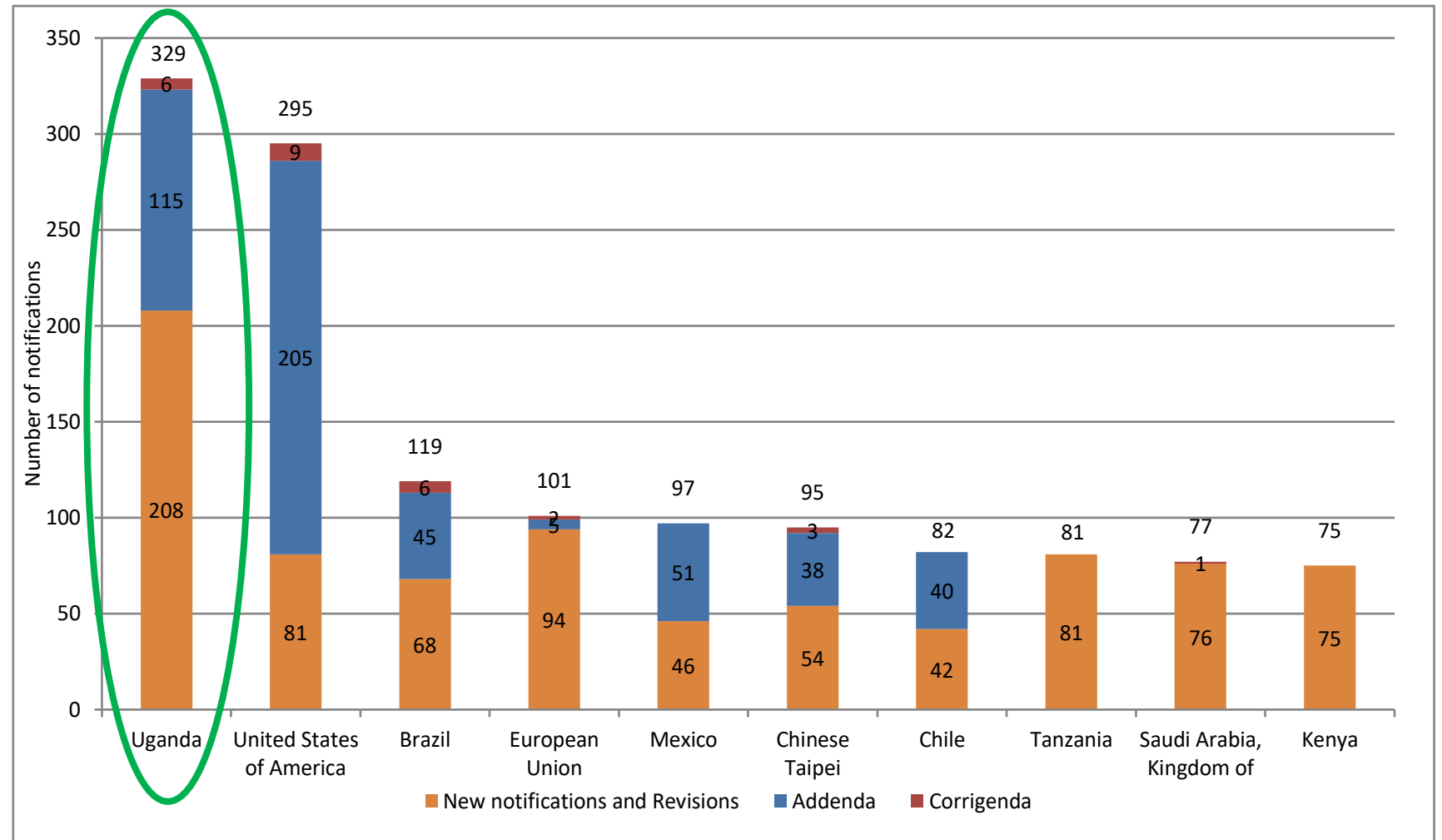


Notifying Draft Measures which contain both SPS and TBT Provisions: Ugandan experience

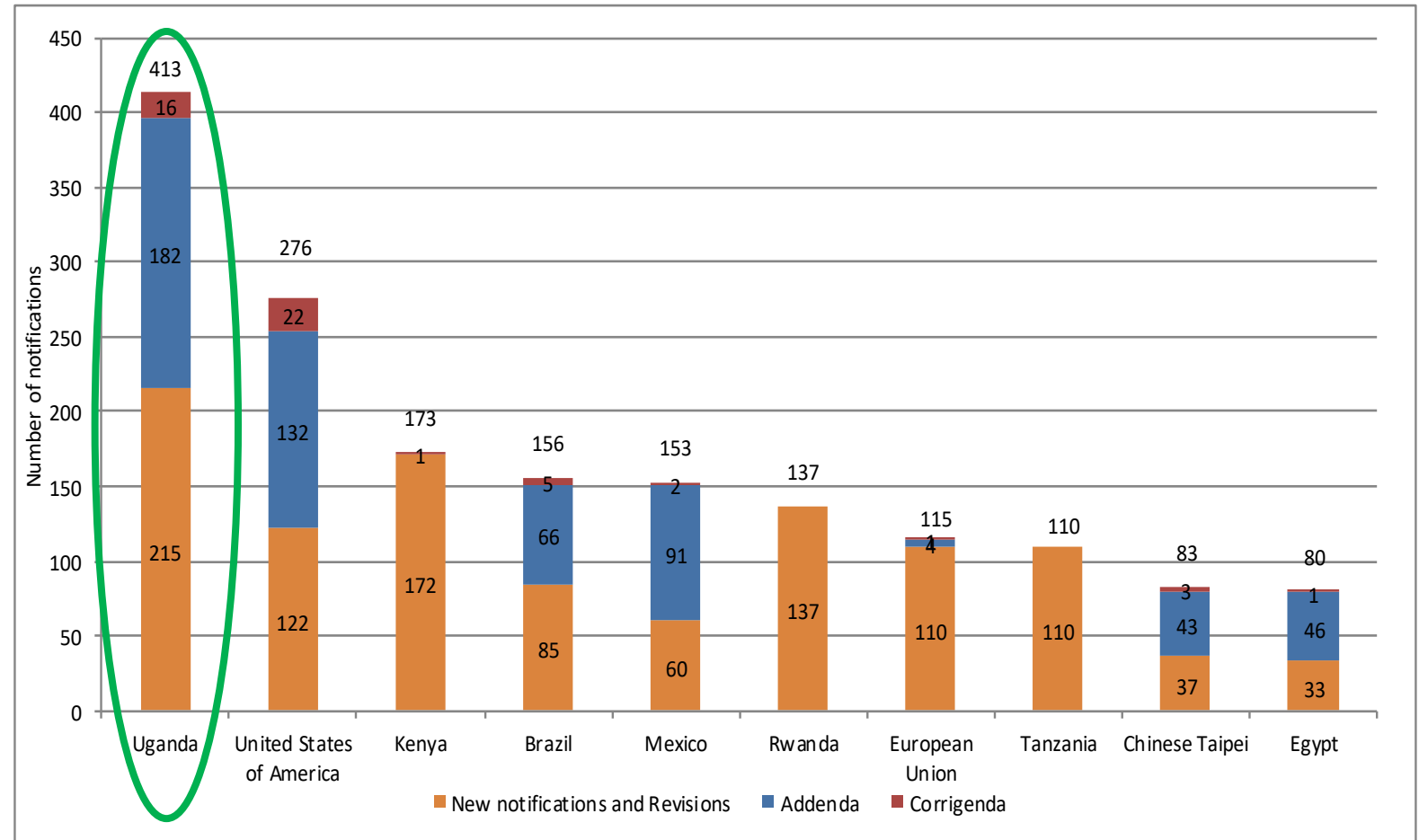
George Opiyo
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Compliance to Notification obligations by Uganda under TBT Agreement in 2017



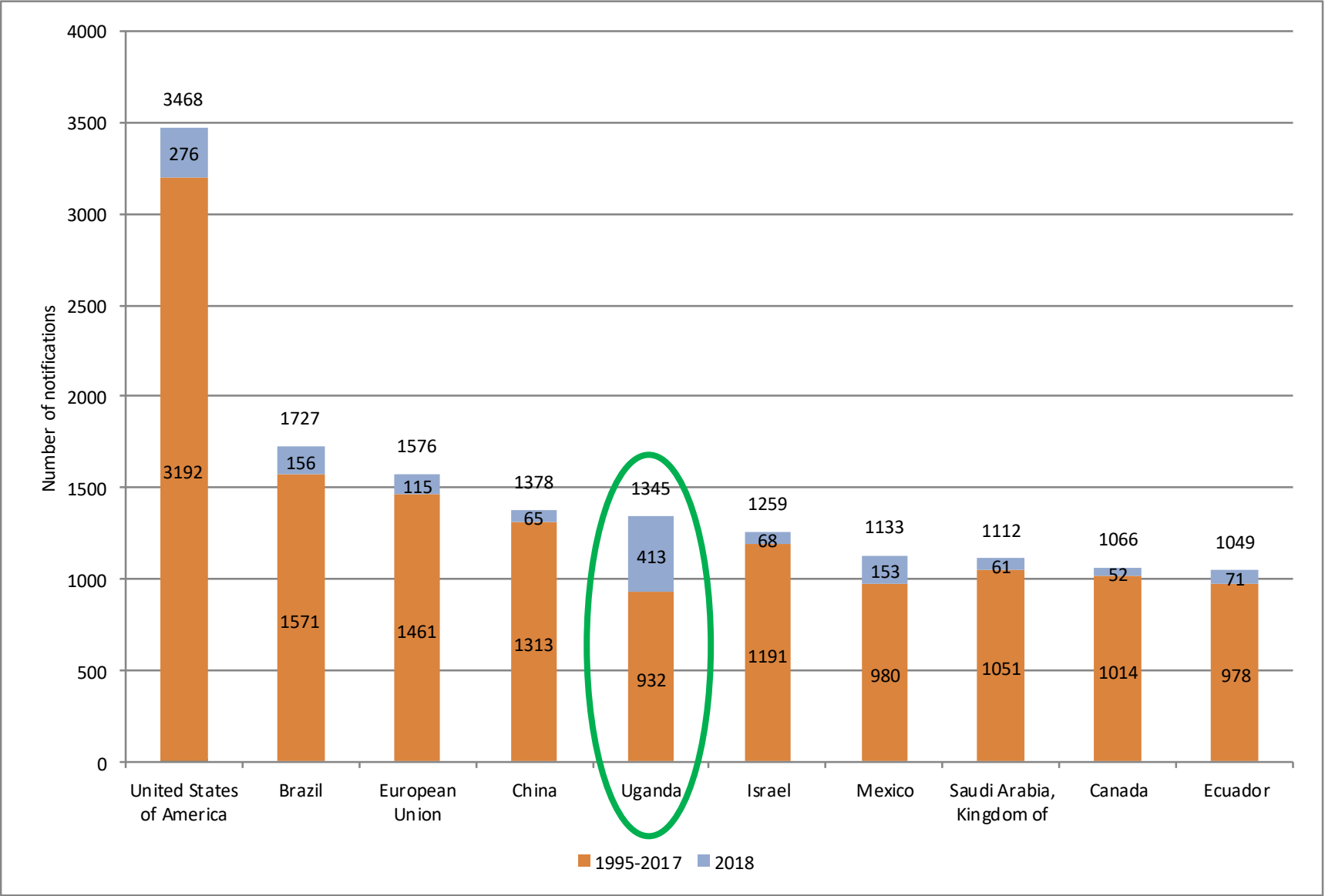
Source: G/TBT/40

Compliance to Notification obligations by Uganda under TBT Agreement, 2018



Source: G/TBT/42

Compliance to Notification obligations by Uganda under TBT Agreement, 1995-2018



Source: G/TBT/42

As Compliance Increases...

- **Rise in Food/Agriculture related** Draft TBT measures
 - **Most** of the **Measures** contain **both TBT & SPS Provisions**
 - **Number** is expected to **grow**
- **TBT Provisions:**
 - Quality requirements,
 - Composition requirements,
 - Environmental requirements,
 - Health & safety requirements, etc.

As
Compliance
Increases...

- **SPS Provisions: Mainly Food Safety**
 - Limits of migration of packaging materials,
 - Hygiene,
 - Food additives,
 - Microbiological limits,
 - Radioactive matter,
 - Contaminants and toxins including heavy metal contaminants,
 - Maximum residue limits: pesticides/antibiotics and other veterinary drugs,
 - Mycotoxins (e.g. Aflatoxin, ochratoxins), **etc.**

Decision

- **Concurrently Notify** Draft TBT Measures to **TBT & SPS Committees**
- **81** Draft TBT Measures **Notified Concurrently** to **TBT & SPS committees**

Rationale for Decision to Notify to both TBT & SPS Committees

- **Draft Measures** meet criteria for notification under both **TBT & SPS Agreements**,
- **Comments** submitted both by **SPS & TBT institutions** in **Members** on **Draft Measures** that were **notified only** to **TBT Committee**,
- **Uganda** tasked to **explain** why **Draft TBT Measures** were **not** also **notified** to **SPS Committee**,
- **Demand** by **some Members** that **Draft Measures** be **notified** also to **SPS Committee**.

Take Home Points

- **SPS and TBT Institutions** may **only have technical capacity** to **review & interpret SPS & TBT** provisions respectively in Draft Measures containing **both SPS & TBT Provisions**,
- To **Maximize** the **Benefits** created by SPS & TBT Agreements' **Notification Procedures, Members** should simultaneously **Notify Draft Measures** that meet the **Criteria** for **Notification** under **both Agreements** to **SPS & TBT Committees**.

*Thank you for
your attention*