

WORLD TRADE ORGANIZATION

G/TBT/N/IND/1
28 May 2002

(02-2916)

Committee on Technical Barriers to Trade

Original: English

NOTIFICATION

The following notification is being circulated in accordance with Article 10.6.

1. Member to Agreement notifying: <u>INDIA</u> If applicable, name of local government involved (Articles 3.2 and 7.2):
2. Agency responsible: Directorate General Foreign Trade, Department of Commerce, Ministry of Commerce and Industry Name and address (including telephone and fax numbers, e-mail and web-site addresses, if available) of agency or authority designated to handle comments regarding the notification shall be indicated if different from above: (a) Director (Legal Metrology), Ministry of Consumer Affairs, Government of India, Krishi Bhawan, New Delhi (for implementation of labelling requirements on consumer products) (b) Bureau of Indian Standards, Manak Bhawan, 9 Bahadur Shah Zafar Marg, New Delhi-110 002 (for implementation of quality standards on 133 specified products)
3. Notified under Article 2.9.2 [], 2.10.1 [X], 5.6.2 [], 5.7.1 [], other:
4. Products covered (HS or CCCN where applicable, otherwise national tariff heading. ICS numbers may be provided in addition, where applicable): (a) All prepackaged consumer products are covered under the labelling requirements; (b) The list of 133 products if available in the notifications no. 44 dated 24 November 2000 and notification no. 7 dated 31 March 2001.
5. Title, number of pages and language(s) of the notified document: (a) Notification no. 44 (RE-2001)/97-02 dated 24 November 2000 issued by Directorate General of Foreign Trade. (6 pages, in English and Hindi) (b) Notification no. 7 (RE-2001)/97-02 dated 31 March 2001, issued by Directorate General of Foreign Trade. (1 page, in English and Hindi)
6. Description of content: (a) The labelling requirement: "All such packaged products, which are subject to provisions of the Standards of Weights and Measures (Packaged Commodities) Rules, 1977 when produced/packed/ sold in domestic market, shall be subject to compliance of all the provisions of the said rules, when imported into India. The compliance of these shall be ensured before the import consignment of such commodities is cleared by Customs for home consumption. All prepackaged commodities, imported into India, shall in particular carry the following declarations.

- (a) Name and address of the importer;
- (b) Generic or common name of the commodity packed;
- (c) Net quantity in terms of standard unit of weights and measures. If the net quantity in the imported package is given in any other unit, its equivalent in terms of standard units shall be declared by the importer;
- (d) Month and year of packing in which the commodity is manufactured or packed or imported.

Maximum retail sale at which the commodity in packaged form may be sold to the ultimate consumer. This price shall include all taxes local or otherwise, freight, transport charges, commission payable to dealers, and all charges towards advertising, delivery, packing, forwarding and the like, as the case may be".

(B) Quality Standards: "Import of 133 products as per annexure to notification no. 44 dated 24 November 2000 and as per notification no. 7 dated 31 March 2001, shall be subject to compliance of the mandatory Indian Quality Standards as mentioned in column 2 of the said Annexure, which are also applicable to domestic goods. For compliance of this requirement, all manufactures/exporters of these products to India, shall be required to register themselves with Bureau of Indian Standards (BIS)".

7. Objective and rationale, including the nature of urgent problems where applicable:
Consumer protection and compliance with legislation applicable to domestic products.

8. Relevant documents:

- 1. The Standards of Weights and Measures Act, 1976
- 2. The Standards of Weights and Measures (Packaged Commodity) Rules, 1977
- 3. The Bureau of Indian Standards Rules, 1986;
- 4. Bureau of Indian Standards Rules, 1987;
- 5. Bureau of Indian Standards (Certification) Regulations, 1988

9. Proposed date of adoption:

Proposed date of entry into force: The measures have been adopted with effect from 24 November 2000/31 March 2001 respectively.

10. Final date for comments: 60 days from the date of notification

11. Texts available from: National enquiry point [] or address, telephone and fax numbers, e-mail and web-site addresses, if available of the other body:

- 1. The text of the above-mentioned documents may be made available on demand.
- 2. The details of the quality standards indicated in the notification for 133 products, may be obtained from:

Bureau of Indian Standards,
Manak Bhawan,
9 Bahadur Shah Zafar Marg
New Delhi-110 002