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Committee on Trade Facilitation

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**NOTIFICATION OF CATEGORY COMMITMENTS UNDER
THE AGREEMENT ON TRADE FACILITATION**

COMMUNICATION FROM THE KYRGYZ REPUBLIC

Addendum

The following communication, dated 16 August 2019, is being circulated at the request of the delegation of the Kyrgyz Republic for Members' information.

Following up from the notification dated 14 September 2018 (G/TFA/N/KGZ/2), the Kyrgyz Republic hereby makes the following notifications:

(1) Shifting of categories; (2) shifting of category with extension of definitive implementation date; (3) definitive implementation dates for categories B and C designations; and (4) designation of additional category A commitments.

1. The Kyrgyz Republic hereby notifies that the following provisions have been shifted between categories.

Provision	Heading/Description	Category previously notified as	Category shifted to
Article 1.1	Publication	C	B
Article 7.2	Electronic Payment	C	B
Article 7.8	Expedited Shipments	B	C
Article 10.6	Use of Customs Brokers	C	B
Article 10.7	Common Border Procedures and Uniform Documentation Requirements	C	B

2. The Kyrgyz Republic wishes to notify that in response to Articles 17 and 19 of the Agreement on Trade Facilitation, Article 12.11 (Unauthorized Use or Disclosure) is requested to be shifted from category B to category C with an extended definitive implementation date. Given that this year is ending and searching for donors to support in the implementation of regional activities including participation in regional events as well as to provide relevant capacity building activities requires additional time, the Kyrgyz Republic needs to prolong the implementation of Article 12.11 to 2022. (See table below)

Provision	Heading/ Description	Previous category designation	New category designation	Previously notified definitive date for implementation	New definitive date for implementation requested	Technical Assistance and Capacity Building Assistance (TACB) that will be required
Article 12.11	Unauthorized Use or Disclosure	B	C	31 December 2020	31 December 2022	<ul style="list-style-type: none"> • To support in the implementation of regional activities including participation in regional events • Determination of the agenda • Trainings and other activities in strengthening the potential of exporters and importers at national and regional levels.

3. The Kyrgyz Republic makes the following notification of its definitive dates for implementation of its additional category B commitments, as well as its category C commitments, in response to Article 16 of the Trade Facilitation Agreement (WT/L/931).

Provision	Heading/Description	Definitive date for implementation
Article 1.1	Publication	31 December 2020
Article 1.2	Information Available through Internet	31 December 2022
Article 1.3	Enquiry Points	31 December 2020
Article 3	Advance Rulings	31 December 2021
Article 5.3	Test Procedures	31 December 2023
Article 6.1	General Disciplines on Fees and Charges Imposed on or in Connection with Importation and Exportation	31 December 2020
Article 7.1	Pre-arrival Processing	31 December 2020
Article 7.2	Electronic Payment	31 December 2020
Article 7.3	Separation of Release from Final Determination of Customs Duties, Taxes, Fees and Charges	31 December 2020
Article 7.4	Risk Management	31 December 2023
Article 7.5	Post-clearance Audit	31 December 2023
Article 7.6	Establishment and Publication of Average Release Times	31 December 2021
Article 7.7	Trade Facilitation Measures for Authorized Operators	31 December 2021
Article 7.8	Expedited Shipments	31 December 2020
Article 7.9	Perishable Goods	31 December 2020
Article 8.1	Border Agency Cooperation	31 December 2023
Article 8.2		31 December 2022
Article 10.1	Formalities and Documentation Requirements	31 December 2022
Article 10.2	Acceptance of Copies	31 December 2022
Article 10.3	Use of International Standards	31 December 2022
Article 10.4	Single Window	31 December 2022
Article 10.6	Use of Customs Brokers	31 December 2023
Article 10.7	Common Border Procedures and Uniform Documentation Requirements	31 December 2023
Article 10.9	Temporary Admission of Goods and Inward and Outward Processing	31 December 2021
Article 11.5-11.14	Freedom of Transit	31 December 2020
Article 11.16-11.17		31 December 2020
Article 12.2	Exchange of Information	31 December 2023
Article 12.3	Verification	31 December 2023
Article 12.4	Request	31 December 2020
Article 12.5	Protection and Confidentiality	31 December 2020
Article 12.6	Provision of Information	31 December 2020
Article 12.7	Postponement or Refusal of a Request	31 December 2020
Article 12.12	Bilateral and Regional Agreements	31 December 2022

4. The Kyrgyz Republic is pleased to notify that Articles 2.1 (Opportunity to Comment and Information Before Entry into Force), 2.2 (Consultations), 5.1 (Notification for Enhanced Controls or Inspections) and 6.2 (Specific Disciplines on Fees and Charges for Customs Processing Imposed on or in Connection with Importation and Exportation) are now being designated under category A.

For ease of reference, the Kyrgyz Republic's full list of category commitments are summarized in the table as attached herewith.

Provision	Heading/Description	Category	Indicative date for implementation (for categories B and C)	Definitive date for implementation (for categories B and C)	Assistance and Support for Capacity Building Required for Implementation (for category C)
Article 1 Publication and Availability of Information					
Article 1.1	Publication	B	31 December 2020	31 December 2020	-
Article 1.2	Information Available through Internet	C	31 December 2022	31 December 2022	<ul style="list-style-type: none"> Develop standards and requirements for information to be published Develop a web portal on trade
Article 1.3	Enquiry Points	C	31 December 2020	31 December 2020	<ul style="list-style-type: none"> Technical assistance and ICT support Develop regulations and standardized procedures
Article 1.4	Notification	A	-	-	-
Article 2 Opportunity to Comment, Information before Entry into Force and Consultations					
Article 2.1	Opportunity to Comment and Information Before Entry into Force	A	-	-	-
Article 2.2	Consultations	A	-	-	-
Article 3 Advance Rulings					
		C	31 December 2021	31 December 2021	<ul style="list-style-type: none"> Revise existing legislation, including in the context of the Customs Code of the Eurasian Economic Union Conduct awareness campaigns Train personnel
Article 4 Procedures for Appeal or Review					
		A	-	-	-
Article 5 Other Measures to Enhance Impartiality, Non-Discrimination and Transparency					
Article 5.1	Notification for Enhanced Controls or Inspections	A	-	-	-
Article 5.2	Detention	A	-	-	-
Article 5.3	Test Procedures	C	31 December 2023	31 December 2023	<ul style="list-style-type: none"> Review existing legislation Study from best practices Conduct a feasibility study for creation of customs laboratory
Article 6 Disciplines on Fees and Charges Imposed on or in Connection with Importation and Exportation and Penalties					
Article 6.1	General Disciplines on Fees and Charges Imposed on or in Connection with Importation and Exportation	C	31 December 2020	31 December 2020	<ul style="list-style-type: none"> Review existing legislation
Article 6.2	Specific Disciplines on Fees and Charges for Customs Processing Imposed on or in Connection with Importation and Exportation	A	-	-	-
Article 6.3	Penalty Disciplines	A	-	-	-

Provision	Heading/Description	Category	Indicative date for implementation (for categories B and C)	Definitive date for implementation (for categories B and C)	Assistance and Support for Capacity Building Required for Implementation (for category C)
Article 7 Release and Clearance of Goods					
Article 7.1	Pre-arrival Processing	C	31 December 2020	31 December 2020	<ul style="list-style-type: none"> Conduct legal and institutional analysis of pre-arrival information and prior declaration Implement technical module/interface on procedures of pre-arrival information and prior declaration Train personnel Conduct awareness campaigns
Article 7.2	Electronic Payment	B	31 December 2020	31 December 2020	-
Article 7.3	Separation of Release from Final Determination of Customs Duties, Taxes, Fees and Charges	C	31 December 2020	31 December 2020	<ul style="list-style-type: none"> Analysis of international practice Develop regulatory framework, including a methodology for risk management profiles
Article 7.4	Risk Management	C	31 December 2023	31 December 2023	<ul style="list-style-type: none"> Develop a concept and action plan on strategy of risks Optimize and automate business processes for application of risk management system (RMS) Capacity building of IT personnel Analyse institutional framework of risk management system in customs authority Develop terms of reference to modernize RMS module Develop and implement RMS in authorized bodies for veterinary, phytosanitary and sanitary safety Develop and implement interdepartmental system of risk management
Article 7.5	Post-clearance Audit	C	31 December 2023	31 December 2023	<ul style="list-style-type: none"> Optimize and automate business processes Analyse and improve administrative procedures Develop a software product/module Train personnel
Article 7.6	Establishment and Publication of Average Release Times	C	31 December 2021	31 December 2021	<ul style="list-style-type: none"> Train personnel Conduct time release study at selected border checkpoints and publish it on websites of government agencies

Provision	Heading/Description	Category	Indicative date for implementation (for categories B and C)	Definitive date for implementation (for categories B and C)	Assistance and Support for Capacity Building Required for Implementation (for category C)
Article 7.7	Trade Facilitation Measures for Authorized Operators	C	31 December 2021	31 December 2021	<ul style="list-style-type: none"> Train personnel Adopt international standards ISO 17712:2013 Freight containers - Mechanical seals Conduct awareness campaigns
Article 7.8	Expedited Shipments	C	31 December 2020	31 December 2020	<ul style="list-style-type: none"> Simplify and automate the Express transportation procedure, including improving risk analysis and assessment To conduct a pilot project on the basis of the Customs IS -harmonize the legal framework with improved business processes in the framework of the pilot project Conduct trainings and seminars for Express carriers on new approaches to the procedure
Article 7.9	Perishable Goods	B	31 December 2020	31 December 2020	-
Article 8 Border Agency Cooperation					
Article 8.1		C	31 December 2023	31 December 2023	<ul style="list-style-type: none"> Review existing legislation Analysis and optimize business processes Train personnel
Article 8.2		C	31 December 2022	31 December 2022	<ul style="list-style-type: none"> Analyse current situation Develop recommendations on improvement of regional and international cooperation
Article 9 Movement of Goods Intended for Import under Customs Control					
		A	-	-	-
Article 10 Formalities Connected with Importation, Exportation and Transit					
Article 10.1	Formalities and Documentation Requirements	C	31 December 2022	31 December 2022	<ul style="list-style-type: none"> Analysis of current requirements Review and optimize operations and requirements Harmonize data Conduct awareness campaigns Train personnel
Article 10.2	Acceptance of Copies	C	31 December 2022	31 December 2022	<ul style="list-style-type: none"> Review existing legislation, including the adoption of law on electronic commerce Implement electronic commercial documents Integrate system of government agencies with a system of

Provision	Heading/Description	Category	Indicative date for implementation (for categories B and C)	Definitive date for implementation (for categories B and C)	Assistance and Support for Capacity Building Required for Implementation (for category C)
					interdepartmental electronic interaction (electronic government)
Article 10.3	Use of International Standards	C	31 December 2022	31 December 2022	<ul style="list-style-type: none"> Assistance with developing a list of standards to be used Analysis of application practices of international standards Train personnel Conduct awareness campaigns
Article 10.4	Single Window	C	31 December 2022	31 December 2022	<ul style="list-style-type: none"> Implement electronic payments through a single window Develop a monitoring mechanism
Article 10.5	Pre-shipment Inspection	A	-	-	-
Article 10.6	Use of Customs Brokers	B	31 December 2023	31 December 2023	-
Article 10.7	Common Border Procedures and Uniform Documentation Requirements	C	31 December 2023	31 December 2023	-
Article 10.8	Rejected Goods	B	31 December 2020	31 December 2020	-
Article 10.9	Temporary Admission of Goods and Inward and Outward Processing	C	31 December 2021	31 December 2021	<ul style="list-style-type: none"> Analysis of existing legislation and activity of free economic zones Study international practice of free economic zones
Article 11 Freedom of Transit					
Article 11.1-11.4		A	-	-	-
Article 11.5-11.14		C	31 December 2020	31 December 2020	<ul style="list-style-type: none"> Analysis of transit procedures with possible amendment of existing legislation Analysis of international laws and practice on guarantee Develop and implement procedures for acceptance of guarantees in electronic format Develop and implement a mechanism of insurance and guarantee
Article 11.15		B	31 December 2020	31 December 2020	-
Article 11.16-11.17		C	31 December 2020	31 December 2020	<ul style="list-style-type: none"> To develop an informative and service product on Transit issues on the website of the GTS of the KR
Article 12 Customs Cooperation					
Article 12.1	Measures Promoting Compliance and Cooperation	B	31 December 2020	31 December 2020	-

Provision	Heading/Description	Category	Indicative date for implementation (for categories B and C)	Definitive date for implementation (for categories B and C)	Assistance and Support for Capacity Building Required for Implementation (for category C)
Article 12.2	Exchange of Information	C	31 December 2020	31 December 2023	<ul style="list-style-type: none"> Study international experience on exchange of information between customs agencies Review existing legislation and if required, introduce changes into the legal framework Examine the possibility of customs information system to verify declarations Monitor the practice of protection and confidentiality, provision of information and postponement or refusal of a request
Article 12.3	Verification	C	31 December 2023	31 December 2023	
Article 12.4	Request	C	31 December 2020	31 December 2020	
Article 12.5	Protection and Confidentiality	C	31 December 2020	31 December 2020	
Article 12.6	Provision of Information	C	31 December 2020	31 December 2020	
Article 12.7	Postponement or Refusal of a Request	C	31 December 2020	31 December 2020	
Article 12.8	Reciprocity	B	31 December 2020	31 December 2020	
Article 12.9	Administrative Burden	B	31 December 2020	31 December 2020	-
Article 12.10	Limitations	B	31 December 2020	31 December 2020	-
Article 12.11	Unauthorized Use or Disclosure	C	31 December 2022	31 December 2022 (new date requested)	<ul style="list-style-type: none"> To support in the implementation of regional activities including participation in regional events Determination of the agenda Trainings and other activities in strengthening the potential of exporters and importers at national and regional levels.
Article 12.12	Bilateral and Regional Agreements	C	31 December 2020	31 December 2022	<ul style="list-style-type: none"> Study the issues related to conclusion of bilateral or regional agreements