



21 April 2022

(22-3187)

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Committee on Import Licensing

Original: English

AGREEMENT ON IMPORT LICENSING PROCEDURES

NOTIFICATION UNDER ARTICLE 5.1 TO 5.4 OF THE AGREEMENT¹

INDIA

The following notification, dated 19 April 2022, is being circulated at the request of the delegation of India.

	Category	Notification details
1	Notifying Member	India
2	Title of new legislation/procedure	Amendment in import policy and insertion of policy condition under Chapter 29 and 38 of ITC (HS), 2022, Schedule – I (Import Policy)
3	Date of Publication	9 March 2022
4	Date of entry into force	9 March 2022
5	Website link/Official publication of the new regulation/procedure	https://content.dgft.gov.in/Website/dgftprod/77f8f957-4d2a-4077-a47f-132f9c5afb6/Noti%2059%20Date%2009-03-2022%20Eng.pdf
6	Have you attached a copy of the regulation (PDF) to the Secretariat	<input type="checkbox"/> Yes. (Please attach a copy of the regulation to the notification.) <input checked="" type="checkbox"/> No.
7	Type of notification	<input checked="" type="checkbox"/> (a) New licensing regulation/procedure ² ; (please answer question 8 to 14) <input type="checkbox"/> (b) Changes to a regulation/procedure which has been previously notified in document: _____; (please answer question 15 and 16)
8	List of products subject to licensing	Please provide the HS codes and detailed descriptions of the products. In case of a long list, please attach the list as an Annex in MS WORD document. <ul style="list-style-type: none"> - 2903 41 00: --Trifluoromethane (HFC-23) - 29034200: -- Difluoromethane (HFC-32) - 29034300: -- Fluoromethane (HFC-41), 1,2-difluoroethane. (HFC-152) and 1,1-difluoroethane (HFC- 152a) - 29034400: - - Pentafluoroethane (HFC-125), 1,1,1-trifluoroethane (HFC-143a) and 1,1,2- trifluoroethane (HFC-143) - 29034500: - - 1,1,1,2- Tetrafluoroethane (HFC-134a) and 1,1,2,2- tetrafluoroethane (HFC-134) - 29034600: ----1,1,1,2,3,3,3-Heptafluoropropane (HFC-227ea), 1,1,1,2,2,3-hexafluoropropane (HFC- 236cb), 1,1,1,2,3,3-hexafluoropropane (HFC- 236ea) and 1,1,1,3,3,3- hexafluoropropane (HFC-236fa) - 29034700: -- 1,1,1,3,3-Pentafluoropropane (HFC-245fa) and 1,1,2,2,3-pentafluoropropane (HFC- 245ca)

¹It is understood that the notifying Member has also completed its notification obligations under Article 1.4(a) and Article 8.2(b) regarding the relevant law/regulation/procedure notified for by filling this form in a full and complete manner.

²"New licensing regulation/procedure" is understood to refer to any newly introduced law, regulation or procedure, and those which are in force but being notified for the first time to the Committee.

	Category	Notification details
		<ul style="list-style-type: none"> - 29034800: -- 1,1,1,3,3-Pentafluorobutane (HFC-365mfc) and 1,1,1,2,2,3,4,5,5,5-decafluoropentane (HFC-43- 10mee) - 29035100: - - 2,3,3,3- Tetrafluoropropene (HFO-1234yf), 1,3,3,3-tetrafluoropropene (HFO1234ze) and (z)-1,1,1,4,4,4-hexafluoro2-butene (HFO-1336mzz) - 38275100: Containing trifluoromethane (HFC-23) - 38275900: Other - Containing other hydrofluorocarbons (HFCs) but not containing chlorofluorocarbons (CFCs) or hydrochlorofluorocarbons (HCFCs) - 38276100: - - Containing 15% or more by mass of 1,1,1 - trifluoroethane (HFC -143a) - 38276200: - - Other, not included in the sub -heading above, containing 55% or more by mass of pentafluoroethane (HFC -125) but not containing unsaturated fluorinated derivatives of acyclic hydrocarbons (HFOs) - 3827 63 00: - - Other, not included in the sub-headings above, containing 40% or more by mass of pentafluoroethane (HFC -125) - 38276400: - - Other, not included in the sub-headings above, containing 30% or more by mass of 1,1,1,2 - tetrafluoroethane (HFC -134a) but not containing unsaturated fluorinated derivatives of acyclic hydrocarbons (HFOs) - 38276500: - - Other, not included in the sub-headings above, containing 20% or more by mass of difluoromethane (HFC -32) and 20% or more by mass of pentafluoroethane (HFC -125) - 38276800: Other, not included in the sub-headings above, containing substances of subheadings 29034100 to 29034800
9	Nature of licensing	Automatic: [] Non-Automatic: [√]
10	Administrative purpose/measure being implemented	(a) <input type="checkbox"/> Protect public morals; (b) <input type="checkbox"/> Protect human, animal or plant life or health; (c) <input type="checkbox"/> Collect trade statistics or market surveillance; (d) <input type="checkbox"/> Protection of patents, trademarks and copyrights, and the prevention of deceptive practices; (e) <input type="checkbox"/> Pursue obligations under the UN Charter and other international treaties (<i>i.e. CITES, Basel Convention, Rotterdam Convention, UNSC Resolutions etc.</i>) (f) <input type="checkbox"/> Quota (including TRQ) administration; (g) <input type="checkbox"/> Regulate imports of arms, ammunition or fissionable materials and safeguard national security; (h) <input checked="" type="checkbox"/> Other: Import Policy of Hydrofluorocarbons (HFCs) (<i>please specify</i>)
11	Administrative body(ies) for submission of applications	Ministry/authority and Department: Ministry of Commerce & Industry, Directorate General of Foreign Trade Address: UdyogBhawan, Maulana Azad Road, New Delhi-110011 Website: https://commerce.gov.in/ , https://dgft.gov.in/CP/ Telephone: 1800111550 E-Mail: dgftedi@nic.in
12	Contact point for information on eligibility	Ministry/authority and Department: Ministry of Commerce & Industry, Directorate General of Foreign Trade Address: UdyogBhawan, Maulana Azad Road, New Delhi-110011 Website: https://commerce.gov.in/ , https://dgft.gov.in/CP/ Telephone: 1800111550 E-Mail: dgftedi@nic.in
13	Expected duration of licensing procedure	Ongoing
14	A summary of the notification in one of the WTO official languages	Import policy of Hydrofluorocarbons (HFCs) has been revised from "Free" to "Restricted" subject to NOC from MoEF&CC.
15	In the case of 7(b), please indicate the type of new change(s)	(a) <input type="checkbox"/> Termination (b) <input type="checkbox"/> Suspension

	Category	Notification details
		<p>(c) <input type="checkbox"/> Modification of specific details in existing procedures:</p> <p> <input type="checkbox"/> Product coverage; <input type="checkbox"/> Administrative purpose; <input type="checkbox"/> Automatic or Non-automatic; <input type="checkbox"/> Duration of licensing; <input type="checkbox"/> Change the nature of quantity/value restriction; <input type="checkbox"/> Eligibility of applicants; <input type="checkbox"/> Contact information on eligibility; <input type="checkbox"/> Administrative body(ies) for submission of application; <input type="checkbox"/> Documentation requirements (including application form); <input type="checkbox"/> Period for Application; <input type="checkbox"/> Administrative body(ies) to issue licence; <input type="checkbox"/> Processing time for issuing licence; <input type="checkbox"/> Licence fee/administrative charge; <input type="checkbox"/> Deposit/advance payment and relevant conditions; <input type="checkbox"/> Appeal regulations/procedures; <input type="checkbox"/> Validity of licence; <input type="checkbox"/> Other conditions of licence (extension, transferability, penalty of non-use etc.); <input type="checkbox"/> Foreign exchange requirements; <input type="checkbox"/> Other: _____ (please specify). </p>
16	Please elaborate the changes in detail (in one of the official WTO languages)	-