



# To notify or not to notify – that is the question!

By Sally Jennings (New Zealand)

# Is a notification necessary?

- ▶ either an international standard, guideline or recommendation does not exist, or;
- ▶ the content of a proposed SPS regulation is not substantially the same as the content of an international standard, guideline or recommendation, and, in both cases, if;
- ▶ the regulation may have a significant effect on trade of other WTO Members.

# What is an SPS Measure?

What SPS measure to use is decided by answering these questions:

- ▶ **What are you trying to protect?**
- ▶ **What risks are you trying to protect from?**

SPS measures are to **protect** a country from:

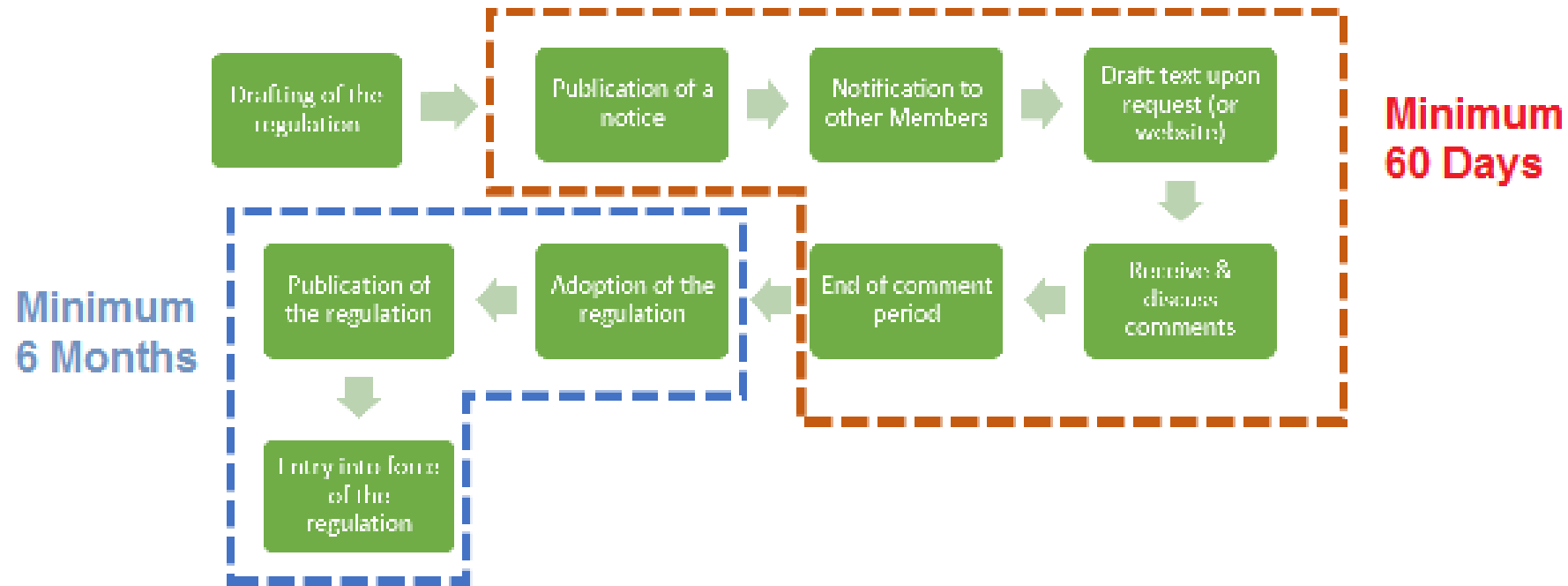
1. **Human or animal health from food-borne risks;**
2. **Human health from animal- or plant-carried diseases;**
3. **Animals and plants from pests and diseases;**
4. **The country from damage from pests.**

# International standard, guideline or recommendation

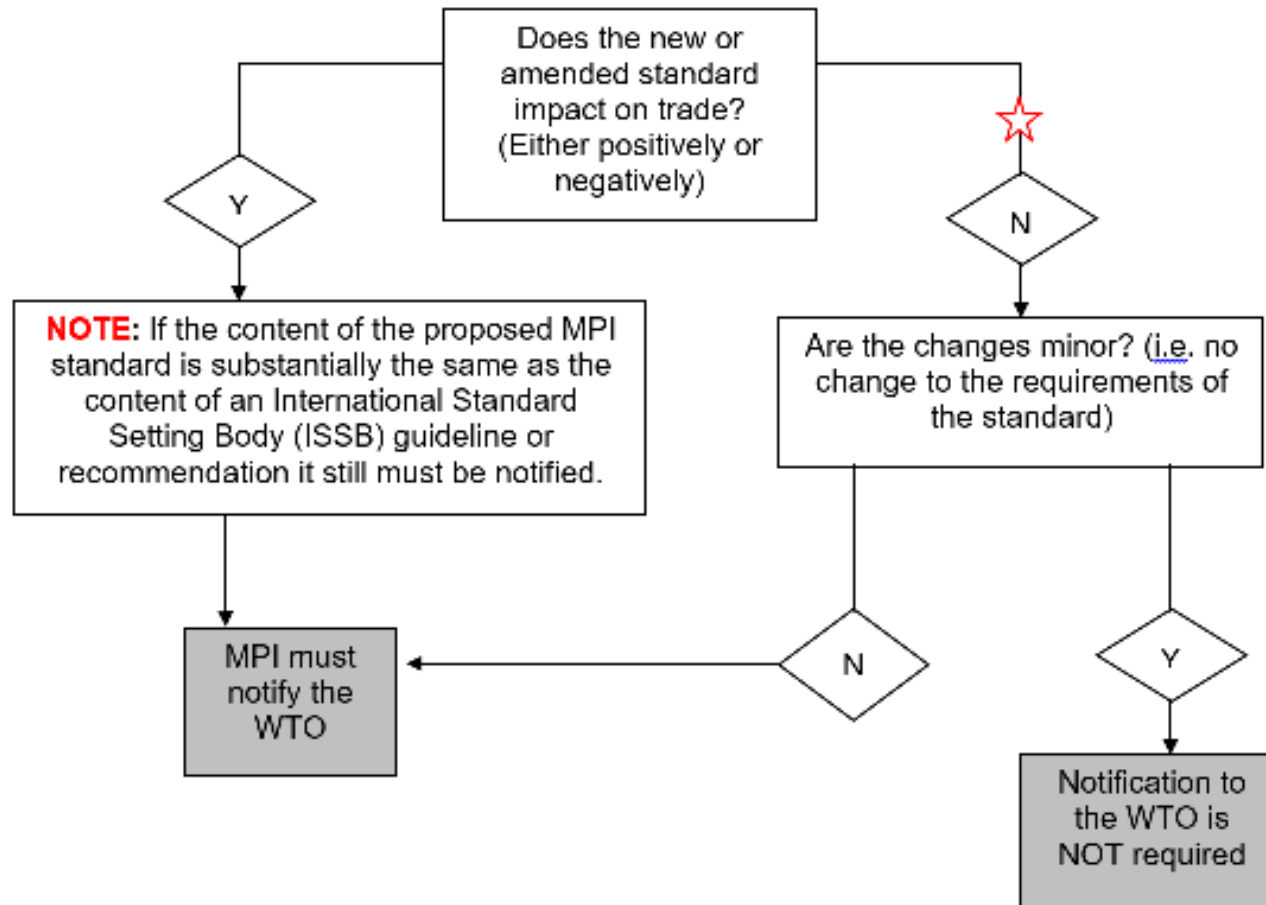
Food safety		"the standards, guidelines and recommendations established by the Codex Alimentarius Commission relating to food additives, veterinary drug and pesticide residues, contaminants, methods of analysis and sampling, and codes and guidelines of hygienic practice;"
Animal health and zoonoses		"the standards, guidelines and recommendations developed under the auspices of the World Organization for Animal Health (OIE); "
Plant health		"the international standards, guidelines and recommendations developed under the auspices of the Secretariat of the International Plant Protection Convention (IPPC) in cooperation with regional organizations operating within the framework of IPPC."



# When should a notification be made?



# MPI WTO notification decision tree



# MPI - External Consultation and WTO Notification on Draft Documents

New	Maj	Min	Task	Links/Info	Initial	Date
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>		WTO decision tree sheet completed, provide notification and draft IHS			
<input type="checkbox"/>	<input type="checkbox"/>		WTO Notification required	Closing Date:		
<input type="checkbox"/>	<input type="checkbox"/>		For first notification	<a href="#">WTO Routine</a>		
<input type="checkbox"/>	<input type="checkbox"/>		For an addendum	<a href="#">WTO Routine Addenda</a>		
<input type="checkbox"/>	<input type="checkbox"/>		The following may require notification number – get this off <a href="#">Sally Jennings</a>	<a href="#">WTO Routine Corrigenda</a>		
<input type="checkbox"/>	<input type="checkbox"/>			<a href="#">WTO Routine Revision</a>		
<input type="checkbox"/>	<input type="checkbox"/>			<a href="#">WTO Emergency</a>		
<input type="checkbox"/>	<input type="checkbox"/>			<a href="#">WTO Emergency Addenda</a>		
<input type="checkbox"/>	<input type="checkbox"/>			<a href="#">WTO Emergency Corrigendum</a>		
<input type="checkbox"/>	<input type="checkbox"/>			<a href="#">WTO Emergency Revision</a>		
<input type="checkbox"/>	<input type="checkbox"/>			<a href="#">WTO Equivalence</a>		
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>		Complete consultation notice (includes links to consult docs and approved WTO notification) and send to web team. Check web page once completed	<a href="#">Web Consultation Notice</a>		
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>		Write draft email (include link to consultation page) for web team to send to 'Animal Imports' PHP list			
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>		Send stakeholder email to specific industry stakeholders and importers as per communication plan – include web link to consultation page			
<input type="checkbox"/>	<input type="checkbox"/>		Advise relevant NZ government agencies as per communication plan			
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Update Priority Initiatives spreadsheet			



# Any Questions?

