



Civil Dialogue Group on Animal Products – BEEF - *SPS Barriers* -

DG Trade, Unit D3, SPS

TRADE-SPS@ec.europa.eu

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Outline presentation

- **EU priority countries – SPS - beef**
- **SPS Trade barriers**
- **Country-specific developments**
- **What can be done,...more?**

SPS priority countries

- Prioritisation exercise: COM (TRADE/SANTE/AGRI), Member States and businesses
 - **Evaluation of export markets which are hampered for SPS reasons**
 - **Different types of markets:**
 - (1) Markets which are already open or partly open (only certain MS/certain establishments/difficult import conditions)
 - (2) Markets which are closed

SPS priority countries - objectives

- Focus on key priority markets
- To give an extra push to markets where SPS barriers exist
- Non-priority countries – when SPS barriers seen – continued follow-up

Priority markets

- Periodical review
- Market Access Database
- Intensified information exchange
- Coherent message
- Extra push technical/political

Beef sector – main SPS barriers

- Bovine Spongiform Encephalopathy (BSE) – incl. Unjustified age-limitations when market is open.
- Non recognition of regionalisation (country-wide bans) (e.g. Foot and Mouth Disease (FMD))
- Long, burdensome and non-transparent approval procedures
- MS by MS approval
- Long waiting period for inspection/audit visits
- Non- application of system-based audits (thus no approval of individual establishments only)
- Non-transparent procedures, administratively cumbersome
- "Born, raised and slaughtered in one MS only"- clause

Actions on SPS market access concerns

- PREVENTION: e.g. Comments on SPS notifications on draft legislation of third countries
- Demarches, Letters, ad-hoc missions
- Technical or political discussions, informally or within a bilateral agreement, SPS WG mechanisms, other regular meeting or Committees
- Negotiations
- Multilateral: WTO SPS Committee
- Bilateral discussions during WTO SPS week in Geneva
- Dispute settlement (Panel) (e.g. outcome WTO DISPUTE DS447 US— Measures Affecting the Importation of Animals, Meat and Other Animal Products from **Argentina (FMD)**)

Country-specific developments

Priority countries with beef identified as priority commodity:

COUNTRY	ISSUE - OBJECTIVE
Australia	Bovine animals and products (restrictions due to BSE): Full approval of all market access applications submitted by Member States
Brazil	Full approval of all market access applications submitted by Member States (e.g. dairy, pork, bovine , poultry, fish and plant products), following a work plan;
Canada	Beef : Slow approval process -Re-instatement of market access after BSE-related blockage. To have additional pending applications of MS (than the 19 already approved MS) authorised for market access.

Country-specific developments - beef

Priority countries with beef identified as priority commodity:

COUNTRY	ISSUE - OBJECTIVE
China	Bovine animals and products (restrictions due to BSE): Full approval by of all market access applications submitted by Member States
Korea	Beef : ban for all MSs: to have approved the most four advanced applications and to have other applications evaluations on-going
Malaysia	Beef : restrictions for MSs with BSE controlled risk status. To have requirements aligned to OIE standards at the latest in year 2017.

Country-specific developments - beef

Priority countries with beef identified as priority commodity:

COUNTRY	ISSUE - OBJECTIVE
Philippines	Lack of transparency on market access procedures for meat/meat products , due to unclear audit and reporting procedures. To have MS with pending applications approved.
Saudi Arabia	To have more MSs approved (which applied) for beef . To have new import legislation and certificates in place (in accordance with GCC Guide) which do not create market access barriers
South Africa	Beef (BSE): SA to lift its unjustified trade restrictions due to BSE.

Country-specific developments - beef

Priority countries with beef identified as priority commodity:

COUNTRY	ISSUE - OBJECTIVE
Turkey	Beef: Certificates, BSE testing, licenses (quotas are not yet open by Turkey);
Ukraine	Beef: Born, raised and slaughtered clause. The lifting of the restrictions is pending of the publication of the new UA Order on import requirements (expected to enter into force in 2017).
USA	Beef: To have several additional MS approved with pending applications for trade after BSE-related restrictions at the latest in year 2017.

Country-specific developments - beef

Priority countries with beef identified as priority commodity:

COUNTRY	ISSUE - OBJECTIVE
Vietnam	Animal products: import restrictions on animals and a range of animal products related to BSE . Vietnam does not recognise the BSE status assessment made by the OIE since it requires its own risk assessment. To work on a roadmap including early and full recognition of OIE country status in 2017

Developments market access beef

Focus on **China, Japan and Korea**

Developments market access beef

CHINA: BSE ban; Long approval procedures; EU MS/EU MS approach

export of beef (CN202) – 2014: €2,3 Mi and 2016: €3 Mi

- Ban now about 16 years in place
- 18 EU MS filed formal applications (BE, CZ, DE, DK, ES, FI, FR, HU, IE, IT, LT, LV, NL, RO, SE, SK, SI and UK)
- Only one MS allowed to export beef (HU)
- Protocols signed for 2 EU MS (LV and LT)
- BSE bans lifted for 2 EU MS (IE and NL)

•Beef exports via Hong Kong

export of beef (CN203) – 2014: €46 Mi and 2016: 41 Mi

Developments market access beef

CHINA:

COM continues to raise its concerns on lack of market access for beef (due to BSE ban) (bilateral – technical/political; multilateral: Specific trade concern SPS Committee)

Developments market access beef

JAPAN

export of beef (CN202) – 2014: €1,2 Mi and 2016: €4 Mi

- Currently 10 Member States allowed to export beef to Japan (FR, NL, IE, PL, SE, DK, IT, LT, HU and AT)
- Meat to be provided from animals under 30 months for (FR, NL, IE, PL, SE, DK, IT, and AT) – BSE related (as BSE was detected in these MS)
- No age limitation for LT and HU (no BSE detections)

Developments market access beef

JAPAN

- Other pending EU MS applications: BE, DE, ES, UK, EE and HR
- Application process similar for all MS, however, processing time has been shortened significantly more recently.
- COM continues follow-up
- Japan list of countries with BSE restrictions:
www.maff.go.jp/aqs/english/news/bse.html

Developments market access beef

SOUTH-KOREA

export of beef (CN202) – 2014: €100 thousand and 2016: €400 thousand

- Market closed for the EU (BSE)
- 11 pending MS applications: AT, BE, DE, DK, ES, FR, IE, IT, SE, HU, NL.
- In 2012: KOR informed to start with the process of 4 MS: NL, DK, FR and IE (assessment required per country).

Developments market access beef

SOUTH-KOREA

- First inspections have taken place (NL, DK)
- Continued COM pressure (technical/political)
- Sep 2017: KOR expressed constructiveness (change of tone)

Developments market access beef

SOUTH-KOREA

- 28 Sep 2017: Ms Malmöström letter to KOR insisting opening for EU beef
- Nov. 2017: bilateral meeting EU-KOR (Geneva – margins WTO SPS Committee) + EU repeats its concerns in the WTO SPS Committee:
 - **COM needs to receive from KOR concrete time-bound steps on when market will be opened**

Resolved SPS restrictions affecting EU beef exports in 2016 (non-exhaustive)

Third Country	Type of product	SPS barrier	Ban lifted or progress	Duration (of the measures)	Market value (€/year)	EU Member States benefited
Argentina	Beef, blood, serum	Ban on bovine products due to BSE	Ban lifted in July 2015. Import conditions established in April 2016	Since 2001	In 2015, the EU exported for over € 618 million in value of bovine meat products	All
Ukraine	Bone-in Beef and veal meat	Trade restrictions on bone-in beef and veal meat due to BSE	Beginning of January 2016, lifting of the BSE ban on bone-in beef and veal.	Since 1999	In 2015, the EU exported for over € 618 million in value of bovine meat products	All
Hong Kong	Red meat (fresh beef, pork, farmed game)	Born, raised and slaughtered certification requirement.	Revised certificate accepted by Hong Kong		Pork: 19 MS €145 Mio 2015 Beef: 15 MS €33 Mio in 2015	EU

Resolved SPS restrictions affecting EU beef exports in 2016 (non-exhaustive)

Third Country	Type of product	SPS barrier	Ban lifted or progress	Duration (of the measure s)	Market value (€/year)	EU Member States benefited
Japan	Beef	Ban on Danish, Swedish and Italian beef due to BSE	Feb 2016, Japan allowed import of beef from DK and SE and Mid May 2016, Japan allowed imports of beef from IT.	Since 2001	In 2015, the EU exported beef and bovine products for a value of €4.7 million to Japan.	DK, IT, SE
Peru	Meat products	Non-registration of meat products containing nitrates as additives.	Ban lifted, meat products may continue to be registered by DIGESA		Approx 1 M € in 2015 to Peru, with potential to grow.	All
Philippines	Pork meat and processed pork meat products. Poultry and poultry products. Beef.	Lengthy and burdensome approval procedure	In February 2016, BE obtained system accreditation for pork, chicken and beef and ES – accreditation for an establishment to export day old chicks and hatching eggs. In May 2016, IT obtained accreditation for 2 establishments to export frozen pork meat as well as system accreditation to export processed pork meat products. NL obtained system accreditation to export chicken, pork and beef.		In 2015, the EU exported meat and edible meat offal at over €233 million in value to the Philippines.	BE, ES, IT, NL

Resolved SPS restrictions affecting EU beef exports in 2016 (non-exhaustive)

Third Country	Type of product	SPS barrier	Ban lifted or progress	Duration (of the measures)	Market value (€/year)	EU Member States benefited
Saudi-Arabia	Beef	Ban on beef due to BSE	Import ban lifted for Spain and Portugal		In 2015, the EU exported beef worth € 6.7 million to Saudi-Arabia	ES, PO
USA	Beef	Trade ban on beef and veal meat due to BSE.	Since mid-2016, following a range of inspections and system checks, the final approval was given and the Netherlands was officially awarded access to the market. First shipment of veal to USA took place end September 2016.	Since end of the 1990's	In 2015, the EU exported beef at over € 6.4 million in value to USA.	NL

Resolved SPS restrictions affecting EU beef exports in 2017 (non-exhaustive)

Third Country	Type of product	SPS barrier	Ban lifted or progress	Duration (of the measure s)	Market value (€/year)	EU Member States benefited
Japan	Beef	Ban on import of beef due to BSE. EUMS with BSE detection needs to request Japan to export beef a FSC's risk assessment is required before lifting the ban.	Japan lifted the ban on Austrian beef 29.09.2017. The ban has already been lifted for FR, NL, IE, PL, DK, SE, IT. Applications from BE, DE, ES, UK and FI are still being evaluated.			AT
Taiwan	Beef	Total import ban for beef from all EU Member States because of BSE.	Market access granted for beef from Sweden and The Netherlands. Applications from IT, FR and DK still pending	Since many years	New market	SE, NL
USA	Beef	Trade ban on beef and veal meat due to BSE.	In January 2017, FR was informed that they were approved for shipping raw beef.	Since end of the 1990's	In 2016, the EU exported beef at over € 10 million in value to USA.	FR

What can be done....more?

- Inform about trade barriers (copy of legal text, scope, deviations to international standards)
- Contribute/commenting on new draft legislation in third countries
- Participation in Market Access activities of the Commission : SPS Market Access WG for sharing information (problems, expectations and solutions) between Commission, Member States and industry
- Inform when problems solved

THANK YOU

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