

ORDINANCE

Nº ____/2007

Recognizing the importance of Cape Verde's accession to the World Trade Organization ("WTO");

Considering the requirement for Cape Verde to accordingly harmonize its international trade policies to WTO rules and principles;

Desiring to create the conditions for Cape Verde's accession to WTO in accordance with the provisions of Article 7 of the SPS Agreement and its Annex B, concerning the transparency principle set forth in SPS regulations;

Now, therefore, the Government of Cape Verde, acting through the Minister of Environment and Agriculture, hereby determines as follows:

Article 1

Establishment of one Enquiry Point

1. It is hereby created one Enquiry Point and Notification Authority
2. The Direcção Geral da Agricultura, Silvicultura e Pecuária, "DGASP", (General Directorate of Agriculture Forestry and Animal Husbandry), acting through the Corpo Nacional de Inspeção (National Inspection Body), is hereby designated to perform the duties and responsibilities of the Enquiry Point and Notification Authority.

Article 2

Duties and Responsibilities

1. The DGASP shall have the following duties and responsibilities:
 - a) ensure before WTO Secretariat that all regulations are published in a timely manner so as to enable interested Members comments;
 - b) notify other Members, through the Secretariat, about the SPS regulations, using proper notification forms;
 - c) provide, upon request, copies of regulations to other Members; and ensure that Members comments are taken into account.
2. DGASP shall also provide answers to all reasonable questions from interested Members, as well as provide all relevant documents regarding:
 - a) any sanitary or phytosanitary regulations (laws, decrees, or ordinances) adopted or proposed in Cape Verde territory;

- b) any control and inspection procedures, production and quarantine treatment, pesticide tolerance and food additive approval procedures, which are operated in Cape Verde;
- c) risk assessment procedures, factors taken into consideration, as well as the determination of the appropriate level of sanitary or phytosanitary protection;
- d) the membership and participation of Cape Verde, or other relevant bodies within its territory, in international and regional sanitary and phytosanitary organizations and systems;
- e) the membership and participation of Cape Verde in bilateral and multilateral agreements and arrangements within the scope of the SPS Agreement;
- f) the texts of such agreements and arrangements.

Article 3
Entry into Force

This Ordinance shall enter into force on the date immediately after its publication.

Cabinet of the Minister of Environment and Agriculture, on July....., 2007.

The Minister

Maria Madalena Brito Neves