

USDA Foreign Agricultural Service

GAIN Report

Global Agricultural Information Network

THIS REPORT CONTAINS ASSESSMENTS OF COMMODITY AND TRADE ISSUES MADE BY
USDA STAFF AND NOT NECESSARILY STATEMENTS OF OFFICIAL U.S. GOVERNMENT
POLICY

Voluntary - Public

Date: 3/1/2019

GAIN Report Number: TS1922

Tunisia

Post: Tunis

List of Products Subject to Pre-Import Surveillance

Report Categories:

FAIRS Subject Report

SP2 - Prevent or Resolve Barriers to Trade that Hinder U.S. Food and Agricultural Exports

Fishery Products

Retail Foods

Snack Foods

Wood Products

Approved By:

Morgan Haas

Prepared By:

FAS/Tunis

Report Highlights:

This report contains an unofficial translation of MinTrade's Order on pre-import surveillance, which requires the importer to notify the government in advance of importing a number of consumer-oriented products. While on paper, the measure appears temporary and time-limited, in practice, it is permanent. This measure has not been notified to the WTO.

Order of the Minister of Trade dated August 12, 2004 fixing the procedures for pre-import surveillance

The Minister of Trade,

Having regard to the [Constitutive Act 2011-6](#) of December 16, 2011, on the provisional organization of public authorities, as modified and completed by the [Organic Law N° 2014-3](#) of February 3, 2014 and the [Organic Law N° 2014-4](#) of February 5, 2014,

Having regard to [Law N° 94-41](#) of March 7, 1994, relative to the foreign trade,

Having regard to [Law N° 95-6](#) of January 23, 1995, on the ratification of the Uruguay Round Agreements,

Having regard to [Law N° 98-106](#) of December 18, 1998, on safeguard measures at the import, and in particular Article 30 thereof,

Having regard to [Decree N° 94-1743](#) of August 29, 1994, laying down procedures to carry out foreign trade operations, as modified and completed by [Decree N° 2014-3487](#) of September 18, 2014,

Having regard to [Order](#) of the Minister of Trade dated August 12, 2004, fixing the procedures for pre-import surveillance.

Orders:

First article. - We mean by pre-import surveillance, as provided for in Article 30 of [Law N° 98-106](#) of December 18, 1998, on safeguard measures at the import, the prior information to the ministry in charge of trade of any product import operation subject to this system, through an information sheet conforming to the model annexed to this Order. This information shall be submitted before the banking domiciliation of the import operation.

~~**Art. 2.** - The pre-surveillance measure is applied for a temporary period of 6 months and if necessary, the Minister of Trade may decide to extend this period.~~

Art. 2. (New) - The pre-surveillance measure is applied for a temporary period of 6 months tacitly renewable once.

~~**Art. 3.** - The signed information sheet is handed out within five working days from the date of its submission.~~

Art. 3. (New) - The signed information sheet is handed out within fifteen working days from the date of its submission.

Art. 4. - The services of the Ministry of Trade may, if necessary, request documents justifying the information provided in the information sheet or additional information concerning the imported products.

Art. 5. - The information sheet signed by the services of the Ministry of Trade is valid for a period of three months from the date of the signature.

~~Art. 6. - The product subject to pre-surveillance as well as the extension of the period of application of this procedure are set by a notice of the Minister of Trade.~~

Art. 6. - The product subject to pre-surveillance are set by a notice¹ of the Minister of Trade.

Art. 7. - In case of finding the value or quantity of the products to be imported are less than 5% of those mentioned in the information sheet does not preclude the import operation.

Art. 8. - This Order will be published in the Official Gazette of the Republic of Tunisia.

Tunis, August 12, 2004.

Minister of Trade and Handicrafts
Mondher Zenaidi

Viewed by:
Head of Government
Mohamed Ghannouchi

¹ A courtesy translation of the notice is below

Information Sheet

Importer (Name, Address, Telephone):	Customs code:
	Sector of activity:
Designation of goods to be imported:	Nomenclature (NDP)
Goods Value CAF:	Country of origin:
Quantity imported: Net weight: Account unit:	Country of export
Date of manufacture:	Additional information
Expected date of arrival of the goods:	
<p>Declaration of the importer</p> <p>I, the undersigned, certify the accuracy of the information provided on this sheet.</p> <p>Date and signature:</p>	
<p>Ministry of Trade services:</p> <p>Date and signature:</p>	

Tunisian Republic
Ministry of Trade and Handicrafts

Notice fixing the products subject to pre-import surveillance

THE MINISTER OF TRADE AND HANDICRAFTS,

In application of the provisions of Order of the Minister of Trade dated August 12, 2004, fixing the procedures for pre-import surveillance, notably Article 6, has decided to submit the products listed in the following table to pre-import surveillance, and this, from the publication of this notice in the Official Gazette of the Republic of Tunisia.

The information sheet to be submitted for approval of the services of the Ministry of Trade and Handicrafts (Directorate General of Foreign Trade) must be established in three copies following the model annexed to the aforementioned Order.

List of products subject to pre-import surveillance

Tariff Positions	Product Labels
160414	Canned tuna
1806	Chocolate and other food preparations containing cocoa
1901	Malt extract; food preparations of flour, groats, meal, starch or malt extract, not containing cocoa or containing less than 40% by weight of cocoa
1905	Bread, pastry, cakes, biscuits and other bakers' wares
2005 and 2006	Vegetable food preparations
2007 and 2008	Jams, jellies, marmalades, and fruit preparations
2009	Fruit or vegetable juices
2103	Sauces and preparations therefor; mixed condiments and mixes seasonings; mustard flour and meal and prepared mustard
2106	Food preparations not elsewhere specified or included
2202	Waters, including mineral waters and aerated waters
4411	Fiberboard of wood or other ligneous materials.
	<i>Translation Note: Non-agricultural and un-related products follow below. End Note.</i>

The Minister of Trade and Handicrafts
Najla Harrouch

Amendments in [Order](#) of the Minister of Trade, dated October 27, 2014, are denoted in red and ~~striethrough~~