

2004 Current Fiscal Year Report: Industry Functional Advisory Committee on Standards for Trade Policy Matters

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1. Department or Agency		2. Fiscal Year	
Department of Commerce		2004	
3. Committee or Subcommittee		3b. GSA Committee No.	
Industry Functional Advisory Committee on Standards for Trade Policy Matters		334	
4. Is this New Fiscal Year?	5. Current Charter	6. Expected Renewal Date	7. Expected Term Date
No	03/17/2004		06/16/2004
8a. Was Terminated During Fiscal Year?	8b. Specific Termination Authority		8c. Actual Term Date
Yes			06/16/2004
9. Agency Recommendation for Next Fiscal Year	10a. Legislation Req to Terminate?		10b. Legislation Pending?
Terminate	No		
11. Establishment Authority Statutory (Congress Created)			
12. Specific Establishment Authority	13. Effective Date	14. Committee Type	14c. Presidential?
19 U.S.C. 2155	01/03/1975	Continuing	No
15. Description of Committee National Policy Issue Advisory Board			
16a. Total Number of Reports 4			
16b. Report Date	Report Title		
03/09/2004	IFAC 2 Report on the Australia FTA		
03/09/2004	Report of IFAC 2 on the Central American FTA (CAFTA)		
04/05/2004	IFAC 2 Report on Integration of the Dominican Republic into CAFTA		

04/05/2004 Report of IFAC 2 on the Morocco
FTA

Number of Committee Reports Listed: 4

17a. 0 **17b. Closed** 4 **17c. Partially Closed** 0 **Other Activities** 0 **17d. Total** 4
Open

Meetings and Dates

Purpose	Start	End
The Meeting of IFAC 2 focused on Committee positions on several standards trade policy issues.	10/29/2003	10/29/2003
The Meeting of IFAC 2 focused on Committee positions concerning several standards trade policy issues.	02/05/2004	02/05/2004
Closed teleconference to deliberate on and approve the Committee reports on the Australia FTA and the Central American FTA (CAFTA).	03/09/2004	03/09/2004
Closed teleconference to deliberate on and approve the Committee report on the Morocco FTA and the Integration of the Dominican Republic into the CAFTA.	04/02/2004	04/02/2004

Number of Committee Meetings Listed: 4

	Current FY	Next FY
18a(1). Personnel Pmts to Non-Federal Members	\$0.00	\$0.00
18a(2). Personnel Pmts to Federal Members	\$0.00	\$0.00
18a(3). Personnel Pmts to Federal Staff	\$3,032.00	\$0.00
18a(4). Personnel Pmts to Non-Member Consultants	\$0.00	\$0.00
18b(1). Travel and Per Diem to Non-Federal Members	\$0.00	\$0.00
18b(2). Travel and Per Diem to Federal Members	\$0.00	\$0.00
18b(3). Travel and Per Diem to Federal Staff	\$0.00	\$0.00
18b(4). Travel and Per Diem to Non-member Consultants	\$0.00	\$0.00
18c. Other(rents,user charges, graphics, printing, mail, etc.)	\$0.00	\$0.00
18d. Total	\$3,032.00	\$0.00

19. Federal Staff Support Years

0.05 0.05

(FTE)**20a. How does the Committee accomplish its purpose?**

The Industry Functional Advisory Committee on Standards (IFAC 2) continued its active role in advising the U.S. Government on the negotiation and implementation of trade agreements. The IFAC continued to provide advice and analysis for U.S. negotiators on standards activities and emerging technical barriers to trade associated with: the WTO Committee on Technical Barriers to Trade (TBT) implementation and the Third Triennial Review of the TBT Agreement; WTO Accessions of Saudi Arabia and Russia; WTO Cancun Ministerial; the NAFTA Committee on Standards-Related Measures; the Free Trade of the Americas Agreement (FTAA); the Chile Free Trade Agreement; the Singapore Free Trade Agreement; the negotiations of free trade agreements for Australia, Central America, Morocco, and the South African Customs Union; the APEC Subcommittee on Standards and Conformance; the U.S.-EU Mutual Recognition Agreements; US-EU bilateral relationship; General Agreement on Trade in Services; and the Department of Commerce Standards Initiative. The Committee continued to discuss objectives and strategy with U.S. Government officials regarding the work program of the TBT Committee, including a U.S. submissions for the Third Triennial Review of the Agreement. The IFAC also offered its advice on the use of the precautionary principle in regulatory decision making.

20b. How does the Committee balance its membership?

IFAC 2 is reasonably well balanced between members who represent a broad spectrum of standards developers and industry representatives familiar with the standards. The diverse membership contributes its vast experience to the many technical aspects of standards and related standards issues, conformity assessment procedures and accreditation bodies. The broad range of experiences provides balanced input on how to best address trade policy issues.

20c. How frequent and relevant are the Committee Meetings?

The Committee meets approximately four times a year. However, the actual number of meetings is dictated by Government's need for private sector advice. The U.S. Government will be engaged in multilateral and bilateral trade policy initiatives including Asia-Pacific Economic Cooperation, bilateral trade relations with the EU, Organization for Economic Cooperation and Development issues, Japan, World Trade Organization implementation and accession by Russia, Saudi Arabia, and other countries, the General Agreement on Trade in Services, the Free Trade Area of the Americas and the free trade agreements being negotiated with Australia, Central America, Morocco and the South African Customs Union. The advice the Government receives from the private sector through the advisory committees is an ongoing process and will continue to be an intrinsic part of developing U.S. positions for all policy negotiations.

20d. Why can't the advice or information this committee provides be obtained elsewhere?

The committee structure ensures a unique source of information to the Government. All members have security clearances and through a continuing

dialogue with Government officials are made aware of Government trade policy at a level not otherwise available to the private sector. Because this Committee remains current in the broad spectrum of trade policy and is active in different parts of the standards industry, rather than a single facet--as would be the case in the absence of a committee structure--the private sector input from the committee is timely and more pertinent to the advices sought by the U.S. Government. The advisory committee program, legislatively mandated, is the only formal consultative link between the U.S. Government and U.S. industry and has the responsibility to address all issues concerning trade.

20e. Why is it necessary to close and/or partially closed committee meetings?

The Industry Consultations Program was established by the Trade Act of 1974 and in accordance with the Federal Advisory Committee Act (FACA). Subsection 135(f) of the Trade Act provides that the ISACs shall be exempt from the provisions of the FACA relating to open meetings, public notice, public participation, and public availability of documents when it is determined that the proceedings would, if disclosed, seriously compromise the Government's negotiating objectives or bargaining positions regarding trade policy matters. ISAC meetings routinely offer these kinds of discussions. The USTR issues a Notice of Determination when it determines that it is necessary to exempt a meeting from FACA requirements and allow for closure.

21. Remarks

Designated Federal Officer

Kevin Ellis DFO

Committee Members	Start	End	Occupation	Member Designation
Bhatia, S.	03/17/2002	06/16/2004	International Underwriters Laboratories	Special Government Employee (SGE) Member
Butcher, Steven	09/30/2002	06/16/2004	Rubber Manufacturer Association	Special Government Employee (SGE) Member
Daniels, Robert	03/17/2002	06/16/2004	Tile Council of Americas, Inc.	Special Government Employee (SGE) Member
Drollinger, Darrin	03/17/2002	06/16/2004	Association of Equipment Manufacturers	Special Government Employee (SGE) Member
Glowinski, Robert	03/17/2002	06/16/2004	American Forest & Paper Association	Special Government Employee (SGE) Member
Gorman, Judith	03/17/2002	06/16/2004	The Institute of Electrical and Electronics Engineers Inc.	Special Government Employee (SGE) Member
Hurwitz, Mark	03/17/2002	06/16/2004	American National Standards Institute	Special Government Employee (SGE) Member
Ling, June	03/17/2002	06/16/2004	ASME International	Special Government Employee (SGE) Member
Miller, David	05/15/2003	06/16/2004	American Petroleum Institute	Special Government Employee (SGE) Member
Noth, Robert	08/14/2003	06/16/2004	Manager, Engineering Standards	Special Government Employee (SGE) Member

Phillips, Herbert	03/17/2002	06/16/2004	Air Conditioning and Refrigeration Institute	Special Government Employee (SGE) Member
Primosch, William	05/14/2003	06/16/2004	Director, International Business Policy, National Association of Manufacturers	Special Government Employee (SGE) Member
Ramani, Chuck	01/23/2003	06/16/2004	President, International Accreditation Service, Inc.	Special Government Employee (SGE) Member
Reimer, Ronald	03/17/2002	06/16/2004	Rockwell Automation	Special Government Employee (SGE) Member
Thomas, James	03/17/2002	06/16/2004	ASTM	Special Government Employee (SGE) Member
Unger, Peter	03/17/2002	06/16/2004	American Association for Lab Accreditation	Special Government Employee (SGE) Member
Walsh Cassedy, Joan	03/17/2002	06/16/2004	American Council of Independent Laboratories	Special Government Employee (SGE) Member

Number of Committee Members Listed: 17

Narrative Description

The Committee advises the Secretary and the USTR concerning the trade matters referred to in Sections 101, 102, and 124 of the Trade Act of 1974, as amended; with respect to the operation of any trade agreement once entered into; and with respect to other matters arising in connection with the development, implementation, and administration of the trade policy of the United States including those matters referred to in Reorganization Plan Number 3 of 1979 and Executive Order 12188, and the priorities for actions thereunder. In particular, the Committee provides detailed policy and technical advice, information, and recommendations to the Secretary and the USTR regarding trade barriers and

implementation of trade agreements negotiated under Sections 101 or 102 of the Trade Act of 1974, as amended, and Sections 1102 and 1103 of the 1988 Trade Act, which affect the products of its sector; and performs such other advisory functions relevant to U.S. trade policy as may be requested by the Secretary and the USTR or their designees.

What are the most significant program outcomes associated with this committee?

Checked if
Applies

- | | |
|---|-------------------------------------|
| Improvements to health or safety | <input type="checkbox"/> |
| Trust in government | <input checked="" type="checkbox"/> |
| Major policy changes | <input checked="" type="checkbox"/> |
| Advance in scientific research | <input type="checkbox"/> |
| Effective grant making | <input type="checkbox"/> |
| Improved service delivery | <input type="checkbox"/> |
| Increased customer satisfaction | <input type="checkbox"/> |
| Implementation of laws or regulatory requirements | <input type="checkbox"/> |
| Other | <input type="checkbox"/> |

Outcome Comments

Effective in formulating the trade policy objectives of the United States.

What are the cost savings associated with this committee?

Checked if Applies

- | | |
|----------------------------|-------------------------------------|
| None | <input checked="" type="checkbox"/> |
| Unable to Determine | <input type="checkbox"/> |
| Under \$100,000 | <input type="checkbox"/> |
| \$100,000 - \$500,000 | <input type="checkbox"/> |
| \$500,001 - \$1,000,000 | <input type="checkbox"/> |
| \$1,000,001 - \$5,000,000 | <input type="checkbox"/> |
| \$5,000,001 - \$10,000,000 | <input type="checkbox"/> |
| Over \$10,000,000 | <input type="checkbox"/> |
| Cost Savings Other | <input type="checkbox"/> |

Cost Savings Comments

NA

What is the approximate Number of recommendations produced by this committee for the life of the committee?

0

Number of Recommendations Comments

No measurable calculation. The IFAC 2 presented thier respective members views on priority issues on multilateral, bilateral, and regional trade negotiations. Their advice and recommendations are mostly rendered orally during meetings while U.S. Government officials are present. During this fiscal year, the IFAC 2 members presented advice and recommendations on priority issues on the various free trade agreements.

What is the approximate Percentage of these recommendations that have been or will be Fully implemented by the agency?

0%

% of Recommendations Fully Implemented Comments

No measurable calculation as section 135 of the Trade Act of 1974, as amended, does not bind the USTR and the Secretary of Commerce to the advice submitted by the Committee.

What is the approximate Percentage of these recommendations that have been or will be Partially implemented by the agency?

0%

% of Recommendations Partially Implemented Comments

No measurable calculation as section 135 of the Trade Act of 1974, as amended, does not bind the USTR and the Secretary of Commerce to the advice submitted by the Committee.

Does the agency provide the committee with feedback regarding actions taken to implement recommendations or advice offered?

Yes ☒ No ☐ Not Applicable ☐

Agency Feedback Comments

Feedback is primarily rendered orally during meetings while U.S. Government officals and trade negotiators are present. Formal written advice addressed to the Secretary of Commerce (and/or jointly to the USTR), or their designees, is reviewed by the Secretary's

policy staff and tasked to appropriate ITA units to prepare a draft response. Commerce's internal procedures require that all responses for Secretarial signature (and/or joint signature with the USTR) go through a concurrence process which ensures that the appropriate level Commerce officials are seeing the advice and have a chance for comment. All formal responses must be cleared by the Under Secretary of Commerce for International Trade prior to Secretary's signature, which ensures that their committee's advice is weighed and considered.

What other actions has the agency taken as a result of the committee's advice or recommendation?

Checked if Applies

Reorganized Priorities	<input checked="" type="checkbox"/>
Reallocated resources	<input checked="" type="checkbox"/>
Issued new regulation	<input checked="" type="checkbox"/>
Proposed legislation	<input type="checkbox"/>
Approved grants or other payments	<input type="checkbox"/>
Other	<input checked="" type="checkbox"/>

Action Comments

Issued changes to text of trade agreements.

Is the Committee engaged in the review of applications for grants?

No

Grant Review Comments

NA

How is access provided to the information for the Committee's documentation?

Checked if Applies

Contact DFO	<input type="checkbox"/>
Online Agency Web Site	<input type="checkbox"/>
Online Committee Web Site	<input type="checkbox"/>
Online GSA FACA Web Site	<input type="checkbox"/>
Publications	<input type="checkbox"/>
Other	<input type="checkbox"/>

Access Comments

NA

