

# Perspectives on Bilateral Trade Between the USA and Brazil Under President Lula's New Government

**Organized by:** 

Brazil - California Chamber of Commerce

DATE:

November 19, 2003.

Durval de Noronha Goyos Jr.

Noronha-Advogados

São Paulo, Rio de Janeiro, Brasília, Curitiba, Porto Alegre Londres, Lisboa, Miami, Los Angeles, Buenos Aires, Shanghai



#### **Brazil's Macroeconomic Indicators**

• Foreign Trade Volume: USD 75,888 million from Jan-August 2003

Growth compared to the same period in 2002: 10.48 %

Exports: USD 45,510 million from Jan-August 2003

USD 30,378 million from Jan-August 2003

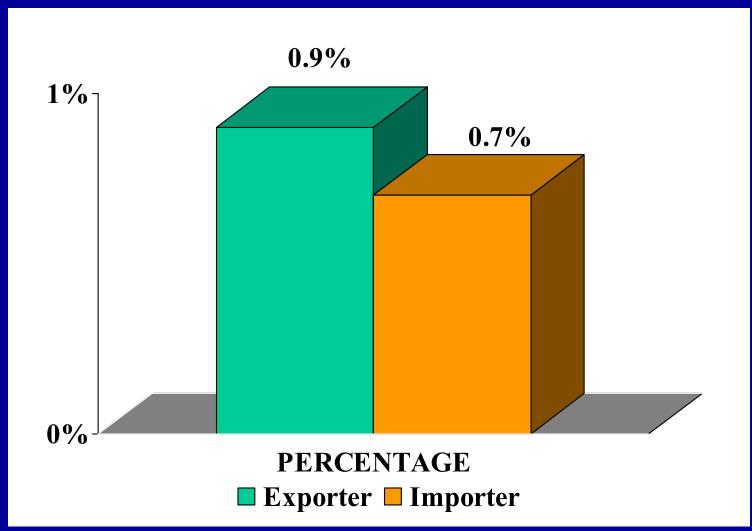
• GDP: R\$ 711 billion (approximately USD 246 billion) in

the first semester of 2003

Source: Ministry of Development, Industry and Foreign Trade of Brazil (MDIC) /Brazilian Institute of Geography and Statistic

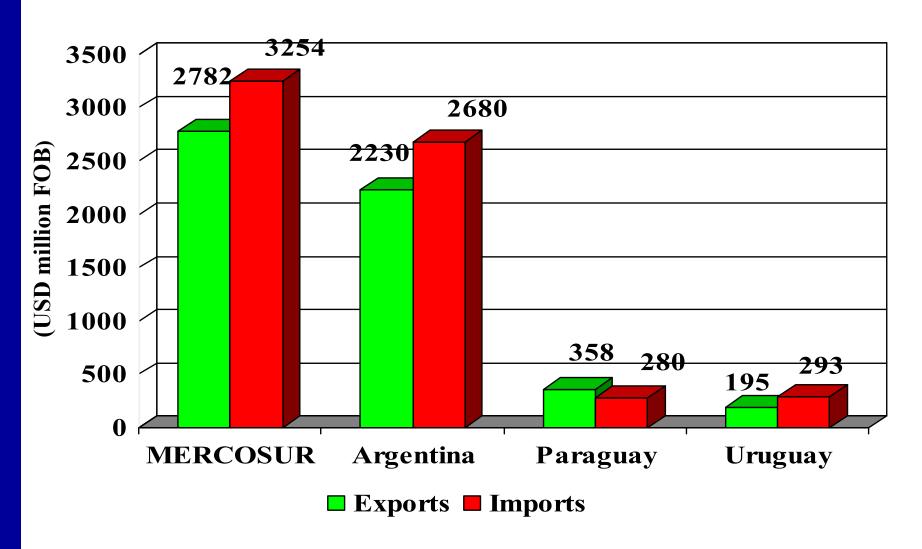


#### Brazil's Share of World Trade - 2002





### Brazilian Trade with MERCOSUR January/July - 2003





### **Prospective Free Trade Agreement**

• <u>MERCOSUR - Andean</u>: Free Trade Agreement, under consideration

Negotiations deadline set on December 31, 2003

• <u>MERCOSUR - EU</u>: Free Trade Agreement, under negotiation

Negotiations began in March 2000

• <u>MERCOSUR - EFTA:</u> Free Trade Agreement, under consideration

Declaration on Co-operation signed on December 12, 2000



#### **Brazil - USA Bilateral Trade**

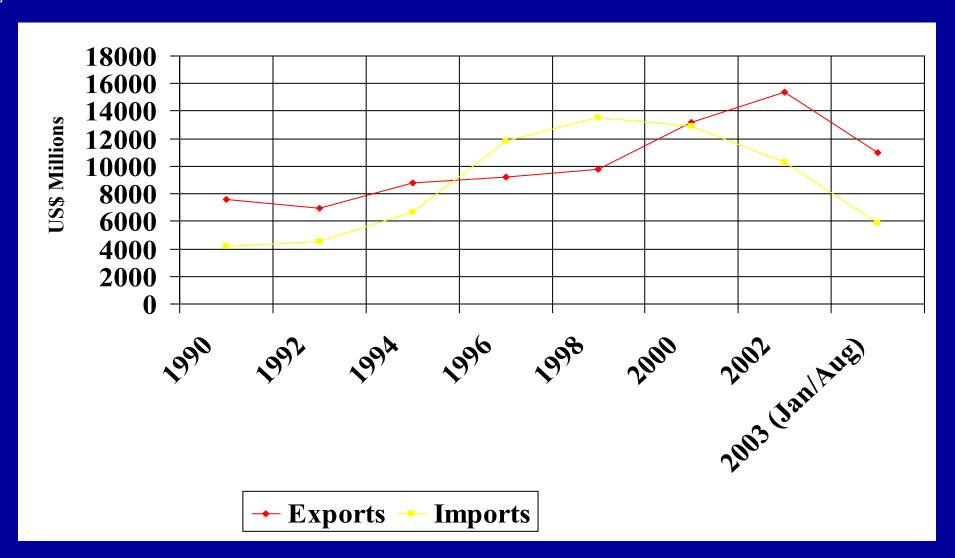
#### **Brazil - USA Trade Volume**

Presently the USA is Brazil's leading trade partner.

- •From 1981 to 1994 surplus
- •From 1995 to 2001 deficit
- •In 2003 (from January to August) exports have increased 11.81%, totaling US\$ 10.96 billion, and the imports have decreased 16.84%, totaling US\$ 5.9 billion.
- •In 2003, there is a surplus in the amount of US\$ 5.07 billion in favour of Brazil.



### Evolution of Brazil - USA Bilateral Trade



**Source: MDIC** 



### Main Buyer Market JAN/JUL-2003 US\$ MILLION

VALUE VAR.% SHARE%

• 1 - UNITED STATES 9,683 14.3 24.8

• 2 - CHINA 2,537 152.4 6.5

• 3 - ARGENTINE 2,230 86.5 5.7

• 4 - THE NETHERLANDS 2,213 42.2 5.7

• 5 - GERMANY 1,738 34.2 4.5

• 6 - MEXICO 1,464 17.8 3.7

• 7 - JAPAN 1,276 9.5 3.3

**Source: MDIC** 



### MFN bound tariffs for all products - Brazil and USA

	Brazil	USA	
• Binding coverage (per cent):	100	100	
•Simple average:	31.4	3.6	
•Coefficient of variation:	0.2	2.9	
•Maximum ad valorem:	85.0	350.0	
•Last year of implementation:	2004	2004	
•Duty free (per cent):	0.6	37.2	
•International peaks (per cent):	97.0	2.1	
•National peaks (per cent):	0.0	7.1	

### NORONIVIEFN bound tariffs for Agricultural products Brazil and USA

Brazil	USA
100	100
35.5	6.9
0.3	4.4
55.0	350.0
2004	2003
2.2	28.7
96.2	4.0
0.0	1.9
	100 35.5 0.3 55.0 2004 2.2 96.2



### MFN bound tariffs for Non-Agricultural products - Brazil and USA

	Brazil	USA
• Binding coverage (per cent):	100	100
•Simple average:	30.8	3.2
•Coefficient of variation:	0.2	1.3
•Maximum ad valorem:	85.0	48.0
•Last year of implementation:	2004	2009
•Duty free (per cent):	0.3	38.5
•International peaks (per cent):	97.2	1.8
•National peaks (per cent):	0.0	8.2



### MFN applied tariffs for all products - Brazil and USA

	Brazil (2001)	USA (2001)
•Total number of tariff lines:	9404	10187
•Simple average:	14.6	3.9
•Coefficient of variation:	0.4	1.4
•Maximum:	55.0	350.0
•Duty free (per cent):	2.4	69.3
•International peaks (per cent):	47.1	4.5
•National peaks (per cent):	0.0	7.9



### PAN applied tariffs for Agricultural products Brazil and USA

	Brazil (2001)	USA (2001)
•Total number of tariff lines:	946	1740
•Simple average:	12.5	4.7
•Coefficient of variation:	0.4	2.0
•Maximum:	55.0	350.0
•Duty free (per cent):	3.0	28.5
•International peaks (per cent):	27.5	7.2
•National peaks (per cent):	0.1	8.1



### MFN applied tariffs for Non Agricultural products - Brazil and USA

	Brazil (2001)	USA (2001)
•Total number of tariff lines:	8458	8447
•Simple average:	14.9	3.8
•Coefficient of variation:	0.4	1.2
•Maximum:	35.0	109.7
•Duty free (per cent):	2.3	31.1
•International peaks (per cent):	50.0	4.1
•National peaks (per cent):	0.0	7.9



### **USA's Barrier to the Brazilian Products**

- Approximately 60% of Brazilian exports to the USA suffers from tariff barriers and non-tariff barriers in the American market.
- Among the restrictive measures adopted by the American government that will affect Brazilian exports in 2003 are the "Farm Bill", "Trade Promotion Authority TPA" and the recently approved "Bioterrorism Act."
- In the industrial sector, the protection of inefficient sectors relied on the adoption of commercial defence mechanisms, such as safeguard measure in the steel sector.

Source: Brazilian Embassy in the USA



### Tariff Barriers in the USA

- Tariff peaks remain for many Brazilian export products, such as:
- SUGAR US\$ 338.70 per ton extra quota
- TOBACCO 350% extra quota
- ETHANOL 2.5% plus US\$ 0.52 per gallon
- ORANGE JUICE US\$ 0.785 per litter
- TEXTILE 38% ad valorem plus US\$ 0.485 pr kilo

While the average tariff applied by the USA on Brazil's 20 main export products reaches 39.1%, the average tariff applied by Brazil on the USA's 20 main export products represents only 12.9%.

## Nordal Barrier to Brazilian products in the USA

#### **SUGAR**

- Preferential loans
- Maintenance of high internal prices
- The quota for gross sugar was fixed at the minimum limit agreed in the Uruguay Round.
- Imports above the quota are subject to a higher tariff. (prohibited tariff)
  - Tariff quotas
    - Subsidies



#### **SOYA BEANS**

- Production subsidy; pre-harvest preferential loan; complement to the price obtained by the producer
- "Emergency" payments due to low prices of the international market
  - Guarantee of minimum price
  - Agriculture Law of 2002 extended the subsidies
  - Soya bean oil a extremely high rate making imports to the US practically impossible
    - Exemption to third countries

Nordal Barrier to Brazilian products in the 19/27

USA

### **POULTRY**

- Phytosanitary Barrier certificate assuring that Brazil is free of the Newcastle disease
  - Subsidies

Nordal Barrier to Brazilian products in the USA

### **ORANGE JUICE**

- Specific tariffs of US\$ 0.0785/L (equivalent ad valorem: 56%)
  - Antidumping
  - Equalisation duty in Florida

Nordal Barrier to Brazilian products in the USA

### STEEL

- Brazil is one of the most affected countries of the commercial defence measures applied by the US.
  - Over rates vary from 6% to 142%
    - Antidumping measures
    - Countervailing measures
  - Comprehensive Safeguard measures

# Nording Barrier to Brazilian products in the USA

#### **OTHER PRODUCTS**

- · Cotton, Corn, Fruits and juice
- Shrimps
- · Beef, Pork
- Tropical wood
- Tobacco
- Shoes
- Textiles

- Iron construction castings;
- Carbon steel butt-weld pipe fittings;
  - Brass sheet & strips;
- Frozen concentrated orange juice;
  - Indutrial nitrocellulose;
    - Silicon metal;
- Circular welded nonalloy steel pipe;
  - Carbon steel plate;
  - Stainless steel wire rods;
    - Silicomanganese;
    - Stainless steel bars;
      - Seamless pipe;
- Hot-rolled carbon steel flat products;
  - Carbon steel wire rods



in Dec/2002

- Heavy iron construction castings;
  - Brass sheet & strips;
    - Carbon steel plate;
  - Carbon steel wire rods

Source: MIDC Brazil/ United States International Trade Commission