



Table ER:1 Notification under Article 12 of the Agreement: Export prohibitions and restrictions

NOTIFICATION FORMATS

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WHAT TO NOTIFY?

- ▶ **The prefix “ER” is used to distinguish the notification formats or “tables” that apply in the area of export prohibitions and restrictions.**

In the area of export prohibitions and restrictions, there is only one distinct notification requirement, i.e.

- **Table ER:1:** relating to export prohibitions and restrictions under Article 12 of the Agreement on Agriculture.

RELEVANT REFERENCES

General

- Datasets on notified information, available at http://www.wto.org/english/tratop_e/agric_e/transparency_toolkit_e.htm
- List of notifications issued since 1995, available at: http://www.wto.org/english/tratop_e/agric_e/ag_list_notif_e.xls
- Agricultural web page, available at: http://www.wto.org/english/tratop_e/agric_e/ag_work_e.htm
- Results of the Survey on the Improvement of Timeliness and Completeness of Notifications under Existing Procedures (G/AG/GEN/85)
- Annex 1 of the Agreement on Agriculture (Product Coverage)

Export Prohibitions and Restrictions

- Article 12 of the Agreement on Agriculture (Disciplines on Export Prohibitions and Restrictions)
- Paragraph 2(a) of Article XI of GATT 1994.



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WHO?

- All Members instituting an export prohibition or restriction. Developing country Members are obliged to notify only when they are net-exporter of the product concerned.



WHEN?

- Only when such measures are introduced: this is an *ad hoc* notification requirement.
- When such measures are introduced, Table ER:1 notification should be submitted as far as practicable in advance of the institution of the measure.

WHAT TO NOTIFY

- Details of the measure:
 - product coverage;
 - duration;
 - nature of, and justification for the measure.

Table ER:1 **EXPORT RESTRICTIONS: name of Member**

Notification under Article 12 of the Agreement: Export prohibitions and restrictions

(1) Description of product:

(2) Tariff item number(s):

(3) Nature of, and justification for, measure to be introduced:

(4) Duration of application of measure:



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HOW TO NOTIFY?

► Case 1

- ALFA introduces an export quota on wheat to apply with effect from 30 April 2010.
- When and how should the information be presented in its Table ER:1 notification?

An *ad hoc* Table ER:1 notification would be required prior to the institution of the measure.

What if ALFA is a developing country Member:

Notification requirement would not apply unless ALFA is a net-exporter of wheat. Please refer to **Article 12.2** of the Agreement on Agriculture.

Table ER:1 EXPORT RESTRICTIONS: **ALFA**

Notification under Article 12 of the Agreement: Export prohibitions and restrictions

(1) Description of product: Wheat

(2) Tariff item number(s): 10.01

(3) Nature of, and justification for, measure to be introduced:

Pursuant to Article XI, paragraph 2(a) of GATT 1994 and in accordance with Article 12, paragraph 1 of the Agreement on Agriculture, an export quota system is being introduced in order to prevent a critical shortage in the domestic market resulting from a drought-related poor harvest of wheat.

ALFA is prepared to enter into consultation, under Article 12, paragraph 1(b) of the Agreement on Agriculture, with any Member having a substantial interest as an importer.

(4) Duration of application of measure:

The measure will be applied from 30 April 2010 to 15 September 2010 at which time supplies from the new season's harvest should be entering the market.