ENABLING THE BUSINESS OF AGRICULTURE 2016

COMPARING REGULATORY GOOD PRACTICES



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FOREWORD

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Juergen Voegele

Senior Director Agriculture Global Practice World Bank Group The challenge of feeding a world population of 9 billion people by 2050 can be met only through vibrant, productive, profitable and sustainable food and agriculture sectors, particularly in developing countries, where the bulk of food is grown and consumed. Similarly, well-functioning agricultural markets and agribusinesses that are inclusive and efficient—and that optimize the sustainable production and distribution of food—are essential for a food–secure future for all.

The numbers relating to the agriculture and food sectors are stark and the challenges multifaceted. Currently, more than 800 million people go to bed hungry every day. Food demand is projected to rise globally by at least 20% over the next 15 years, with the largest increases in Sub-Saharan Africa, South Asia and East Asia. At the same time, agriculture is both a contributor to climate change, accounting for 25% of greenhouse gas emissions, and is adversely affected by it. Agricultural value chains need to be dynamic, productive and efficient if the sector is both to thrive in the face of climate change and to be part of the solution.

The World Bank Group's *Enabling the Business of Agriculture (EBA)* project measures and monitors regulations that affect the functioning of agriculture and agribusiness. The ultimate aim is to promote smart regulations that ensure efficient processes that support thriving agribusinesses as well as safety and quality control.

Building on the findings of a pilot phase last year, the World Bank Group is pleased to present this first full edition of *Enabling the Business of Agriculture: Comparing Regulatory Good Practices*. It provides analysis and results from 40 countries, covering all world regions and all income groups.

Eighteen indicators, covering six topics, have been developed to address various aspects relating to production inputs and market enablers that facilitate farmers, firms and producers to sell their goods and services. The indicators measured in this year's report cover seed, fertilizer, machinery, finance, transport and markets. Four additional topics—land, water, livestock, and information and communication technology—are under development and will be included in next year's report. Two overarching themes—environmental sustainability and gender—have also been explored so that the indicators being developed encourage inclusive and sustainable practices.

Given the significant public interest in the *EBA* project, and as part of its commitment to openness and transparency, the *EBA* team continues to seek input from relevant stakeholders and experts to further strengthen the research methodology and analytics as well as expand country coverage. We invite you to provide comments on the *EBA* website at http://eba.worldbank.org/.

As the international development community accelerates efforts to achieve the new Sustainable Development Goals, particularly SDGs 1 and 2, which call for ending extreme poverty and hunger by 2030, sustainable development of the food sectors and agriculture must be at the front and center of the global community's response. This publication and its findings contribute to that overall effort.

Augusto Lopez-Claros

Juergen Voegele

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ABOUT ENABLING THE BUSINESS OF AGRICULTURE

Agriculture and the business created by it are major sources of income and employment for a large share of the world's people. Vital for food security and poverty reduction, the business of agriculture affects rural livelihoods everywhere.

Growing food demands call for greater attention to strategies to develop the business of agriculture. Indeed, meeting the rising food demand of a global population expected to reach 9 billion people by 2050 is a major challenge—even more so in the face of increasingly adverse natural conditions. The evolution of urban food demand in developing regions illustrates the need for agricultural value chains and institutional settings that are both more efficient and more effective.

An enabling environment for the business of agriculture is critical to respond to evolving market trends. It includes macroeconomic and sector-specific laws, policies, regulations, support services, information structures and labor force preparedness. It sets the stage for all business activities that have to do with producing goods on farms and transporting them to processors and consumers. Understanding this environment can help create policies that facilitate doing business in agriculture and increase the investment attractiveness and competitiveness of countries.²

Enabling the Business of Agriculture 2016 measures regulations that impact firms in the agribusiness value chain, providing data and analysis that allow policy makers to compare their country's laws and regulations with those of others.

Clear and accessible laws foster a business environment that benefits all market players—from farmers, including the more vulnerable such as female farmers and smallholders, to consumers and large investors. But when regulations are too complex, unpredictable or discriminatory, they raise costs and cut incentives to enter formal and competitive markets. A World Bank study in Ethiopia in 2012 showed that a weak regulatory system that fails to guarantee seed quality results in farmers paying higher prices for seed of suboptimal quality, with yields up to 50% lower than expected.3 In Mali agricultural cereal traders ranked regulatory uncertainty among the toughest barriers to market entry.4

What does *Enabling the Business of Agriculture 2016* measure?

Enabling the Business of Agriculture 2016 enables policymakers to identify and analyze legal barriers for the business of agriculture and to quantify transaction costs of dealing with government regulations. Ten topics have been developed to cover different aspects of production inputs and market enablers: seed, fertilizer, machinery, finance, markets, transport, information and communication technology (ICT), land, water and livestock. Two overarching themes—gender and environmental sustainability—have been investigated to ensure that the indicators being developed encourage inclusive and sustainable practices. Although women are 43% of the global agricultural workforce, they face many constraints that limit their participation in agricultural value chains. This report includes a review of issues that are restrictive for

women in the topics covered. Because of agriculture's dependence on natural resources, the environmental sustainability topic investigates plant genetic resources and water resources management. Both will be developed further next year.

The choice of indicators was guided by a review of academic literature and case studies and by consultations with key stakeholders, including civil society organizations, partner institutions, practitioners, public and private sector representatives, researchers and technical experts.

Regulations are the bedrock of a country's enabling environment. Well-designed laws and regulations—supported by strong institutions and efficient administrative procedures—are necessary for agriculture to prosper.

The Enabling the Business of Agriculture methodology targets smart regulation in each of the measured areas for inputs and enablers. Smart regulation -striking the right balance in ensuring proper enforcement of essential safety and quality control while avoiding excessive regulatory burdens for value chain players—is good for the business of agriculture. It can improve services and products and lower costs. EBA considers more than the sheer number of regulations and does not necessarily promote deregulation. In fact, several indicators, such as fertilizer quality control and domestic plant protection, promote more regulation since the laws and regulations need to set appropriate standards in these areas to ensure health and food safety.

Enabling the Business of Agriculture 2016 presents two types of indicators. De jure or "legal" indicators stem directly from reading the laws and regulations to measure their quality. De facto or "time and motion" indicators reflect the efficiency of a country's regulatory environment—such as the number of procedures and the time and cost to register fertilizer products, register seed for sale and export agricultural goods. All indicators were designed using specific rules that are applied equally across countries to ensure that the data are comparable.

A key development presented in this year's report is the scoring methodology for legal indicators on six topics: seed, fertilizer, machinery, finance, markets and transport. This methodology assigns scores to certain legal and regulatory dimensions and serves one of the main objectives of the *Enabling the Business of Agriculture* project: to

provide governments with defined good practices that can inform policy-making and trigger reforms based on the examples of other countries. The scoring groups various data points for all six topics around three cross-cutting categories:

- Operations indicators measure the requirements for local companies to enter the market and conduct agribusiness activities.
- Quality control indicators measure the regulations governing plant protection, the safety standards for users of agricultural machinery and the quality control associated with seeds and fertilizer products.
- Trade indicators measure trade restrictions on exporting agricultural products, importing fertilizer and tractors and transporting goods across borders.

Comparative results on countries' laws and regulations help identify weaknesses and highlight ways to overcome them. The scores were developed at the indicator, topic and cross-cutting category levels (table 1). The rules for scoring each question are described by topic in the *Topic Data Notes* (appendix B).

Time and motion indicators, although presented and analyzed in the report, are not assigned a particular score (table 2). The reason is that some processes are clearly necessary, as with the tests for evaluating and registering new seed varieties and the technical review by a variety release committee, while others may be redundant, as with additional ministerial approval after the technical review. Since the times for taking the tests depend both on regulations and country cropping seasons, it would be unfair to penalize countries for their geographical conditions. The individual good practices have been singled out and scored under

TABLE 1 Assigning scores to legal and regulatory dimensions helps governments define good practices

	OPERATIONS	QUALITY CONTROL	TRADE	
SEED	Seed registration (0–100) Seed development and certification (0–100)			SEED SCORE (0-100)
FERTILIZER	Fertilizer registration (0-100)	Fertilizer quality control Fertilizer import requirements (0-100) (0-100)		FERTILIZER SCORE (0-100)
MACHINERY	Tractor dealer requirements (0-100)	Tractor standards and safety (0-100)	Tractor import requirements (0-100)	MACHINERY SCORE (0-100)
FINANCE	Microfinance institutions (0-100) Credit unions (0-100) Agent banking (0-100) E-money (0-100) Warehouse receipts (0-100)			FINANCE SCORE (0-100)
MARKETS	Production and sales (0-100)	Plant protection (0-100)		MARKETS SCORE (0-100)
TRANSPORT	Truck licenses (0-100)		Cross-border transportation (0-100)	TRANSPORT SCORE (0-100)
	OPERATIONS SCORE (0-100)	QUALITY CONTROL SCORE (0-100)	TRADE SCORE (0-100)	

TABLE 2 Time and motion indicators reflect the efficiency of administrative processes related to a country's
regulatory system

	OPERATIONS	QUALITY CONTROL	TRADE		
SEED	Seed registration: Procedures, time and cost				
FERTILIZER	Fertilizer registration: Procedures, time and cost		Fertilizer imports: Cost of import permit and importer registration for importers of fertilizer		
MACHINERY			Tractor imports: Cost of import permit and importer registration for importers of tractors		
FINANCE					
MARKETS			Agricultural exports: Documents, time and cost (per shipment)		
TRANSPORT	Truck licenses: Time, cost and validity of company licenses, truck permits and vehicle inspections				

the legal indicators. They were grouped in the categories on operations and trade requirements. The methodology on time and motion indicators will be further developed next year.

Building on findings presented in the 2015 progress report covering 10 countries, *Enabling the Business of Agriculture 2016* covers 40 countries in seven regions (map 1).⁵ Different criteria have been used to select the countries, including ensuring adequate representation of all regions and different levels of agricultural development. Data collection will be further scaled up to 60 countries in 2016.

How are the data collected?

Enabling the Business of Agriculture indicators are based on primary data collection through standardized questionnaires completed by expert respondents in each target country. Once the data are collected and analyzed, several follow-up rounds address and clear up any discrepancies in the answers the respondents provide, including conference calls and written correspondence. The preliminary answers are then finalized and shared with governments for further validation.

The data in this report are current as of March 31, 2015, and do not reflect any changes to the laws or administrative procedures after that date. Figure 1 shows the steps in the process from data collection to public release.

Chosen from the private sector, the public sector and civil society, respondents include firms, academia, financial institutions, professional associations, farmer organizations and government ministries and agencies. These individuals and organizations know their countries' laws and regulations and how they affect people involved in agriculture. Involving various experts increases the accuracy of the data by balancing the possible biases of different stakeholders. So reaching out to both the private and public sectors helps compare the perspectives of all parties.

Enabling the Business of Agriculture data are collected in a standardized way to ensure comparability across countries and over time. Following the methodological foundations of Doing Business, questionnaires use a standard business case with assumptions about the legal form of the business, its size, its location and the nature of its operations for each topic applied for all countries (table

3). Assumptions guiding respondents through their completion of the survey questionnaires vary by topic (see *Topic Data Notes* in appendix B). In addition, in the interest of comparability, the values in the assumptions are not fixed values but proportional to the country's gross national income (GNI) per capita.

What does *Enabling the Business of Agriculture* not measure?

Many elements that shape a country's enabling environment are not captured by *Enabling the Business of Agriculture* indicators. Broader macro-level aspects pertaining to the political, social and economic spheres of a country, for example, shape the climate of its economy, but are not now an area that *EBA* covers.

Policies, institutions, infrastructure and support services—many shaping a country's capacity to implement and enforce its regulations—are also key determinants of the enabling environment that *Enabling the Business of Agriculture 2016* has not targeted. Other variables characterizing the market—such as prices, stock market trends, government expenditures and investments—are not directly comparable and require



MAP 1 Geographical coverage of Enabling the Business of Agriculture 2016

a methodology outside the scope of *EBA*'s current capacity. While *EBA* is interested in expanding into these areas, they are not covered by this report's indicators.

Much activity in rural areas, from employment to the production and sale of goods, happens through informal channels. The complexity of regulations and the time and cost they impose, could be reasons for this, as could the quality of institutions, extension services and physical infrastructure. The current focus of indicators presented in this report is on measuring official laws and regulations and not these other areas.

Benchmarking has its benefits and limitations. Quantitative data and benchmarks can be effective in stimulating debate about policy, enhancing the ability of policymakers to assess progress over time and making meaningful international comparisons. But using assumptions to ensure global coverage and comparability across countries can generalize and exclude some context-specific information. To address some of these limitations, understand what regulatory reforms are most effective and see how these issues are shaped by the context, data must be consistently collected over a number of years to combine global benchmarks with context-specific information.

What is in this year's report?

This year's report presents the main results of the team's effort over the last 12 months to collect and analyze new data and to develop indicators that can help governments make informed decisions about the enabling environment for agribusiness activity in their countries.

Feedback is welcome on the data, methodology and overall project design to make future *Enabling the Business of Agriculture* reports even more useful. Feedback can be provided on the project website: http://eba.worldbank.org.

FIGURE 1 Data collection, verification and analysis

Step 1	Questionnaires emailed to local respondents in the measured countries
Step 2	Data collected by email, telephone, or personal interviews
Step 3	Data consolidated and analyzed
Step 4	Selected data verified through desk reviews of available resources, including country laws reviewed by legal experts
Step 5	Multiple rounds of follow-up conducted with questionnaire respondents to validate data
Step 6	Data aggregated using various scoring methodologies to construct indicators
Step 7	Data shared for validation and review with governments and World Bank Group country offices
Step 8	Enabling the Busines of Agriculture 2016 report and indicators peer reviewed
Step 9	Enabling the Busines of Agriculture 2016 report and indicators cleared by World Bank Group management
Step 10	Public launch of <i>Enabling the Busines of Agriculture 2016</i> report and online database

TABLE 3 EBA questionnaires use a standard business case with assumptions

	ASSUMPTIONS USED TO STANDARDIZE THE BUSINESS CASE
SEED	The seed variety: Is a maize variety that has been developed by the private sector. Is being registered for the first time in the country. Has not been registered in any other country. If maize varieties are not being developed by the private sector in the country, is an imported maize variety, which may have been previously registered elsewhere.
FERTILIZER	The business: Is a fertilizer importer. Imports fertilizer to sell in the country. Has registered at least one new fertilizer product in the country. Does not operate in an export processing zone or an industrial estate with special import or export privileges. The fertilizer product: Is a new chemical fertilizer product that has not previously been registered in the country.
MACHINERY	The business: Is an importer or dealer of agricultural tractors. Does not operate in an export processing zone or an industrial estate with special import or export privileges. The tractor: Is a new or second-hand two-axle/four-wheel drive (4WD) tractor.
FINANCE	High-income countries are not measured by the finance topic. Microfinance institutions: Can take deposits, lend and provide other financial services to the public. Are licensed to operate and supervised by a public authority. Credit unions: Are member-owned, not-for-profit financial cooperatives that provide savings, credit and other financial services to their members.

(continued)

TABLE 3 EBA questionnaires use a standard business case with assumptions (continued)

ASSUMPTIONS USED TO STANDARDIZE THE BUSINESS CASE

MARKETS

The business:

Performs general agricultural trading activities.

Does not operate in a special export processing zone.

The contracted product:

Is the most produced non-processed non-cereal product in terms of gross production value (current million U.S. dollars).^a The export product and trading partner:

Is defined and grouped as cash crops, cereals, fruits and vegetables according to the Harmonized Commodity Description and Coding System 1996 version (HS 96).^b

For each country, the combination of the product and the partner country that represents the highest five-year average export value (in U.S. dollars) is selected.

The shipment:

Is transported via a 20-foot full container-load.

Weighs 10 metric tons.

Is assumed to comply with any fumigation requirement for the packing material (such as wood pallets), treated and marked accordingly.

TRANSPORT

The business:

Is a limited liability company.

Is 100% domestically owned.

Has between 5 and 10 employees.

Owns a maximum of five trucks and each truck has two axles and a loading capacity of 20 metric tons.^c

Rents a garage.

Transports agricultural products within the country, including perishable goods.

Does not transport fertilizers, pesticides or any hazardous products.

Note

- a. All data are sourced from FAOSTAT, using the production data of 2012 (the latest available year). Cereal crops are excluded from the analysis because they are less suitable for agricultural production contracts due to certain characteristics, including the high risks of side-selling due to well-developed local or export markets, the reduced need for technical assistance in order to meet market specifications and the smaller price differentials at each point in the supply chain.
- b. All data are sourced from the UN Comtrade Database, using the export data from 2009-13.
- A truck is defined as one tractor unit, excluding the trailer.

Notes

- 1. FAO 2009.
- 2. FAO 2013.
- 3. World Bank 2012.
- 4. Diallo and others 2010; Staatz and others 1989.
- Pilot countries were Ethiopia, Guatemala, Morocco, Mozambique, Nepal, the Philippines, Rwanda, Spain, Uganda and Ukraine. For more information on the EBA 2015 progress report, please visit http://eba.worldbank.org.
- 6. http://www.doingbusiness.org.

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1. OVERVIEW

The Enabling the Business of Agriculture 2016 report covers 40 countries in seven regions. Ten topics have been developed to measure regulations that can impact firms in the agribusiness value chain, providing data and analysis that allow policy makers to compare their country's laws and regulations with those of others. A scoring methodology that is based on good practices in relevant regulatory dimensions has been developed for 6 of the 10 topics measured: seed, fertilizer, machinery, finance, markets and transport; the remaining topics (land, water, livestock and ICT) will be further developed and scored next year.

Enabling the Business of Agriculture promotes smart regulations that ensure safety and quality control while at the same time promote efficient regulatory processes that support agribusinesses. Regulation in agriculture is justified to address market failures and protect safety, health and the environment. But some governments do not tackle these issues through appropriate regulation. Regulations may introduce burdensome procedures that shift economic activity to greater informality and corruption without even attaining the original objectives. 1 So it is important to assess the efficiency and quality of specific regulations. The EBA methodology highlights smart regulation in each of the measured areas. This methodology has been informed by an extensive literature review and consultations with experts.

For chemical fertilizers, for example, controls are necessary to prevent damage to the soil and adulterated fertilizer use but excessive tests that prolong fertilizer registration for years and cost thousands of dollars are difficult to defend.² Similarly burdensome import procedures, which require fertilizer importers to make purchases months in advance, can hinder market access. *EBA* assigns higher scores to countries with laws requiring the labeling of fertilizer and prohibiting the sale of open or

mislabeled fertilizer bags. At the same time, countries that allow the private sector (including foreigners) to import fertilizers or do not require re-registration if the product has been already registered in another country are also seen as following good practices and given high scores.

Smart regulations can improve products and services and lower costs for agribusinesses. Specific country examples in the agricultural sector show the impact of good regulatory reform on improving the supply and lowering the prices in the seed and mechanization markets in Bangladesh and Turkey,³ in the fertilizer sector in Bangladesh,⁴ Kenya⁵ and Ethiopia⁶ and in the maize industry in Eastern and Southern Africa,⁷ among others.

But apart from these country-specific examples, there are few data that can help to better understand the link between regulations and agricultural productivity on a global scale. Extensive literature on the matter focuses on the existence or quantity of regulations, but few studies look at the quality of those regulations. *EBA* attempts to fill this gap by assessing regulatory quality across a wide range of countries, thus providing a basis to understand how regulations affect economic outcomes.

Where are agribusiness regulations smarter?

A color coding system displays a synthetic measure of a country's *EBA* score in a particular topic to signal a country's adoption of good practices and areas where improvement is needed (table 1.1).

Colombia, Denmark, Greece, Poland and Spain score above average in all topics measured (dark green or green in table 1.1). In general, these countries have a higher number of smart regulations in the topics covered. Although they share a substantial number of good practices, they also have room for improvement.

Colombia displays strong and efficient fertilizer registration norms, laws that support financial inclusion and adequate market regulation, but still has low safety standards for machinery. Poland has the top score for regulations related to cross-border transport, seed development and certification and fertilizer quality control, but lacks certain regulations for warehouse receipts, which would complement the existing collateral regime to obtain a loan for agriculture production.

Burkina Faso, Burundi, Ghana, Myanmar and Niger score below average on all topics (red or dark red in table 1.1), which suggests there is room for improvement in adopting the identified good practices across several topics (box 1.1). But in most countries the performance is more mixed — there are a number of good regulatory practices and at the same time areas for improvement. Bosnia and Herzegovina has solid regulations for plant protection and fertilizer but lacks regulations for credit unions and e-money. Morocco and Mozambique have weak regulations in agricultural finance but strong regulations for the registration, certification and development of new seed varieties. Vietnam has strong regulations for fertilizer quality control and plant protection, but lags in requirements for tractor dealers and safety standards for machinery.

How do regions perform?

The regulatory quality and efficiency of OECD high-income countries stand out in all topics as measured by *EBA*, followed by Latin America and the Caribbean and Europe and Central Asia (figure 1.1). South Asia and Sub-Saharan Africa show levels of regulatory strength that are lower or equal to the *EBA* global average across all measured areas. The two countries in the *EBA* sample from the Middle East and North Africa region—Jordan and Morocco—combine fairly strong regulations on seed and

TABLE 1.1 Colombia, Denmark, Greece, Poland and Spain score above average in all EBA topics

	+			6	*	
COUNTRY	SEED	FERTILIZER	MACHINERY	FINANCE	MARKETS	TRANSPORT
BANGLADESH		•				
BOLIVIA						
BOSNIA AND HERZEGOVINA				•		
BURKINA FASO						
BURUNDI				•		
CAMBODIA						
CHILE				N/A		
COLOMBIA						
CÔTE D'IVOIRE						
DENMARK				N/A		
ETHIOPIA						
GEORGIA						
GHANA						
GREECE				N/A		
GUATEMALA						
JORDAN						
KENYA						
KYRGYZ REPUBLIC						
LAO PDR						
MALI						
MOROCCO						
MOZAMBIQUE						
MYANMAR						
NEPAL						
NICARAGUA						
NIGER			•			
PHILIPPINES						
POLAND				N/A		
RUSSIAN FEDERATION				N/A		
RWANDA						
SPAIN				N/A		
SRI LANKA						
SUDAN						
TAJIKISTAN						
TANZANIA						
TURKEY						
UGANDA						
UKRAINE						
VIETNAM			•			
ZAMBIA						

Top performing countries, defined as those with topic scores above 85, indicating a high number of good practices in place as measured by EBA.

High-income countries—Chile, Denmark, Greece, Poland, Russian Federation and Spain— are not measured under *EBA* finance indicators (see *Topic Data Notes* in appendix B).

Countries with a score above the sample average in a particular topic.

Ountries with a score below the sample average in a particular topic.

Countries with topic scores below 30, indicating a low number of good practices.

OVERVIEW 3

BOX 1.1 Several good regulatory practices have been identified across topic areas

Seed

- Variety release committee with representation of the private sector, which meets shortly after each cropping season.
- The availability online of an official variety catalog updated after each cropping season and specifying agroecological zones.
- Availability of initial seed classes to the private sector, which is granted access to breeder and foundation seed, and to material stored in the national gene bank.
- ✓ In countries where the certification is compulsory, official fee schedules for certification activities are publicly available, and nongovernmental inspectors and/or laboratories can be accredited to carry out part or all of seed certification activities.

Fertilizer

- Efficient and affordable fertilizer registration for companies, without the need for re-registration.
- Timely availability of fertilizer by the private sector through streamlined import procedures.
- Good quality fertilizer by requiring appropriate labeling and prohibiting open fertilizer bags.

Machinery

- Streamlined import procedures to facilitate timely availability and delivery of agricultural tractors.
- Appropriate testing of agricultural machinery to ensure imported tractors suit country conditions.
- Tractor registration and appropriate after-sales service to improve tractor durability.
- Compliance with national and international performance standards to ensure high-quality tractors.
- Enforcement of safety standards such as roll-over protective structures and seatbelts.

Finance

- Effective microfinance institutions by balancing supervision and the ability to take deposits.
- Reliable credit unions complying with disclosure and liquidity standards.
- Payments and other financial services accessible digitally and through retail agents.
- ✓ Electronic receipts issued by warehouse operators that farmers can pledge to secure a loan.

Markets

- Robust phytosanitary protection framework, including national surveillance activities, pest lists, pest risk analysis and domestic and import quarantine procedures.
- ✓ Efficient and affordable requirements to export major agricultural products, including membership, licensing and per-shipment documentation.
- ✓ Laws that do not obstruct the production or sale of agricultural goods domestically and a legal environment that facilitates the establishment and commercial operations of farmers' organizations.

Transport

- Promotion of fair competition and professionalism by establishing quality criteria for access to the transport sector through efficient licensing and mandatory technical inspections.
- ✓ Increased competition in the domestic market by reducing additional discriminatory requirements and granting transport rights to foreign trucking companies.
- ✓ Reduced market distortions by discouraging queueing systems and price interventions and promoting freight exchange platforms for road transport services.
- ✓ Facilitation of cross-border transport by harmonizing or mutually recognizing road transport standards among regional trading partners.

FIGURE 1.1 Regional performance on EBA indicators





Source: EBA database.

Note: The EBA sample covers countries in East Asia and the Pacific (5), Europe and Central Asia (7), Latin America and the Caribbean (4), Middle East and North Africa (2), OECD high income (5), South Asia (3) and Sub-Saharan Africa (14). OECD high-income countries are not measured under the finance topic.

markets, with insufficient legal coverage in finance.

Variation is also observed among countries within a region. In Sub-Saharan Africa, Kenya and Tanzania perform above average, driven mainly by their good regulations in place for machinery and finance, while Niger and Burundi are among the countries with fewer good practices in agribusiness regulation overall (figure 1.2).

How do agribusiness regulations vary across levels of income and agricultural development?

A country's regulations are linked to its growth¹⁰ and development.¹¹ High-income countries have better agribusiness regulations across the areas measured by *EBA*

topics than lower-income countries (figure 1.3). The correlation found between country income levels and average scores is quite strong across topics.¹²

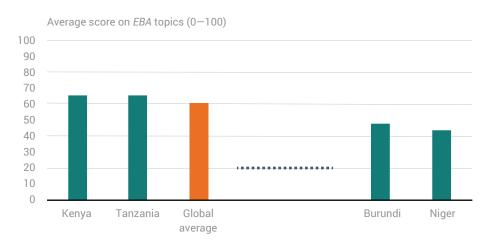
The relevance of agriculture in an economy varies significantly across countries. EBA uses a classification of agricultural transformation that combines agriculture's contribution to GDP and the share of population dedicated to agriculture. The countries are divided in three groups: agriculture-based, transforming and urbanized.¹³ Urbanized countries have on average smarter regulations for agribusiness than transforming and agriculture-based countries (figure 1.4). As more data are collected over time, measuring agribusiness regulations and reforms may shed light on the relationships among regulations, economic growth and agricultural transformation.

What is the relationship between efficiency and the quality of regulations?

EBA captures three key aspects of the agribusiness sector: operations, quality control and trade (see Methodology in appendix A). Better regulation for market access contributes to firm creation, market efficiency and competition,14 with concrete evidence in the agricultural sector.15 Well-designed regulations improve outcomes while enhancing agricultural productivity. 16 Efficient rules on exports and imports can improve the quantity, quality and variety of food at lower prices.¹⁷ While the importance of these three areas has been demonstrated, it is not clear whether they come at the expense of each otherwhether rules that promote easy and nondiscriminatory entry into the market

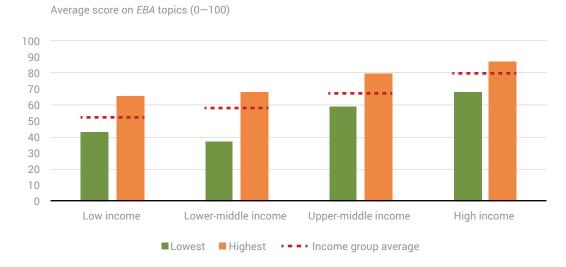
OVERVIEW 5

FIGURE 1.2 In Sub-Saharan Africa, countries show different levels of regulatory good practices



Source: EBA database.

FIGURE 1.3 High-income countries have regulations in place that reflect a higher regulatory quality



Source: EBA database.

Note: The EBA sample covers high-income (6), upper-middle-income (4), lower-middle-income (19) and low-income (11) countries.

are compatible with rules that enhance safety and quality control.

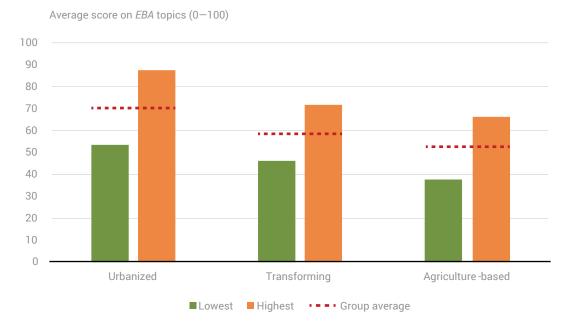
EBA data clearly show that countries performing well on operations across topics also have strong laws for quality control (figure 1.5). Good regulations promote quality while helping the market work efficiently; they are

complements rather than substitutes. And countries with higher scores on operations also tend to have effective and more streamlined trade requirements (figure 1.6).

EBA also measures the efficiency of administrative procedures, such as fertilizer and seed registration, with their

corresponding time and cost components. Countries with stronger regulations for market operations in a particular area display different levels of efficiency in those processes. While some regions pay an efficiency cost (in actual cost or time) to put the regulations in place, others combine regulatory strength with procedural efficiency.

FIGURE 1.4 Urbanized countries have a better EBA performance than transforming and agriculture-based countries



Source: EBA database.

Note: EBA countries are divided into three groups. Urbanized countries have a contribution of agriculture to GDP below 25% and a share of active population in agriculture below 25%: Bosnia and Herzegovina, Chile, Colombia, Denmark, Georgia, Greece, Jordan, Kyrgyz Republic, Morocco, Nicaragua, Poland, Russian Federation, Spain and Ukraine. Transforming countries have a contribution of agriculture to GDP below 25% and a share of active population in agriculture over 25%: Bangladesh, Bolivia, Côte d'Ivoire, Ghana, Guatemala, Lao PDR, Sri Lanka, the Philippines, Tajikistan, Turkey, Vietnam and Zambia. Agriculture-based countries have a contribution of agriculture to GDP over 25% and a share of active population in agriculture over 50%: Burkina Faso, Burundi, Cambodia, Ethiopia, Kenya, Mali, Mozambique, Myanmar, Nepal, Niger, Rwanda, Sudan, Tanzania and Uganda.

In registering new seed varieties, for example, firms in Latin America and the Caribbean pay a much higher cost than firms in the Middle East and North Africa to adhere to similar rules that guarantee an effective and safe registration process (figure 1.7). Companies in South Asia spend more time than those in East Asia and the Pacific to comply with similar requirements (in regulatory quality) to register fertilizer products (figure 1.8).

Are agribusiness regulations discriminating against the private sector, foreign or small companies?

Participation and investment in agriculture by private sector enterprises—big or small, domestic or foreign—can generate such benefits as higher productivity and access to capital and markets.¹⁸ But

these benefits depend on a wide range of factors including regulatory measures to improve both the business climate and the effective competition; for low-income and middle-income countries it is essential to avoid discriminating against different types of investors.¹⁹

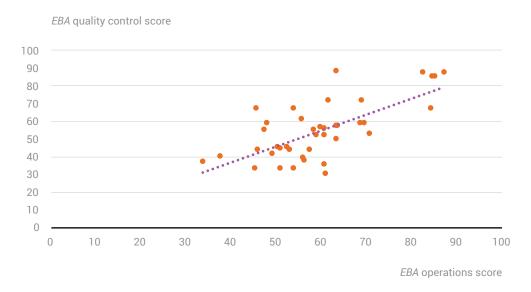
To measure regulatory discrimination against the private sector, *EBA* data cover the eligibility of private companies to import machinery, register fertilizer, produce breeder or foundation seeds and be accredited in seed certification. The data also cover the possibility for foreign companies to import fertilizers or perform transport activities in the country. And they cover a minimum capital requirement to start a farmers' cooperative or a minimum number of trucks to establish a trucking company, which could impede small players in the market (see

Alternative ways of presenting the data in appendix C).

In general, countries perform well in terms of nondiscrimination, with an average of 14 of 18 good practices embedded in the countries' relevant laws and regulations. Greece, Denmark, Georgia, Poland, Spain and Zambia have the highest number of nondiscriminatory regulations in place while Ethiopia, the Lao People's Democratic Republic and Myanmar have the fewest (figure 1.9). More than 95% of countries allow the private sector to import tractors and fertilizers, but only a third allow them to carry out the seed certification process. While 38 countries allow foreign companies to transport goods into their country from outside, only 4 allow them to transport goods between two locations within the country.

OVERVIEW 7

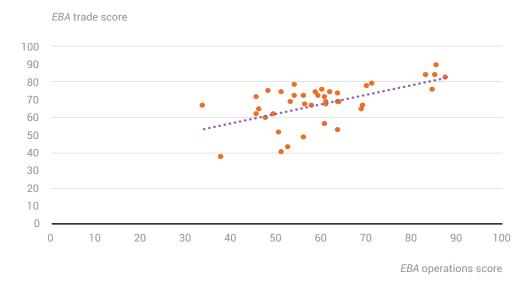
FIGURE 1.5 Countries with smarter regulations on market operations also promote quality control



Source: EBA database.

Note: The figure compares the operations score with the quality control score. The correlation between the two scores is 0.70. The correlation is significant at 1% after controlling for income per capita. The operations score is an average of the scores of indicators classified in the operations category. The quality control score is an average of the scores of indicators classified under the quality control category.

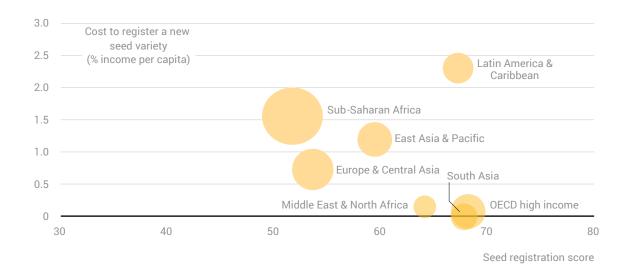
FIGURE 1.6 Better rules on market operations are associated with more efficient trade requirements



Source: FRA database

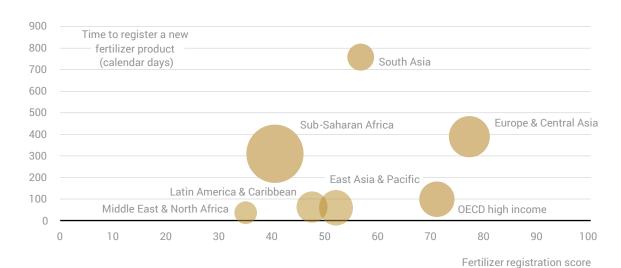
Note: The figure compares the operations score with the trade score. The correlation between the two scores is 0.59. The correlation is significant at 1% after controlling for income per capita.

FIGURE 1.7 Regions with similar rules show different costs for registering a new seed variety



Source: EBA database.

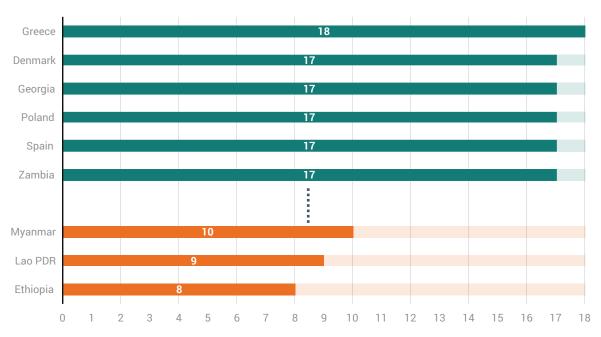
FIGURE 1.8 Regions with similar rules have different time durations in fertilizer registration



Source: EBA database.

OVERVIEW 9

FIGURE 1.9 Agribusiness rules in Greece are the least discriminatory, while Ethiopia, Lao PDR and Myanmar have potential to improve



Number of good practices related to nondiscrimination

Source: EBA database.

Is regulatory information accessible for agribusiness?

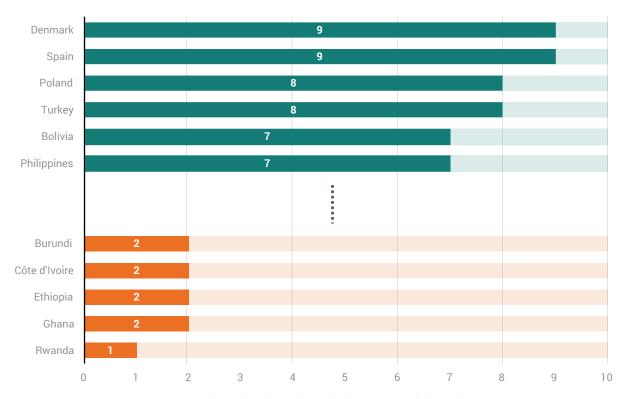
Access to information about agribusiness regulations and requirements is also important. Across topics, *EBA* data measure whether governments make regulatory information available to the public, such as the specific licensing requirements, the official fee schedule of various

regulatory processes and the catalogs of registered seed varieties or fertilizer products. Also taken into consideration is whether the information and services are accessible online or electronically (see *Alternative ways of presenting the data* in appendix C).

Denmark and Spain comply with 9 of the possible 10 good practices.

Rwanda (with only one) and Burundi, Côte d'Ivoire, Ethiopia and Ghana (with two) can still improve to make regulatory information more accessible for participants in the agribusiness value chain (figure 1.10). While 75% of the countries have official catalogs listing new seed varieties or fertilizer products, fewer than half make them available online.

FIGURE 1.10 Specific information on requirements for agribusiness are most accessible in Denmark and Spain and least accessible in Rwanda



Number of good practices related to access to information

Source: EBA database.

Notes

- 1. Clark 2014; Van Stel and others 2007.
- Gisselquist and Van Der Meer 2001.
- 3. Gisselquist and Grether 2000.
- 4. Lio and Liu 2008.
- 5. Freeman and Kaguongo 2003.
- 6. Spielman and others 2011.
- 7. Langyintuo and others 2010.
- Literature on the association between quality of regulation and the productivity of considered

- agricultural inputs includes Lio and Liu (2008) and Kraay and others (2010), using governance indicators produced by Kaufmann and others (2006) in 199 countries.
- High-income countries—Chile, Denmark, Greece, Poland, Russian Federation and Spain—are not measured under the EBA finance indicators.
- 10. Divanbeigi and Ramalho 2015; Eiffert 2009.
- 11. Acemoglu and others 2005; Aghion and Burlauf 2009.
- 12. The correlation between income per capita and the average of *EBA* scores in the 6 topics is 0.59.

- 13. See note in figure 1.4.
- Ciccone and Papaioannou 2007; Klapper and others 2006; Sarria-Allende and Fisma 2004.
- 15. See papers cited in endnote 2–6 for examples.
- 16. See endnote 8.
- 17. Moïsé and others 2013.
- 18. FAO 2014.
- 19. Global Harvest Initiative 2011; FAO 2012.

OVERVIEW 11

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2. SEED STRENGTHENING SEED SYSTEMS



Imagine a farmer, Jelena, who sustains her family by growing corn and vegetables. A newly formed variety release committee will release improved seed varieties in her country. With this reform, Jelena will also be able to consult an online variety catalog indicating which varieties perform best in her region. All seed sold in the country will be certified to ensure quality. With improved seed varieties, subsistence farmers like Jelena can increase the yield and quality of their crops so that they can sell the surplus on the domestic market.

EBA seed indicators measure laws and regulations on the development, evaluation, release and quality control of improved seed varieties. Improved varieties are a key technology for improving agricultural productivity. Smart regulation of the seed sector can ensure that laws and regulations do not obstruct the timely introduction of improved varieties to the market.

Seed registration, the first seed indicator, was selected for study because burdensome and inconsistent regulations can reduce the number of improved varieties that are released and eligible for commercialization. In countries that require registration of new seed varieties, replacing burdensome regulations with smart ones—preventing long and costly procedures while guaranteeing quality seed can make improved varieties available to farmers in a timely manner and in sufficient quantity for planting.2 Smarter regulations that include the private sector in the release process will provide more transparency and incentivize the private sector to release new varieties in the country.

Seed development and certification, the second seed indicator, is comprised of two components—development and certification. The first component measures regulations that support the private sector's involvement in developing new varieties. This is particularly important since public sector investments in agricultural research, including plant breeding, have declined in many countries since 1997, leaving the task to the private

sector. In some countries regulations limit the private sector's role in the development of new seed varieties, preventing companies from accessing initial classes of seeds. The EBA 2015 progress report presented Ethiopia, where the public sector's monopoly consistently resulted in shortages of initial seed classes for smallholder farmers and agribusinesses.3 Regulations that limit the private sector's access to initial classes of seed or genetic resources stored by national gene banks reduce the resources available to the private sector for developing new varieties.4 In addition, protecting the property rights of seed developers spurs further innovation.5

The second component of this indicator captures aspects of the seed certification process. The aim of mandatory seed certification is ensuring the genetic purity and varietal identity of seed varieties. But when the process is government-run, overburdened public authorities and nontransparent bureaucracy can delay the commercialization of new varieties and give rise to corruption. One way to ensure the transparency of the certification is through the public availability of costs associated with government-run certification. Seed certification by nongovernmental inspectors and laboratories reduces the burden on the public sector and speeds the certification process.

The data cover the following areas:

 Seed registration. This indicator measures the efficiency of the registration, including the variety release committee, the content, availability and frequency of the variety catalogue updates and the time and cost to register a new variety (which is not scored).

• Seed development and certification. This indicator measures the protection of plant breeders' rights, the access to initial classes of seed and germplasms, the licensing systems for public varieties and additional testing requirements for materials imported for research and development. In addition, this indicator addresses the availability of an official fee schedule for certification and whether third parties can perform it.

The EBA country scores vary from 28 to 94 points over all 40 countries (figure 2.1). This variation in scores has to do with the performance of the countries in both the seed registration and the seed development and certification indicators. Overall countries tend to score better in the latter, which focuses on the protection of plant breeder rights, the access to genetic material and initial classes of seed and quality controls. Nevertheless, some countries are exceptions, Bangladesh, Burkina Faso, Côte d'Ivoire, Ethiopia, Ghana, Kenya, Lao PDR, Nepal, Nicaragua and Turkey score higher on the seed registration indicators.

Countries can score lower or higher for different reasons. For the lowest performers, such as Bosnia and Herzegovina, Ghana, Niger, Rwanda and Uganda, SEED 13

FIGURE 2.1 Countries mostly score better on seed development and certification indicators, while seed registration proves more challenging



Source: EBA database.

the low scores are often from a lack of implementation of laws and regulations. Laws in Bosnia and Herzegovina, Ghana, Niger and Rwanda establish variety release authorities, but in practice the authorities are not operational. In addition, the lack of transparency in mandatory procedures also hurts a country's overall score. In four of the five lowest scoring countries (Ghana, Niger, Rwanda and Uganda), certification of cereal crops is mandatory, but there is no official fee schedule for the certification performed by the public sector.

Chile, Denmark, Kenya, Mozambique and the Philippines perform the best overall, all with scores over 80 in both the seed registration and the seed development and certification indicators. In these countries, good seed laws are in place and include provision for the flexibility of the variety release committee, the transparency and efficiency of seed registration and seed certification

activities (when required). They also support the involvement of private sector initiatives in the seed systems. But a good score does not mean those countries cannot improve in certain aspects. In Chile, Denmark and the Philippines the national catalogs listing registered seed varieties do not offer information on agro-ecological zones. Moreover, Kenya does not have an official fee schedule for the certification of seed varieties and Mozambique's national catalog listing registered seed varieties is neither available online nor updated according the country's cropping seasons.

Links between private and public sector breeding activities are greater in the OECD high-income countries surveyed

Plant breeders create new seed varieties by crossing and selecting specific beneficial traits. Increasing the number of sources from which private plant breeders can access initial classes of seed produced by the public sector supports private plant breeders' involvement in the country's plant breeding system. But restrictive regulations can obstruct new variety development by the private sector.

In practice links between the private and public sectors take several forms—from producing breeder and foundation seed developed by public sector breeders and made available to private breeders to implementing licensing systems that allow private breeders to use local public varieties to multiply and market their seed. Allowing private breeders access to genetic materials stored in the national gene banks also supports effective collaboration between private and public actors. These practices help private breeders acquire varieties developed or conserved by the public sector and benefit from greater resources for their breeding activities (box 2.1).6

BOX 2.1 Good practices for involving the private sector in developing new varieties

- Should grant and protect plant breeders' rights.
- Should allow private companies to use local public varieties to produce breeder/pre-basic seed and foundation/basic seed for the domestic market.
- Should conserve germplasm in national public gene banks and make them accessible to the private sector for research and development of new seed varieties.
- Should allow local public varieties to be licensed to private sector companies for multiplication and commercialization in the domestic market
- Should facilitate the import of nonregistered materials for research and development.

Regulations that best support private sector involvement in the breeding system are found in Cambodia, Chile, Colombia, Georgia, Greece, Jordan, Kenya, Morocco, Mozambique, the Philippines, Poland, Spain and Sudan.

By contrast, of the 40 countries surveyed, 9 do not grant the private sector access to breeder seed of local public varieties (Bangladesh, Burkina Faso, Ghana, Lao PDR, Mali, Nicaragua, Niger, Tajikistan and Turkey). Nor do Burkina Faso, Lao PDR and Nicaragua grant access to foundation seed of local public varieties. So breeders and seed companies are likely to market fewer seed varieties.

Countries such as Myanmar, the Russian Federation, Tanzania, Ukraine and Zambia impose minor limitations, such as preventing private companies from importing materials for research and development of new varieties without further government field-testing. Similarly, Bolivia, Bosnia and Herzegovina and Denmark do not have systems for licensing public varieties to private seed enterprises for production and sale in the domestic market. Such practice often hampers commercialization of varieties bred by public sector institutes and universities, leaving newly developed

varieties on laboratory shelves rather than in crop fields.

Registration costs vary the most among the lower-middle-income and low-income countries

In countries where registration is compulsory, a new variety of seed must pass specific tests commonly performed over one or more cropping seasons. The first tests are intended to measure the variety's distinctiveness, uniformity and stability (DUS). In most countries, a new variety of seed must also pass the value for cultivation and use (VCU) tests, which identify the advantage of the new seed over already-registered varieties. The data from these tests are reviewed by a scientific committee, which either releases the variety or advises another official body that the variety is eligible to be released.

Across income groups, relative registration costs are the lowest among high-income countries (figure 2.2). Registration costs among countries in this group show little variation—except in Russia, where registering up to five new varieties a year is free—with costs as a percent of income per capita at 6% in Chile, 7% in Poland, 8% in Denmark, 9% in Greece and 10% in Spain.

In Bangladesh, Bolivia, Guatemala, Morocco, Myanmar, Sri Lanka and Ukraine the cost is well below 40% of income per capita. But outliers such as Nicaragua, Sudan and Vietnam, where costs reach 834%, 722% and 426% of income per capita respectively, make lower-middle-income countries the income group with the most expensive registration for a new variety of seed.

There is also great variation among low-income countries. In Nepal and Uganda registering a new variety is free, whereas registration costs reach 79% and 89% of income per capita in Ethiopia and Mozambique.

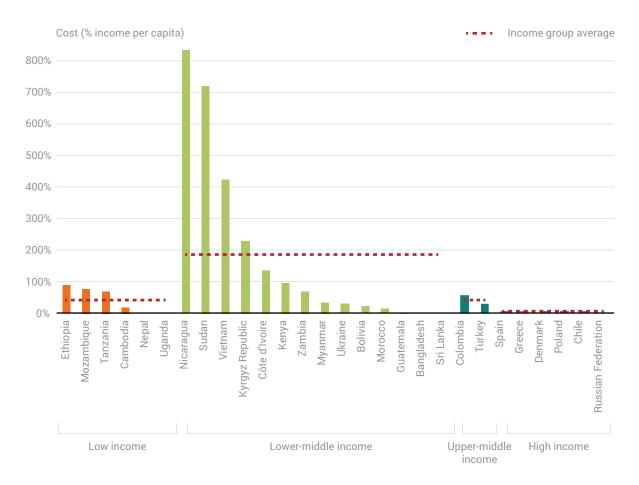
Most countries have variety release committees

At the end of the registration process, the variety release committee (VRC) approves the results of several years of new variety development by plant breeders in line with VRC standards.8 But a requirement to register a new variety of seed that is not supported by rules that ensure a flexible and effective process may discourage breeders from releasing new varieties. Of the 40 countries surveyed, 39 legally mandate the establishment of a VRC (although in Bangladesh, Guatemala and the Philippines registration of cereal varieties is not mandatory). Among them, Bosnia and Herzegovina, Cambodia and Niger have yet to establish their VRCs in practice. To reduce delays affecting the release of improved varieties into the market and the farmers, the registration and release process needs to allow seed companies to start producing the newly released variety for the next cropping season (box 2.2). In practice, this means that the release of a new variety by a VRC should be possible before each cropping season starts. Among the surveyed countries, 7 have a VRC that is fully flexible and meets on demand, and 22 have a VRC that meets after each cropping season (table 2.1). Registration applicants are thus informed about the VRC decision far enough in advance to start production.

In addition to the frequency of VRC meetings, *EBA* seed indicators measure the involvement of the private sector in the variety release decision-making.

SEED 15

FIGURE 2.2 The lower-middle-income and low-income countries show the greatest variation in official registration costs



Source: EBA database.

In practice, the representation of other stakeholders within the VRC may raise private sector confidence in the variety registration and release process. Of the 36 countries with an established VRC, Colombia, Ethiopia, Jordan, Lao PDR, Myanmar, Russia, Rwanda, Sri Lanka, Tajikistan, Ukraine and Vietnam do not include representatives of the private sector (figure 2.3).

In addition to the VRC review and decision, countries may require additional formalities that delay the release of the new variety without providing any additional technical verification. In 14 of the surveyed countries, the decision of the VRC does not automatically lead to the release of the variety. In practice,

additional administrative formalities must be satisfied for the variety to be released. In Kenya a registration applicant will be delayed on average 31 days in releasing a new variety.

Once released, the information relating to new varieties should be accessible, reliable and useful. EBA seed indicators measure accessibility through the availability of an online version of the national variety catalog listing the latest varieties released in the country. Of the 40 surveyed countries, 30 have a national variety catalog, but only 19 make it available online. Bangladesh, Bolivia, Burkina Faso, Ethiopia, Georgia, Jordan, Kenya, the Kyrgyz Republic, Lao PDR, Mali, Morocco, Mozambique, Niger, Tanzania and

Zambia have variety catalogs, but they are not updated after each cropping season, so information about new varieties is not released as soon as it is available.

Bangladesh, Burkina Faso, Ethiopia, Guatemala, Kenya, Mali, Mozambique, Nepal, Niger, Russia, Tajikistan, Tanzania, Ukraine and Vietnam have national variety catalogues that specify agro-ecological zones—areas indicated by the national seed registration authority as regions in which growers can expect optimal results for specific seed varieties. Specifying agro-ecological zones enables agricultural producers to use new seed varieties properly according to the soil, landform and climatic characteristics of their farms, increasing crop yields.

BOX 2.2 Good practices for evaluating and registering new varieties

- Should include both private and public sector representatives in the VRC.
- VRC should meet after each round of DUS/VCU tests.
- Should allow new seed varieties to be released immediately after a favorable decision of the VRC.
- Should maintain an up to date national variety catalog listing, with agro-ecological zones and available online.

TABLE 2.1 Variety release committees meet after each cropping season in most countries

VARIETY RELEASE	NUMBER OF	
COMMITTEE	COUNTRIES	COUNTRIES
Meets on demand	7	Bangladesh, Bolivia, Colombia,
		Côte d'Ivoire, Kenya, Lao PDR,
		Nepal
Meets after each cropping	22	Chile, Denmark, Ethiopia,
season		Greece, Jordan, Kyrgyz Republic,
		Mozambique, Myanmar,
		Nicaragua, Philippines, Poland,
		Russian Federation, Spain, Sri
		Lanka, Sudan, Tajikistan, Tanzania,
		Turkey, Uganda, Ukraine, Vietnam,
		Zambia
Does not meet after each	1	Morocco
cropping season		
Established but does not meet	6	Burkina Faso, Burundi, Georgia,
		Ghana, Mali, Rwanda
Not established	4	Bosnia and Herzegovina,
		Cambodia, Guatemala, Niger

Source: EBA database.

Seed quality certification in surveyed countries is mainly government-run

Seed certification subjects registered seed to controls and inspections, before it reaches farmers and other agricultural producers. O Certification processes commonly include field inspections,

laboratory analysis, packaging and labeling. Most countries surveyed (31 of 40) establish a mandatory government-run seed certification system for cereal seed (figure 2.4). While quality control offered by government-run systems can ensure the quality of seed sold in the country, efforts may also be hindered by the limited resources available to regulatory

bodies in charge of inspections, testing and labeling. While this may slow the certification process, it can also improve the quality of new seed varieties.

Regulations that allow accreditation of nongovernmental inspectors or laboratories to carry out certain certification activities can reduce potential delays caused by an overburdened public authority (box 2.3). This option allows accredited private companies to support the public sector in the certification process, increasing the speed and efficiency of quality control and ensuring that quality seed is delivered to market on time.11 Seed companies and other private institutions can be accredited to carry out part or all of the maize seed certification process in Bolivia, Côte d'Ivoire, Denmark, Georgia, Ghana, Greece, Kenya, Niger, Spain, Tanzania, Vietnam and Zambia.

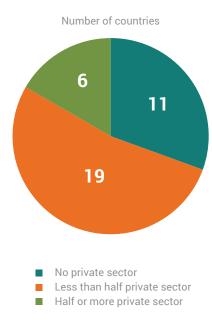
Conclusion

Strengthening seed systems through smart regulations is an essential component to the creation of an enabling environment for the business of agriculture. This year's findings show that laws and institutions are mostly in place, but with some differences in the developed indicators and challenges in implementation of the laws. There is room for improvement in all countries surveyed, such as:

- Transparent variety release procedures allowing new varieties to be available in time for farmers and other stakeholders. In Bolivia the variety release committee includes an equal number of public and private sector representatives, and meets on demand to prevent delays in the release of the new variety.
- Laws that protect plant varieties developed by plant breeders to ensure sustained breeding efforts in the country. Tanzania, which already had a law granting and protecting the rights of plant breeders over their new varieties, became bound by the 1991 UPOV Act in November 2015.
- A legal environment that facilitates the private sector's access to

SEED 17

FIGURE 2.3 In the majority of countries studied with a variety release committee, the private sector is involved in the variety release process

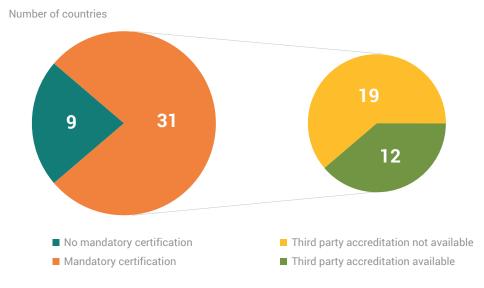


BOX 2.3 Good practices for countries requiring mandatory certification

- Should provide for an option for companies (self-accreditation) and private institutions (third-party accreditation) to be accredited for the performance of part or all of the certification process.
- Should provide seed producers with official fee schedules that detail the costs associated with the certification performed by the public authority.

Source: EBA database.

FIGURE 2.4 EBA countries with mandatory maize certification predominantly restrict its implementation to public sector actors



initial classes of seed and materials for research and development and involves private sector companies in the multiplication and commercialization of public varieties. In Côte d'Ivoire the seed law allows nongovernmental entities to be accredited by ministerial decree for the multiplication of plant materials.

 A quality control system that provides transparent costs and options for the accreditation of third party inspectors or laboratories. In Burkina Faso the fee payable for seed quality control is provided by law and proportional to production area.

Improving laws and regulations that affect the development, evaluation, release and quality control of improved varieties is an important step. Research shows that improved seeds account for about 30–50% of the increase in productivity and enhancing profitability of farmers. The seed topic data can inform discussions on strengthening seed systems, indicating regulatory obstacles to the timely release of quality seed along with other factors, including limited public sector capacities and the socio-economic conditions of farmers.

Notes

- 1. Tripp 1998.
- 2. Langyintuo and others 2008.
- 3. Enabling the Business of Agriculture 2015.
- 4. Breeder seed is seed directly controlled by the originating or sponsoring plant breeding institution, firm or individual that is the source for the production of seed of the certified classes. Foundation seed is a progeny of breeder or foundation seed, handled to maintain specific

- genetic purity and identity (USDA 2009, 1).
- 5. Fernandez-Cornejo 2004.
- 6. King and others 2012.
- In Nicaragua no Plant Variety Protection title was approved in 2013 and a total of five Plant Variety Protection titles were in force at end of 2013; UPOV 2013.
- 8. Tripp 1997.
- 9. Rohrbach, Howard and Zulu 2004.
- 10. Aidoo and others 2014.
- 11. Gisselquist and Van Der Meer 2001.

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3. FERTILIZER IMPROVING SUPPLY AND QUALITY



A farmer wants to diversify her crops by growing different vegetable products. The fertilizer she has been using until now does not work well with this particular set of vegetables. The agro-input dealer in her village has told her that none of the fertilizers available provide the proper suite of nutrients for her vegetable crops. A fertilizer company is registering a new fertilizer product in the country suited for the vegetables she plans to grow, but burdensome regulations require the company to interact with multiple agencies to register the product and conduct fertilizer testing so that a national committee can approve the application. This whole process takes more than seven years and the farmer will have to wait until then before she can access this new fertilizer that can increase her yield.

EBA fertilizer indicators measure laws and regulations on the registration, import and quality control of fertilizer products. They address factors important to companies importing and selling fertilizer products, farmers using quality fertilizer products to increase their productivity and governments pursuing regulations that ensure the quality of products and effectiveness of fertilizer markets.

In many countries, fertilizer products must be registered before they can be sold commercially. Registration of fertilizer products is important because it brings new and innovative products to the market while ensuring safety and quality.

The first indicator, fertilizer registration, measures the requirements to register a fertilizer product for the first time and whether the registration is limited to a time period. Fertilizer registration ensures that governments have control over what types of fertilizers enter the market. It is important to provide market oversight through a registration scheme, since the effects of farm inputs may only become apparent long after they are used.1 Inadequate nutrients, heavy metals or other residues found in fertilizer products can contaminate crops, animals and humans.2 Farmers should be given assurance that the products they use will not contaminate their crops and the environment. But registration

procedures should be time- and cost-efficient to ensure that new products reach the market in a timely manner. If registration becomes lengthy and expensive, it can distort competition by limiting the number of players and products in the market. This indicator also measures the transparency of the registration system by examining catalogs listing registered fertilizer products and whether they are available online.

The second indicator, fertilizer import requirements, measures regulations for importing fertilizer. Import requirements are important because fertilizer production is concentrated only in a few countries, so most must rely on imports.3 This is because fertilizer is subject to economies of scale at every stage of the supply chain, requiring vast amounts of capital and raw materials to produce.4 Understanding import requirements and the associated time and costs allow for a better knowledge of the market. This indicator measures whether the private sector is allowed to import and sell fertilizer products. Allowing the private sector to engage in the domestic market for fertilizer can result in more efficient markets and lower prices. 5 More private sector participation in the market increases fertilizer access and use, which in turn raises crop yields and cuts reliance on heavy food imports. 6 This indicator also addresses the cost and time to obtain import registrations and permits. A quick and inexpensive import registration process eases access to the market while informing the government of the players in the market within its borders. But import permits obstruct trade by complicating the import process and increasing the required time and cost. This practice often creates bottlenecks between the companies and dealers supplying farmers. Since import procedures vary across countries, this indicator aims to highlight the balance between control and efficiency needed to ensure a strong market for fertilizer.

The third indicator, fertilizer quality control, assesses government regulations and practices on preventing poor quality fertilizer products from reaching the market. Adulterated, low quality and counterfeit fertilizer products can stunt crop growth and development,9 leading to lower crop yields, lower farmer incomes, increased food and income insecurities and even environmental problems. This indicator also addresses labeling requirements—important because labeling fertilizer bags increases market certainty (since consumers know what types of products they are buying). Labeling requirements give important information about a bag's contents and the name of its producer. In addition, the indicator looks at rules on the sale of open and mislabeled fertilizer containers. Governments should act to ensure that fertilizer labels correspond to the content inside their containers to guarantee trust between buyers and sellers.¹⁰ Aside from

mislabeling, the sale of open fertilizer bags can also be harmful to consumers, as they are susceptible to adulteration, hurting crop yields, reducing farmers' profits and increasing food insecurity.¹¹

The EBA fertilizer data cover the following areas:

- Fertilizer registration. This indicator measures the requirements to register a fertilizer product for the first time, whether the registration is limited to a time period and the existence and accessibility of an official fertilizer catalog.
- Fertilizer import requirements.
 This indicator focuses on the private sector's role and the requirements for importing fertilizer, including the costs of registering as an importer of fertilizer and obtaining an import permit.
- Fertilizer quality control. This indicator measures labeling requirements, rules on the sale of open and mislabeled fertilizer containers and

practices for monitoring fertilizer quality.

Across the 40 countries surveyed, fertilizer regulations range from the more strict and highly protective, limiting market access, to the weaker or seemingly nonexistent; neither of the two extremes is desirable. Bosnia and Herzegovina, Poland, Greece, Colombia and Spain are the top 5 performers in the regulatory areas measured by the fertilizer topic (figure 3.1).

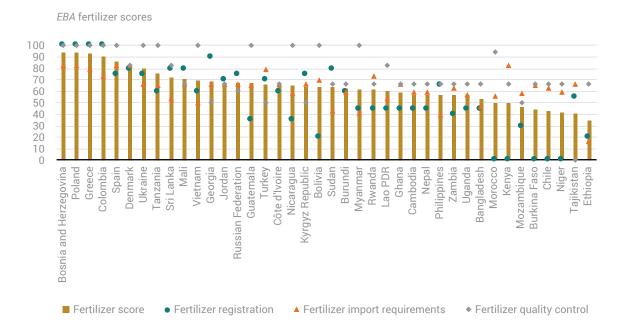
Bosnia and Herzegovina, Colombia, Greece and Poland have the strongest and most efficient regulations for fertilizer registration. In these countries, the private sector is required to register fertilizer products, registration of fertilizer products has no time limit and registered fertilizer products are listed in an official catalog that is accessible online. Thirty-three of the 40 countries surveyed require the private sector to register fertilizer. But only 17 of those have registrations that either have no time limit or have one that lasts at least 10 years. For fertilizer registration, the number of

procedures varies significantly across countries, with the time needed to register a new fertilizer product ranging between 15 and 1,125 calendar days, and the cost ranging from 0% to 1,064.5% of income per capita.

Bolivia, Bosnia and Herzegovina, Colombia, the EU countries (Denmark, Greece, Poland and Spain), Kenya, Turkey and Rwanda are the best performers in terms of the fertilizer import requirements measured. Regulatory bottlenecks for importing fertilizer, such as licensing requirements, are less costly and onerous in these countries than in the EBA 16 sample average. In Sub-Saharan Africa, both Kenya (a lower-middle-income country) and Rwanda (a low-income country) are among the best performers globally, offering good examples to other countries in the region that are not performing as well.

The differences among countries are less apparent in fertilizer quality control. Twelve of the 40 countries surveyed require labeling fertilizer containers and prohibit the sale of mislabeled and

FIGURE 3.1 Sixteen countries have overall fertilizer scores above the sample average



FERTILIZER 21

opened fertilizer bags. All countries require labeling and most prohibit the sale of mislabeled products. But 22 of the 40 countries do not prohibit the sale of open fertilizer bags—a practice that is common because of affordability, but not recommended because it hampers the ability to ensure high-quality fertilizer.

Registration takes less time but is most costly in countries where it needs to be done only once

Registering new fertilizer products is a good practice because it ensures that a country has control over what fertilizers are used within its borders (box 3.1). Controls are necessary to prevent soil damage, environmental pollution or adulterated fertilizer use. ¹² And product registration allows countries to increase market awareness, compile and share information with the public and guarantee human, animal and environmental safety.

Countries may require companies to register fertilizer products in three ways: once in a lifetime, re-applying for registration periodically or having the registration automatically renewed after a certain time. Having to register fertilizer products once in a lifetime or having the registration automatically renewed reduces the burden on companies by not requiring them to have to go through the process again.

It takes on average 258 calendar days to register a fertilizer product in the 40 countries sampled, ranging from 15 calendar days in Vietnam to 1,125 in Nepal (figure 3.2). Countries that take the least time usually require fewer procedures -usually an application for registration and a content verification report in the form of lab samples. Among these countries are Denmark, Guatemala, Nicaragua, Spain and Vietnam. Countries where fertilizer product registration takes the longest require several procedures, usually including an application for registration, content verification report in the form of lab samples, field testing, an environmental report, approval by a national committee and publication in the official gazette or journal. Of these procedures, field testing **BOX 3.1 Good practices for fertilizer registration**

- Should require private companies to register fertilizer products. The registration would ideally be valid indefinitely.
 - In countries where the registration is limited to a specific time period, the validity should be at least 10 years.
 - In countries where the registration is limited to a specific time period, the renovation of application should be automatic.
- Develop efficient and affordable fertilizer product registration.
- Should list registered fertilizer products in an official catalog that is accessible online.

is the longest, as it can take place over many seasons, prolonging the registration process for several years.

The time it takes to register fertilizer products also depends on the type of registration. Registration takes less time but is most costly in countries where it needs to be done only once. Indeed, in countries where firms do not need to re-register fertilizer (once-in-alifetime registration), the registration of a new fertilizer product takes less time —on average 154.3 calendar days ranging from 31 calendar days in Bosnia and Herzegovina to 578.5 in Tanzania. Registering a new fertilizer product for the first time takes on average 324.6 calendar days in countries where a new application is needed to re-register. And where re-registering is automatic, the time for registering a new fertilizer product is the highest—398 calendar days.

It is most expensive to register a fertilizer product in countries with once-in-a-lifetime registration, costing on average 179.7% of income per capita. Among countries with once-in-a-lifetime registration, Bosnia and Herzegovina is the least expensive, with a negligible cost. Tanzania is the most expensive, averaging 1,064.5% of income per capita, due to expensive costs for field testing, which alone costs 1,050% of income per capita and takes 570 calendar days (table 3.1). Countries where re-application

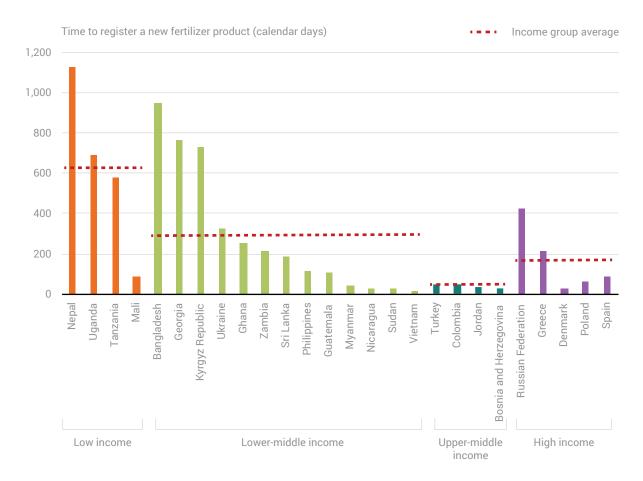
is necessary have a much lower cost to register a product for the first time (85.9% of income per capita), as do automatic-registration countries (3.7% of income per capita) (figure 3.3).

Only four countries require companies to register as an importer of fertilizer but do not require import permits

Registering import companies allows countries to monitor the supply of imported fertilizer products (box 3.2). Having simple and affordable registration processes is a good practice that allows competition and facilitates market access.¹³ Import permits are primarily desirable for controlling potentially dangerous chemicals—such as ammonium nitrate, a chemical that can be used for producing explosives. But onerous requirements for obtaining import permits obstruct trade and create unnecessary burdens for importers.¹⁴

All studied countries except Ethiopia allow domestic companies to import fertilizer products for their sale. Ethiopia only allows domestic companies to import fertilizer products for self-consumption, a practice only carried out by large agro-industries. Bangladesh, Cambodia, Ethiopia, Myanmar, the Philippines and Sudan are the only countries that prohibit foreign companies from importing fertilizer products.

FIGURE 3.2 The time to register new fertilizer products ranges from 15 to 1,125 calendar days



Source: EBA database.

TABLE 3.1 Cost and time to register a new fertilizer

COST TO REGISTER A NEW FERTILIZER (% OF GNI PER CAPITA)				TIME TO REGISTER A NEW FERTILIZER (DAYS)			
The least expensive		and the most expensive		The fastest		and the slowest	
Spain	0%	Tanzania	1,064.5%	Vietnam	15	Nepal	1,125
Jordan	0.3%	Ukraine	717.3%	Sudan	29	Bangladesh	951
Guatemala	0.4%	Uganda	258.9%	Nicaragua	30	Georgia	765
Denmark	0.4%	Zambia	241.5%	Bosnia and Herzegovina	31	Kyrgyz Republic	730
Bosnia and Herzegovina	0.5%	Ghana	89.2%	Denmark	31	Uganda	691

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500 200% 179.7% 400 160% income per capita) Time (calendar days) 300 120% 85.9% 398.0 200 80% 324.6 % 100 40% 154.3 3.7% 0 0% Lifetime Re-application needed Automatic ■ Time to register a new fertilizer (days) Cost to register a new fertilizer (% income per capita)

FIGURE 3.3 Registration takes less time but is most costly in countries where it needs to be done only once

Source: EBA database.

BOX 3.2 Good practices for fertilizer import requirements

- Should allow fertilizer products already registered in another country (with good policies, regulations and quality and standards requirements) to be imported without needing to be re-registered in the importing country.
- Should allow private companies (including foreign ones) to import fertilizer for own use and sale.
- Should require private companies to register as importers of fertilizer in order to sell it. The registration would ideally not be limited to a specific time period.
- In countries where the registration is limited to a specific time period, the validity should be at least 10 years.
 - The cost of the registration should be affordable.
 - Should allow private companies to import fertilizer without needing to obtain a special permit.
- In countries where a permit is required, the permit should not be limited to a specific time period.
 - The cost of the permit should be affordable.

Twenty-five of the 40 countries studied require the private sector to register as an importer of fertilizer, and 12 of the 40 do not require companies to obtain import permits. Only 4 countries -Bosnia and Herzegovina, Côte d'Ivoire, Ghana and Kenya-follow both good practices. In countries where companies are required to register as fertilizer importers and obtain import permits, the cost varies substantially across countries. To register as a fertilizer importer, the cost ranges from free of charge to 57.5% of income per capita (figure 3.4). Bolivia, Bosnia and Herzegovina, Colombia, Mali, Nepal and Zambia are the six countries that require fertilizer importers to register and where the registration is free, which is considered a good practice. In import permits, the cost variation is smaller, ranging from no cost to 13% of income per capita.

A majority of countries prohibit mislabeled fertilizer containers and only one-third penalize the sale of open bags

Labeling fertilizer helps to ensure quality control (box 3.3).¹⁵ All surveyed countries except Tajikistan require companies to label fertilizer containers

Cost to register as an importer of fertilizer by country Income group average 60 50 Cost (% income per capita) 40 30 20 10 0 Nepal Kenya Ghana Sudan Sri Lanka Sôte d'Ivoire Nicaragua Rwanda Mali Jordan Mozambique Burkina Faso Bangladesh Zambia Bosnia and Herzegovina Upper-middle Lower-middle income Low income income

FIGURE 3.4 The cost to register as an importer ranges from 0 to 57.5% of income per capita

Source: EBA database.

BOX 3.3 Good practices for fertilizer quality control

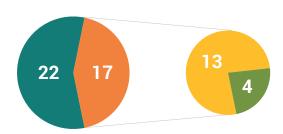
- Should require labeling of fertilizer containers (bags, bottles).
 - The regulations should specify the requirement to include the fertilizer brand name, net weight or volume and a description of the content on the label.
- Should prohibit the sale of mislabeled fertilizers.
 - A penalty for the sale of mislabeled fertilizers should be established in the regulations.
- Should prohibit the sale of opened fertilizer containers.
 - A penalty for the sale of opened fertilizer containers/bags should be established in the regulations.

in order to sell them. And all surveyed countries except Turkey have laws prohibiting companies from selling mislabeled fertilizer. Allowing open fertilizer bags to be sold is not a good practice. Common in many counties where farmers cannot afford to purchase entire bags of fertilizer, the sale of fertilizers in open bags can be harmful since they are susceptible to adulteration affecting crop yields, potentially reducing farmers' profits and leading to food insecurity.16 Instead, markets should adapt to offer smaller bags. Over half the surveyed countries do not prohibit the sale of open fertilizer bags (figure 3.5). Of the countries that prohibit the sale of open fertilizer bags, only four -Denmark, Lao PDR, Sri Lanka and Turkey—do not establish penalties for companies that do so.

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FIGURE 3.5 Over half of the surveyed countries do not prohibit the sale of open fertilizer bags—and those that do, do not always have a penalty for it

Percentages on the prohibition and penalties against the sale of open fertilizer bags (number of countries)



- Law prohibits the sale of opened fertilizer containers/bags
- Law does not prohibit the sale of opened fertilizer containers/bags
- Law establishes penalty for the sale of opened fertilizer containers/bags
- Law does not establish penalty for the sale of opened fertilizer containers/bags

Source: EBA database.

Conclusion

A strong and competitive fertilizer market is extremely important to a country's agricultural sector since this input greatly influences farm productivity. Several external factors not measured by *EBA*, such as international commodity and shipping prices, have a strong influence on the industry. But the regulatory environment also determines the health of the fertilizer market. *EBA* aims to promote smart regulations that enable competitive markets in the fertilizer sector, such as:

- Efficient and affordable fertilizer product registration for companies. Colombia sets a good example with clear registration regulations and efficient procedures.
- Streamlined import procedures for the private sector, which allow for timely availability of fertilizer.
 Kenya's import regulations allow the private sector to import fertilizer products through an efficient import registration and licensing system.

 Compulsory labeling and packaging requirements, which promote the sale of high-quality fertilizer.

Vietnam's exemplary regulations for ensuring quality fertilizer establish effective labeling mechanisms and penalize mislabeled and opened fertilizer bags.

Regulatory reforms are not easily accomplished and do not occur overnight. The complexity of the fertilizer sector demands smart regulations that balance the needs of a competitive sector while ensuring safety and quality for human health and the environment. The fertilizer topic measures regulations pertinent to companies and farmers in the areas of product registration, import and quality control. These indicators can be used by governments pursuing to improve their laws and regulations to enable a competitive fertilizer sector.

Notes

- 1. World Bank 2015.
- 2. Rutgers University 2006.

- 3. Hernandez and Torero 2011, 2013.
- World Bank 2015.
- Gisselquist and Van Der Meer 2001.
- 6. World Bank 2015.
- 7. Gisselquist and Van Der Meer 2001.
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- 10. Gisselquist and Van Der Meer 2001.
- 11. World Bank 2010.
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- 14. AGRA 2014; Keyser 2012; World Bank 2012.
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4. MACHINERY EXPANDING MECHANIZATION WHILE ENSURING QUALITY AND SAFETY



Tractor accidents can be fatal and have direct economic consequences for poor farmers. Imagine a farmer who spends all of the family savings to buy a new tractor in hope of improving her farmland and increasing productivity. One day while working the field, she approaches a steep hill, and the tractor rolls over and fatally crushes her. Stricter quality control and safety regulations such as requiring roll-over protective structures and seatbelts on tractors could prevent these accidents and avoid the economic loss that her family must endure.

EBA machinery indicators measure obstacles facing dealers who import tractors for sale. Besides meeting the requirements for import and registration, the indicators also measure the regulations on standards and safety for operators of tractors. Regulations on imports, standards and safety and other requirements for introducing mechanical technology to the market affect the availability of appropriate machinery to farmers and agribusinesses. Agricultural machines can increase production since they are labor-saving and directly increase yields and production¹ with more efficient operations that can cultivate more land.² Agricultural mechanization spurs rural economic growth and ultimately improves rural livelihoods.

The EBA machinery indicators use agricultural tractors as a proxy to assess the regulations for agricultural machinery. Agricultural tractors are the most representative form of agricultural machinery and are used at different stages of agricultural production, from land preparation to harvest. The use of tractors around the globe make tractor-related indicators comparable across countries, unlike other forms of machinery specific to certain crops or regions.

Tractor dealer requirements, the first indicator for *EBA* machinery, was selected for study because there are a number

of prerequisites that must be ensured at the machinery dealer level that directly impact the availability of high-quality tractors. To enable the private machinery sector and promote farm mechanization services to farmers, appropriate government institutions responsible for standards, health and safety need to be in place.3 Having national or regional centers for impartial testing and evaluation of agricultural machinery is a good practice. Conforming with established national or international standards, these tests ensure the quality of tractors and their suitability to country conditions. Tractor registration is another area where there are significant differences between countries. Lengthy and expensive procedural requirements stifle competition, limiting the players and products in the market. Providing after-sales services—sales of spare parts and training on how to use a tractor safely and correctly—are equally important. Having domestic support facilities that offer parts and repairs is an element of successful mechanization.4

Tractor standards and safety, the second *EBA* machinery indicator, addresses national and international standards on tractor performance and safety and how countries ensure that only high-quality machines enter their supply chain⁵ and that consumers are given unbiased information about tractors. Given that the agricultural machinery industry is

a global industry, with tractors manufactured on one continent and sold on another,⁶ international standards also help facilitate international trade.⁷

The third indicator for *EBA* machinery focuses on the requirements for importing agricultural tractors. Local manufacturing of agricultural tractors is concentrated in a few countries and the majority of countries rely on imports. Inefficient and costly import licensing obstructs trade in many countries, making it difficult for tractor importers to introduce their products in the market. Balancing control and efficiency requirements eases importing machinery.

Several other factors that are currently not measured—such as specific mechanization policies and market realities —also affect the agricultural machinery sector. Among the major constraints to increased levels of mechanization are the poor access of farmers to agricultural technologies (mainly as a result of the high cost of mechanization inputs) and the low purchasing power of smallholder farmers to acquire machinery. These factors limit both the demand by farmers and the supply of machinery, which, in turn, keeps prices high and stifles competition.8 Also important, however, are the unfavorable regulations that machinery suppliers face in many countries and which is the main focus of the current

indicators. The indicators encourage the adoption of smart regulations that enable competitive markets in the agricultural machinery sector while ensuring tractor quality and safety.

The data cover the following areas:

- Tractor dealer requirements.
 These indicators measure legal requirements for suitability testing of agricultural tractors, specific licensing required to operate a tractor, and warranties and post-sale services that must be provided at the retail level.
- Tractor standards and safety. These indicators look at legal requirements for operational safety and performance standards of tractors.
- Tractor import requirements.
 These indicators look at aspects of importing agricultural tractors,

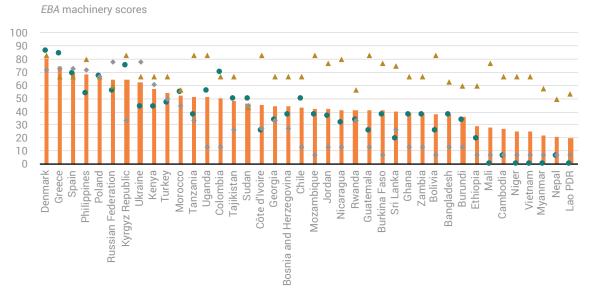
including the private machinery sector's role and the required procedures to import.

For the machinery topic the laws and regulations appear strongest in EU countries (Denmark, Greece, Poland and Spain) and in the Philippines (figure 4.1). All five countries share a substantial number of good practices. Denmark, Greece and Spain have strong regulations related to tractor dealer and import requirements. The Philippines has strong regulations for tractor standards and safety. The Kyrgyz Republic is among the top performers in regulations for tractor import requirements but performs below average on standards and safety. The two countries surveyed in the Middle East and North Africa-Jordan and Morocco-score slightly better than the sample average, but vary on some indicators. Jordan has higher scores tractor import requirements but performs below average on standards and safety and on tractor dealer requirements, while Morocco has higher scores on regulations for standards and safety but insufficient import requirements. The five countries with the lowest scores across all three indicators are Lao PDR, Myanmar, Nepal, Niger and Vietnam—each demonstrating room to adopt many of the good practices identified by EBA.

Most countries targeted require tractors to be registered, but the cost varies

Registering agricultural tractors is a good practice, among others, because it establishes ownership rights over the purchased tractor and facilitates the enforcement of road, safety and tax regulations. Many tractor manufacturers recommend that original equipment manufacturer (OEM) engines or drivetrain components be registered, and in doing so, provide tractor owners the opportunity to extend the standard warranty periods for their machine, but this procedure is not required in all surveyed

FIGURE 4.1 Denmark, Greece, Spain, the Philippines and Poland have the top five scores in the aspects measured by the machinery topic



■ Machinery score • Tractor dealer requirements ▲ Tractor import requirements • Tractors standards and safety

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countries. Of the 40 countries, 27 require companies to register imported machinery, and only in Denmark is registration free. In the other 26 countries the registration cost for imported tractors ranges from 0.03% of average income per capita in the Philippines to 34.7% in Sudan (figure 4.2).

Few countries require importers to test machinery

Some countries have machinery testing and evaluation centers to determine what machinery is suited to country conditions and can enhance the productivity of farmers. Typically carried out according to standards established by national authorities or international standardization organizations, these tests help farmers compare and select machinery. Of the 40 surveyed countries, 12 require

private companies to obtain proof of suitability of tractors, costing from 1.1% of income per capita in the Kyrgyz Republic to 765% in Tanzania.

Few countries studied require aftersales services by law

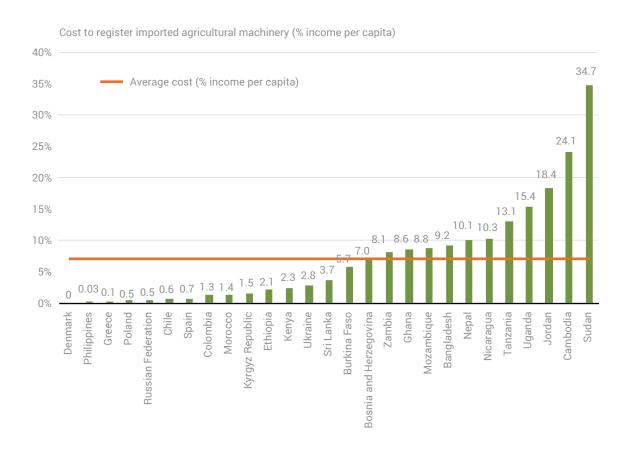
Farmers in many countries do not have access to machinery after-sales services, limiting their access to maintenance or spare parts. This is especially relevant in countries where there is little control on the quality of imported goods, which can lead to the import of substandard tractors. To Requiring that tractor dealers provide after-sales services is a good practice since it gives more security to buyers (box 4.1). Only seven of the countries studied legally require after-sales services. Five of them—Colombia, Denmark, Greece, the Philippines and

Turkey—require that dealers of agricultural tractors provide reparation services and supply spare parts if needed. Colombia also requires that machinery dealers provide training on how to use a tractor. None of the surveyed countries require that machinery dealers provide training on the maintenance of tractors (table 4.1).

Requirements for import licensing and permits and incurred costs vary significantly across countries

Few developing countries manufacture agricultural equipment and machines domestically. So machinery acquisitions rely on imports—usually handled by the private sector. Many countries require companies to register as machinery importers. This is a good practice because it gives public authorities a better understanding of trade flows in the country and

FIGURE 4.2 The cost to register imported tractors is highest in Sudan



BOX 4.1 Good practices for tractor dealer requirements

- Should require compulsory testing of tractors in conformity with established standards.
 - The test/proof of suitability should be affordable.
- Should require tractor registration.
 - The registration should be affordable and the process efficient.
- Should require tractor manufacturers or dealers to provide post-sale services, including:
 - repairing tractors.
 - replacing or returning poor quality tractors.
 - supplying spare parts.
 - training users in operating tractors.

ensures the quality of imported goods (box 4.2). In addition, importers may be required to obtain a permit each time they wish to import tractors. But import permits can often be used as trade barriers, creating costly burdens for importers. Among the 14 countries that require machinery importers to be registered, the incurred costs vary. They range from more than 35% of income per capita

in the Philippines to minimal or no cost in Sri Lanka (0.2% of income per capita), Jordan (0.3% of income per capita) and Bolivia, Mali and Nicaragua (free of charge). Mozambique levies a striking cost of 880.6% of income per capita on importer registration (figure 4.3).

Among the 13 countries that require import permits, the average cost is 4.6%

of income per capita. In Morocco and Rwanda, obtaining an import permit is free, while in Bangladesh the cost is over 40% of income per capita. Seven countries—Bangladesh, Burkina Faso, Ethiopia, Jordan, Myanmar, the Philippines¹¹ and Sudan—impose both the cost for registration as importer and the cost of import permit.

Most countries lack safety regulations that prevent injuries to machinery operators

Safety guidelines for machinery operators are a good practice because they can prevent or reduce worker injury and damage to machinery, saving lives and costs. Seat belts and roll-over protective structures have proven to be "99% effective in preventing death or serious injury in the event of tractor roll-overs" in the United States.¹² Since tractors often operate on uneven ground, a roll-over is a constant risk for workers.¹³ But many safety measures are not required by law in most surveyed countries. Only nine countries require tractors to be equipped with roll-over protective structures: Denmark, Greece, Poland and Spain, Kenya, the Philippines, the Russia, Turkey and Ukraine.

Conclusion

Agricultural mechanization improves agricultural productivity, thereby enabling

TABLE 4.1 Countries where post-sale services are required by law

	REPAIR OF TRACTORS	WARRANTY ON TRACTORS	SUPPLY OF SPARE PARTS	TRAINING ON TRACTOR OPERATION
COLOMBIA	✓	✓	✓	✓
DENMARK	✓	✓	✓	
GREECE	✓	✓	✓	
JORDAN		✓		
MOROCCO		✓		
PHILIPPINES	✓		✓	
TURKEY	✓	✓	✓	

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BOX 4.2 Good practices for tractor import requirements

- Should allow private companies, including foreign firms, to import new and second-hand tractors, as well as spare parts for sale.
- Should require pre-shipment inspections of agricultural tractors at the port of export in order to verify quality, quantity, price and classification of the imported good.
- Should require private companies to register as importers of agricultural tractors. The registration should not be limited to a restricted time period.
 - In countries where the registration is limited to a specific time period, the validity should be at least 10 years.
 - The cost of the registration should be affordable.
- Should allow private companies to import agricultural tractors without an import permit.
 - In countries where the permit is required, the permit should not be limited to a restricted time period.
 - The cost of the permit should be affordable.

markets for rural economic growth and improving rural livelihoods. There is still much to be done in countries to improve the enabling environment for successful agricultural mechanization and move toward the good practices identified, such as:

- Safeguard availability and timely delivery of agricultural tractors through streamlining import procedures. In Bolivia registering as a tractor importer has no cost, and importers are not required to get a permit each time they wish to import tractors.
- Ensure that imported tractors suit country conditions by requiring testing of agricultural machinery.
 In the Kyrgyz Republic regulations require that tractors be tested to ensure their suitability to country conditions, as well as their compliance with established performance standards. The cost of the test is minimal.

Facilitate tractor durability by requiring tractor registration and appropriate after-sales service. In Colombia appropriate after-sales services must be provided at the tractor dealer level. It is also required that tractors must to be registered; the registration can be obtained within two days at a minimal cost.

- by requiring compliance with national and international performance standards. Fifteen of the 40 studied countries have established national standards for agricultural tractors, and 10 stipulate that imported tractors should conform to international standards.
- Ensure safety of tractor operators by enforcing safety standards such as roll-over protective structures and seatbelts. Regulations in Kenya stipulate that agricultural tractors must be fitted with a rollover protection structure (ROPS) and require that seatbelts must be fitted where a ROPS structure is in use (box 4.3).

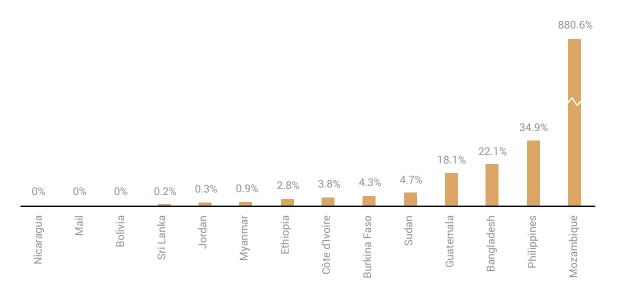
Laws and regulations that promote both control and efficiency requirements can help facilitate and ease the availability of machinery for agricultural production. The machinery topic identifies and measures several key regulatory constraints that can hinder farmers' access to appropriate machinery. The topic uses agricultural tractors as a proxy to assess the regulations for agricultural machinery. These actionable indicators are intended as a starting point for discussion with policymakers on possible ways to address regulatory constraints and inefficiencies that might obstruct the expansion of mechanization, the quality of imported tractors and safety of tractor operators.

BOX 4.3 Good practices for tractor standards and safety

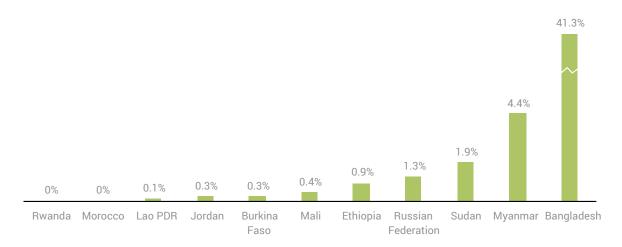
- Should require that manufacturers of agricultural tractors comply with national quality and performance standards.
- Should require that national tractor standards be in accordance with international standards (International Organization for Standardization, Organisation for Economic Co-operation and Development).
- Should require that agricultural tractors be equipped with a fixed roll-over protective structure and seatbelts.

FIGURE 4.3 Mozambique and Bangladesh impose high costs on importers of agricultural tractors

Cost to register as an importer of agricultural machinery (% income per capita)



Cost to obtain a permit to import agricultural machinery (% income per capita)



Source: EBA database.

Note: Countries that require companies to register as an importer of agricultural machinery: Bangladesh, Bolivia, Burkina Faso, Côte d'Ivoire, Ethiopia, Guatemala, Jordan, Mali, Mozambique, Myanmar, Nicaragua, the Philippines, Sri Lanka and Sudan. Countries that require companies to obtain a permit to import agricultural machinery: Bangladesh, Bosnia and Herzegovina, Burkina Faso, Ethiopia, Jordan, Lao PDR, Mali, Morocco, Myanmar, the Philippines, Russian Federation, Rwanda and Sudan. Bosnia and Herzegovina and the Philippines were excluded from the lower figure because the price of the import permit for agricultural machinery is calculated as a percentage of the customs value.

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Notes

- 1. Houmy and others 2013.
- FAO and UNIDO 2008.
- Sims and Kienzle 2009.
- 4. FAO and UNIDO 2008.
- 5. Sims and Kienzle 2009.
- 6. Ingle 2011.
- 7. OECD 2014.
- 8. Kienzle 2013.
- 9. Faleye and others 2014
- 10. Sims 2006.
- 11. The Philippines was excluded from the graph 4.3 because the price of the import permit for agricultural machinery is calculated as a percentage of the costumes value.
- 12. Murphy and Buckmaster 2015.
- 13. Springfeldt 1996.

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5. FINANCE EXPANDING ACCESS TO FINANCIAL SERVICES



Imagine a successful farmer, Sophia, whose farm is in the Morogoro region of Tanzania. Sophia exercises great discipline by making sure she saved a substantial part of the money from selling her crops to pay for inputs and school fees as well as to deal with emergencies. But since there are no banks nearby in the Morogoro region, Sophia, like most farmers in the region, keeps her savings at home, where they are at risk of theft. This is about to change for Sophia and the other farmers since banks can now hire local agents that represent them where their branches fail to reach. Sophia will be able to deposit and withdraw cash, pay bills, transfer funds and obtain loans without needing to travel hours to the closest bank. And access to formal providers will offer a wider range of financial services as well as safer and less expensive transactions.

EBA finance indicators measure the quality of laws and regulations that promote access to financial services and support the development of agricultural enterprises. Regulations that ensure the stability of the financial system and protect customers while promoting innovative ways of delivering financial services help meet the financial needs of farmers and agribusinesses.¹ The finance indicators address factors important to customers excluded from traditional financial services due to their geographical location or the type of collateral they have available.

Regulation and supervision of microfinance institutions (MFIs) and credit unions, the first two indicators for EBA finance, were chosen for study because MFIs and credit unions are important providers of microcredit and other financial services to those who cannot access financial services through commercial banks.² They provide savings and credit for farmers and agribusinesses to purchase fertilizer and seed and pay for crop marketing, storage and transport. But many countries lack an appropriate legal framework to regulate and supervise those institutions.3 While overly burdensome requirements on MFIs and credit unions drive up the cost of their

products, prudent regulations flexible to the different activities farmers engage in can cut the costs of financial services and foster financial inclusion.⁴ Regulations also include consumer protection regulations that ensure that customers' savings are safely handled.

Formal financial markets fail to reach most smallholder farmers in developing countries⁵ who live far from urban centers and cannot afford high transaction costs.6 Agent banking and e-money, measured under the third and fourth indicators for EBA finance, offer farmers in rural locations access to financial services without needing to travel far to a bank. In agent banking agents provide financial services on behalf of a bank in areas where the bank's branches do not reach. Non-bank e-money issuers can provide payments, transfers and savings for those excluded from the formal financial system.⁷ Regulation has not caught up with the rapid development of these new ways for delivering financial services. Legal uncertainty and nontransparency impede the growth of the market.8 Regulators need to strike a balance between maximizing the opportunities for agent banking and e-money while minimizing the risks that they bring.9

The fifth indicator for *EBA* finance addresses warehouse receipt systems. Farmers often lack traditional collateral, such as houses or cars, required to obtain a loan. Warehouse receipt systems enable farmers to obtain financing by using their newly harvested crop as collateral. Strong regulations protect the interests of both depositors and lenders and help build trust in the system. They ensure transparency and predictability required to attract customers and financial institutions to use or accept the agricultural commodities as collateral. The data cover the following areas:

Microfinance institutions (MFIs).

- This indicator covers the regulations for deposit-taking MFIs. It measures the requirements to establish an MFI, prudential regulations including minimum capital adequacy ratios and provisioning rules imposed on MFIs, as well as consumer protection requirements focusing on interest rate disclosure and enrollment in a deposit insurance system.
- Credit unions. This indicator measures the existence and content of credit union regulations including the minimum requirements to

establish a credit union, prudential ratios and consumer protection requirements similar to those measured for MFIs.

- Agent banking. This indicator focuses on the regulations for allowing third party agents to provide financial services on behalf of commercial banks. It includes the minimum standards to qualify and operate as an agent, type of contract between commercial banks and agents, the range of financial services agents can provide and bank liability for agent actions.
- Electronic money (e-money). This indicator measures the regulations for the provision of e-money by non-bank issuers. It covers the licensing and operational standards, as well as requirements on safeguarding funds collected by nonbank e-money issuers.
- Warehouse receipts. This indicator covers the existence and scope of rules regulating warehouse receipt

systems, including insurance and other performance guarantee requirements for warehouse operators and the form and content required for legally valid receipts.

Colombia has the highest score on *EBA* finance indicators, due to strong regulations on credit unions, e-money and warehouse receipts (figure 5.1).¹² Colombia's credit union regulations set minimum ratios to ensure financial stability and require transparency in loan pricing. E-money regulations set minimum standards for licensing and require issuers to safeguard customer funds and warehouse receipts regulations allow both paper and electronic receipts.

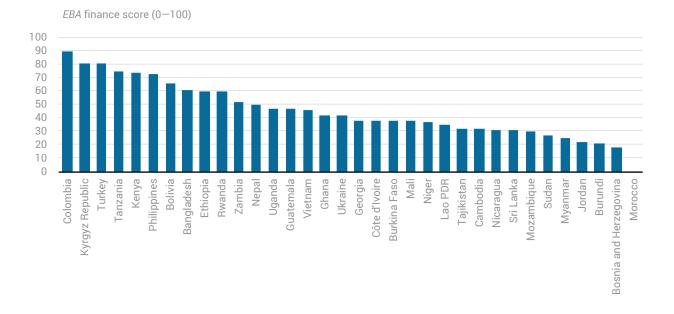
The Kyrgyz Republic is the only country that scores above average on all five indicators. Other countries in the top 10 show vast differences in their financial regulations. Kenya achieves the top score on electronic money but has no system for warehouse receipts. Although the Philippines scores 100 on credit unions, there is no regulation for agent banking.

Many countries impose overly strict regulations on microfinance institutions and lack regulations to ensure the financial stability of credit unions

MFIs and credit unions provide access to credit and savings for customers unable to obtain loans or open accounts at commercial banks—due to geographic location, a lack of credit history or low credit-worthiness. Whereas MFIs take deposits from the public, credit unions provide financial services to members and often at lower cost than banks and MFIs. ¹³ Both MFIs and credit unions reach customers in rural areas who are normally excluded from traditional banks.

MFI regulations have to be more stringent than those for banks.¹⁴ MFIs have higher administrative costs for each dollar lent given the limited volume and value of microloans. And their portfolios tend to be confined to loan products with substantially similar risks, limiting the room for diversifying portfolio risk. Microloans have higher default risk since they are not secured by collateral and the

FIGURE 5.1 The Kyrgyz Republic is the only country that scores above average on all five indicators



BOX 5.1 Good practices for MFI regulations

- Should require MFIs to maintain a capital adequacy ratio (CAR) that is equal to or slightly higher than the CAR for commercial banks.
- Should require provisioning schedules for unsecured MFI loans to be similar to or slightly more aggressive than those for commercial banks.
- Should require MFIs to disclose the full cost of credit to loan applicants.
- Should require MFIs to participate in the deposit insurance system.

credit-worthiness of borrowers is hard to assess. But overly restrictive regulations can reduce loans to MFI customers, hindering access to financial services. ¹⁵ Smart MFI regulations should secure the financial stability of MFIs while protecting consumers, yet not be so restrictive as to reduce lending (box 5.1).

Among the 30 countries measured by the microfinance indicator, 24 allow MFIs to take deposits from the public while 6 do not.¹⁶ MFIs that take deposits can offer more services to customers than credit-only institutions, such as savings accounts, which enable the poor to manage emergencies better, smooth consumption and take advantage of investment opportunities. Deposit mobilization also gives MFIs a stable channel to scale up operations and outreach.¹⁷

Once a loan becomes delinquent, financial institutions must set aside reserves ("provisions")—usually a percentage of the loan's value—in case the borrower is unable to repay. Although provisioning helps MFIs maintain stability in case of loan losses, requiring MFIs to provision too much too quickly leaves less money available to grant new loans. MFIs should be bound by similar or slightly more aggressive provisioning rules than commercial banks.¹⁸ Of the 24 countries that allow MFIs to take deposits, 14 have similar provisioning rules for MFIs and commercial banks, while 9 overly burden MFIs.¹⁹ In Ghana MFIs are required to reserve 100% of the value of an unsecured microfinance loan if the loan has been overdue for 150 days, while banks

are required to do so only when a loan has been overdue for one year.

A capital adequacy ratio (CAR) measures a financial institution's ability to withstand portfolio losses from nonperforming loans.²⁰ Regulators impose minimum CARs to protect depositors and promote the stability of financial institutions. Proportionately higher CARs should be required for deposit-taking MFIs given their riskier portfolios and higher operating costs. But CARs that are too high can reduce the number of loans granted.21 Of the 24 countries where MFIs are allowed to take deposits, 8 require the same CARs for MFIs and commercial banks (figure 5.2). Nine countries impose discriminative rules against MFIs by requiring that minimum CARs be at least three percentage points higher than required for commercial banks. Three countries set lower CAR requirements for MFIs, putting MFIs at greater risk for financial instability.

Tajikistan scores the highest in this area, where minimum CAR requirements for MFIs are the same as for banks and both are bound by common provisioning rules. It also features strong consumer protection measures such as requiring MFIs to disclose the full cost of credit to loan applicants and requiring MFI participation in the deposit insurance system. These requirements promote customer confidence in microfinance institutions while ensuring financial stability.

Of the 6 lowest scoring countries on the MFI indicator, 5 are located in West

Africa. Regulations in these countries do not set a minimum capital requirement to establish an MFI and include overly restrictive provisioning schedules for them. These countries also have no mandatory deposit insurance systems.

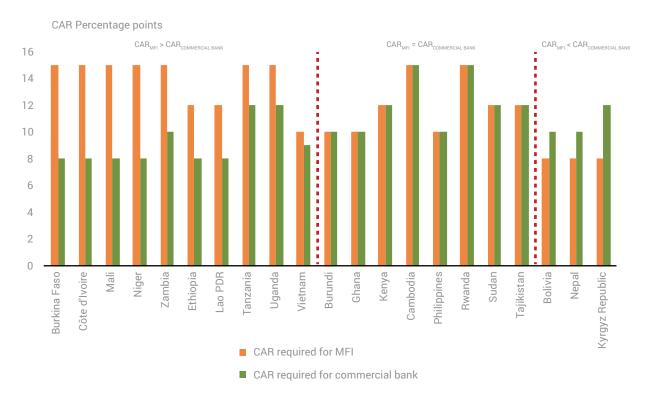
While a majority of EBA countries that allow MFIs regulate them prudently, credit unions are not regulated to the same extent. Although credit unions take deposits from and lend to only their members, they should be subject to appropriate regulations to ensure financial stability and protect the deposits of their members (box 5.2).22 Credit union regulations tend to have various financial stability requirements ranging from liquidity and reserve ratios to stable funding ratios—sometimes including a minimum CAR. Twenty-three of the 30 countries with credit unions regulate such ratios, and 8 require credit unions to adhere to a minimum CAR.

Transparent loan pricing helps customers determine whether they can afford a loan.²³ Requiring financial institutions to disclose a loan's effective interest rate to a borrower protects consumers from loans with unfair or abusive terms, 24 which is especially important for low-income and low-literate customers.²⁵ But of the 22 countries that have regulations for both MFIs and credit unions, only 11 require both types of institutions to disclose the effective interest rate to customers. Another 4 require only MFIs to disclose their effective interest rates, while 2 require only credit unions to disclose. The remaining 5 do not require either MFIs or credit unions to disclose the effective interest rate.

The Kyrgyz Republic, the Philippines and Tanzania score highest on the credit unions indicator. Regulations in these countries set prudent requirements that guarantee the financial stability of credit unions and include consumer protection measures. All require appropriate minimum capital requirements and a low minimum number of members to establish credit unions. And they set minimum ratios for financial stability for credit unions. Each ensures transparency in loan pricing by requiring that credit unions disclose loans' effective interest rates to prospective borrowers.

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FIGURE 5.2 Almost half the countries that allow MFIs to take deposits require a higher capital adequacy ratio for MFIs than for commercial banks



Source: EBA database.

Note: The capital adequacy ratio (CAR) is defined as an institution's total capital to risk weighted assets. It aims to prevent institutions from taking excess leverage and becoming insolvent in the process. International regulation recommendations encourage commercial banks to maintain a minimum CAR of 8% to safeguard against portfolio losses. Excessively high minimum CARs can reduce lending capacity and appetite of an institution. By contrast, a minimum CAR that is too low can result in financially unstable institutions. Therefore, a good practice is for MFIs to have equal to or slightly higher minimum CARs than commercial banks. There is no minimum CAR required for MFIs in Bangladesh, Mozambique and Myanmar.

BOX 5.2 Good practices for credit union regulations

- Establish appropriate minimum capital requirements to establish credit unions.
- Should define the minimum number of members to establish a credit union in regulations.
- Should require credit unions to adhere to minimum ratios for financial stability such as capital adequacy and liquidity ratios.
- Should require credit unions to disclose the full cost of credit to loan applicants.

The financial sector is more inclusive in countries with branchless banking laws

Few banks open branches in rural areas because population density is much lower than in cities and the limited customer base hardly justifies the costs of operating a new branch. Rapid ICT development has spurred new ways to deliver financial services without relying on a local bank. Agent banking, also called branchless banking, relies on agents that provide services to rural customers through retail points while remotely connected to a bank in a city. Alternatively, payments and deposits can be made electronically through mobile phones or

debit cards (e-money). Both e-money and agent banking offer farmers more economical ways to access financial services so that they do not need to travel far to a bank branch.²⁶

Of the low-income and lower-middle-income countries covered, only 11 regulate agent banking.²⁷ Among them, 7 adopt the good practice of allowing both exclusive and nonexclusive contracts between agents and financial institutions, while the remaining 4 prohibit exclusive contracts (figure 5.3). Exclusive contracts promote innovation by granting banks a monopoly over an agent. Nonexclusive contracts allow agents to provide services for multiple financial institutions, increasing access to financial services.²⁸

It is good practice to allow agents to offer a wide variety of financial services (box 5.3).²⁹ Although most of the 11 countries measured allow agents to provide cash deposits, withdrawals, transfers and bill payments, only in Bangladesh and Ghana can clients open a deposit account through an agent.

Finally, it is good practice to hold commercial banks liable for the actions of their

agents.³⁰ This ensures oversight of agents and increases customer confidence. Among the 11 countries measured, only Ghana and Ukraine do not hold commercial banks liable for the acts of their agents.

While both agent banking and e-money enable inexpensive and accessible financial services by lowering delivery costs, e-money allows customers to access savings, payments and transfers through mobile phones.³¹

Of the 28 countries that have regulations on e-money, 16 allow businesses to issue e-money without having to hold a banking license (box 5.4).³² While these businesses still need adequate supervision, obtaining a banking license can be costly and is likely to deter innovative actors from entering the market.

Kenya's strong e-money regulations are reflected in the country's top score. Thanks to high standards for licensing

BOX 5.3 Good practices for agent banking regulations

- Should identify minimum standards to qualify and operate as an agent, such as real-time connectivity to the commercial bank.
- Should allow agents to enter both exclusive and nonexclusive contracts with financial institutions.
- Should allow agents to offer a wide range of services such as cashin, cash-out, bill payment, account opening and processing of loan documents.
- Should hold commercial banks liable for the actions of their agents.

FIGURE 5.3 Countries are at different stages of developing legal frameworks to regulate agent banking activities



- Countries with a legal framework on agent banking
- Countries without a legal framework on agent banking
- Countries allow both exclusive and nonexclusive contracts
- Countries do not allow both exclusive and nonexclusive contracts

Source: EBA database.

Note: Thirty countries measured under the agent banking indicator include Bangladesh, Bolivia, Burkina Faso, Burundi, Cambodia, Côte d'Ivoire, Ethiopia, Georgia, Ghana, Guatemala, Kenya, Kyrgyz Republic, Lao PDR, Mali, Morocco, Mozambique, Myanmar, Nepal, Nicaragua, Niger, the Philippines, Rwanda, Sri Lanka, Sudan, Tajikistan, Tanzania, Uganda, Ukraine, Vietnam and Zambia.

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BOX 5.4 Good practices for e-money regulations

- Should allow both banks and non-bank businesses to issue e-money.
- Should specify minimum licensing standards for non-bank e-money issuers, such as:
 - internal control mechanisms that comply with anti-money laundering and combating the financing of terrorism (AML/ CFT) laws.
 - consumer protection measures and recourse mechanisms.
- Should require e-money issuers to safeguard and ring-fence customer funds by holding funds in a separate account at a regulated financial institution.

non-bank e-money issuers, regulations protect customers against fraud by imposing anti-money laundering and combating the financing of terrorism (AML/CFT) controls and require e-money issuers to have consumer protection measures, such as consumer recourse mechanisms. And they require issuers to safeguard customer funds by setting aside 100% of what is owed to customers, so that money is readily accessible when the customers want to convert their e-money back to cash.

The relevance of e-money for financial inclusion is shown by Global Findex data on the share of the poor population with an account at a financial institution.³³ This correlates positively with the licensing standards imposed on non-bank e-money providers as measured by the finance indicators, suggesting that in countries with strong e-money laws, a higher share of the population is financially included.³⁴ Regulations in these countries typically combine clear minimum capital requirements with internal AML/CFT controls and consumer protection measures.

Few countries regulate warehouse receipt systems

Many farmers in emerging economies lack traditional collateral required to access credit, so warehouse receipts can

enable farmers and agricultural producers to use agricultural commodities as collateral for a loan.³⁵ And secure and reliable warehouse receipt systems can enable farmers to extend the sales period beyond the harvesting season (box 5.5).³⁶

Comprehensive warehouse receipt regulations are still limited for the industry. Only 15 of the 34 countries measured under the warehouse receipts indicator have laws regulating warehouse receipt systems (figure 5.4).

Performance guarantees—such as requirements that warehouse receipt operators file a bond with the regulator, pay into an indemnity fund and insure the warehouse and stored goods against theft, burglary and natural disastersincrease user confidence in the warehouse receipt system.³⁷ Furthermore, insuring a warehouse and the goods inside reduces a bank's risk in lending against a warehouse receipt, which may incentivize banks to extend credit.38 Of the 15 countries with warehouse receipt laws, 12 require the warehouse operator to insure the warehouse and stored goods, but only 7 require that the operator file a bond or pay into an indemnity

Of the 15 countries with laws regulating warehouse receipts, 5 score 100 on the warehouse receipt indicator, all having enacted specific warehouse receipt laws in the past 15 years. Three of the 5 are in Sub-Saharan Africa: Ethiopia, Uganda and Zambia.³⁹ Turkey and Ukraine also score full points.

Uganda's Warehouse Receipt System Act of 2006 and Warehouse Receipt Regulations of 2007 have created an enabling environment for the use of warehouse receipts as collateral for loans. The laws create licensing standards for warehouse operators, including a requirement to file a bond with the warehouse authority to ensure fulfillment of duties and a second

BOX 5.5 Good practices for warehouse receipt systems

- Should require warehouse receipt operators to file a bond with the regulator or pay into an indemnity to secure performance of obligations as an operator.
- Should require that warehouse and stored goods be insured against fire, earthquakes, theft, burglary and other damage.
- Should require that both electronic and paper-based receipts be valid.
- Should define the information required to be stated on a receipt, including the location of storage, the quantity and quality of goods and the information on security interest over the goods, such as the certificate of pledge.

Score on warehouse receipts (0-100)100 90 80 70 60 50 40 30 20 10 0 Ukraine Uganda Bolivia Georgia Kyrgyz Republic Turkey Zambia Nicaragua Ethiopia Philippines Fanzania Colombia Guatemala Bangladesh Bosnia and Herzegovina

FIGURE 5.4 Three of the five top performers on regulations related to warehouse receipts are in Sub-Saharan Africa

Source: EBA database.

Note: High-income countries—Chile, Denmark, Greece, Poland, Russian Federation and Spain are not measured under the warehouse receipts indicator. Burkina Faso, Burundi, Cambodia, Côte d'Ivoire, Ghana, Jordan, Kenya, Lao PDR, Mali, Morocco, Mozambique, Myanmar, Nepal, Niger, Rwanda, Sri Lanka, Sudan, Tajikistan and Vietnam do not have any regulations for warehouse receipts.

requirement that all stored goods are fully insured against loss by fire and other disasters. The law defines the content of a valid warehouse receipt and allows receipts to be negotiable.

Conclusion

Increasing access to financial services is key to helping farmers smooth volatile income flows, better allocate risk and increase production. The *EBA* finance results show that there is opportunity in many countries to improve laws and regulations and move towards good practices, such as:

 Implementing standards for microfinance institutions that ensure stability and protect customers, yet are not so restrictive as to limit access to financial services. Kenya's microfinance regulations set a loan provisioning schedule that is slightly more aggressive than that for commercial banks and requires microfinance institutions to participate in a deposit insurance system.

- Establishing minimum prudential and consumer protection standards for credit unions. The Philippines' credit union regulations set a low minimum number of members to establish a credit union and require credit unions to disclose their effective interest rate to loan applicants.
- Creating an enabling environment for commercial banks to hire agents to perform financial services. The agent banking regulations in the Kyrgyz Republic require agents to have real-time connectivity to the commercial bank and hold commercial banks liable for the actions of their agents.
- Allowing non-bank financial institutions to issue e-money. Colombia

- requires non-bank e-money issuers to have internal control mechanisms to comply with AML/CFT laws and standards and to safeguard 100% of customer funds.
- Fostering a legal environment that raises confidence in the warehouse receipts system and the use of agricultural commodities as collateral for loans. In Uganda warehouse operators must pay into an indemnity fund and insure the warehouse and stored goods against theft and damage.

An enabling regulatory environment can improve access to financial services for farmers and agribusinesses. The challenge is to strike a balance between stability of the financial sector and protecting customers, while increasing access to financial services. The finance topic focuses on a small set of regulatory indicators that measure lending constraints for microfinance institutions

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and credit unions, the entry and operational requirements for agent banking and non-bank e-money issuers and the regulations for using warehouse receipts as collateral. These indicators can help policymakers identify where regulatory reforms can improve access to finance for farmers and agribusinesses.

Notes

- 1. CABFIN 2001.
- CGAP 2012.
- 3. Nair and Kloeppinger-Todd 2007.
- IFC and GPFI 2011.
- 5. Besley 1998.
- 6. Poulton, Kydd and Doward 2006.
- 7. Lauer and Tarazi 2012.
- 8. Kumar and others 2006.
- 9. Alexandre, Mas and Radcliffe 2010.
- 10. Ammar and Ahmed 2014.
- 11. High-income countries—Chile, Denmark, Greece, Poland, Russia and Spain are not measured under the EBA finance indicators and data for those countries are shown as "N/A." The EBA finance indicators were designed to measure laws and regulations that promote access to financial services for potential customers that are partially or fully excluded from traditional financial services. This is not applicable to high-income countries whose agribusinesses and smallholder farmers have few obstacles accessing the formal financial sector. Data from the Global Findex database show that, on average, more than 80% of the population of high-income countries in the EBA sample have an account at a formal financial institution. In addition, high-income countries have developed alternative financial instruments to those covered by EBA finance indicators. For instance, instead of warehouse receipt financing, term financing and working capital financing are

widely used in high-income countries. Additional indicators will be designed to account for regulations governing relevant financial services in high-income countries next cycle.

- Colombia, along with all high-income and upper-middle-income countries, is not measured under the MFI and agent banking subindicators.
- 13. WOCCU 2011.
- 14. CGAP 2012.
- 15. CGAP 2012; Cull, Demirgüç-Kunt and Morduch 2009.
- 16. High-income and upper-middle-income countries (Bosnia and Herzegovina, Chile, Colombia, Denmark, Greece, Jordan, Spain, Turkey, Poland and Russia) are not measured under the MFI subindicator since commercial banks serve the needs of the majority of the population in these countries.
- 17. CGAP 2003.
- 18. CGAP 2012.
- 19. Myanmar does not set a provisioning schedule for microfinance loans.
- 20. Capital adequacy ratio is defined as a financial institution's total capital to risk-weighted assets.
- 21. CGAP 2012.
- 22. Branch and Grace 2008.
- 23. Chien 2012.
- 24. The annual percentage rate (APR), an amortization table, or the total cost of credit including interest and other charges were used as proxies for the effective interest rate.
- 25. Chien 2012.
- 26. Jayanty 2012.
- High-income and upper-middleincome countries (Bosnia and Herzegovina, Chile, Colombia, Denmark,

Greece, Jordan, Spain, Turkey, Poland and Russia) are not measured under the agent banking sub-indicator since bank branch penetration is high and branches are accessible in rural locations in those countries.

- 28. Muthiora 2015.
- 29. Tarazi and Breloff 2011.
- 30. Ibid.
- 31. Gutierrez and Singh 2013; Jack and Suri 2011.
- 32. High-income countries (Chile, Denmark, Greece, Poland, Russia and Spain) are not measured under the *EBA* finance indicators.
- 33. Demirgüç-Kunt and others 2014.
- 34. The correlation between the percentage of poor population having an account at a financial institution and the score on standards to be licensed as an e-money issuer is 0.35. The correlation is significant at the 5% level after controlling for income per capita.
- 35. Hollinger, Rutten and Kirakov 2009.
- 36. Lacroix and Varangis 1996.
- 37. Wehling and Garthwaite 2015.
- 38. *Ibid.*; Kiriakov and the QED Group, LLC 2007.
- 39. Only 4 of 14 Sub-Saharan African countries have laws regulating warehouse receipt systems.

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6. MARKETS ENABLING ACCESS



Huy, a farmer in Vietnam's Mekong River Delta region, suspects a virus outbreak on his farm. If Huy reports the threat to the local plant protection authority, he can receive the necessary treatments to contain the outbreak and minimize the impact on his crop. So when the harvest comes he can fulfill his obligations as a member of an agricultural cooperative, pooling his production with other farms to sell to a local rice trader. Huy and his fellow farmers in the cooperative are interested in exporting to more profitable foreign markets, but they face several obstacles in the process. Besides preparing export documents and conducting expensive quality testing in order to sell in destination markets with more stringent product standards, they must first obtain a Certificate of Eligibility for the Rice Export Business issued by the Ministry of Industry and Trade—principally to state-owned enterprises and for a limited time only.

EBA markets indicators measure regulatory obstacles agribusinesses face in producing, marketing and exporting agricultural products, as well as the strength of plant protection measures.

Regulations on producers, buyers and exporters of agricultural goods can affect business growth and, in turn, the growth of the agricultural sector as a whole. Plant protection regulation, the first indicator for EBA markets, was selected for study because reliable pest management and robust pest control at the border go hand-in-hand with strong agricultural sectors.1 Unmanaged and undocumented pest populations lead to crop failures, smaller harvests and contaminated products, hindering market access at home and abroad.2 But where governments require pest surveillance activities by plant protection authorities and impose reporting obligations on the private sector, pest outbreaks can be dealt with promptly and crop damage minimized. Using this information to prepare pest lists and conduct pest risk analyses enables governments to regulate cross-border agricultural trade in a cost-effective manner, negotiate access to foreign markets for their producers and issue valid and reliable phytosanitary certificates for exports.3 Producers and exporters rely on the guarantees of phytosanitary certificates to show that their products comply with

the plant health requirements in destination markets.

Production and sales, the second EBA markets indicator, is comprised of three components. The first component looks at the regulation of agricultural sales and purchases. Such regulations can take the form of licensing and registration requirements for the sale or purchase of certain agricultural products, or may involve special registration requirements for agricultural production contracts.4 Such licenses can impose an additional regulatory hurdle and hinder market access opportunities for smallholder farmers. A second component analyzes the regulation of farmers' cooperatives. Farmers' cooperatives help producers overcome regulatory hurdles and achieve economies of scale.5 Cooperatives allow members to access inputs at a lower cost through aggregate purchases of seeds and fertilizers and to use collectively owned equipment, such as tractors, harvesters and storage facilities. Farmers' cooperatives can also offer members services to facilitate sales, negotiate long-term agricultural contracts and enter lucrative and reliable value chains.6 A final component of this second indicator addresses the enforceability of mediated settlement agreements and the ease of resolving contractual disputes outside traditional courts.

The third indicator for *EBA* markets addresses the requirements for exporting agricultural products. Regulatory bottlenecks—such as special licenses, registration and export documentation—can raise transaction costs associated specifically with exports and discourage private investment in marketing and storage capacity. Delays in obtaining mandatory export documents can reduce overall export volumes due to damage or deterioration, especially for time-sensitive agricultural products. §

The data cover the following areas:

- Plant protection. This indicator measures key aspects of domestic plant protection regulations, including surveillance and pest reporting obligations, the existence and availability of quarantine pest lists, provision for pest risk analysis and riskbased border inspections, domestic containment and border quarantine procedures.
- **Production and sales.** This indicator addresses issues that can have an effect on the enabling environment for producers and other agribusinesses in a country. It considers (i) product-specific licenses to sell or purchase agricultural products, (ii) the ability of farmers cooperatives to establish, merge and take

out loans and (iii) the enforceability of mediated settlement agreements, which is a preferred method of resolving disputes stemming from agricultural production contracts.

Agricultural exports. This indicator, which is not scored, measures requirements on agricultural exports, including mandatory memberships, trader-level licenses and per-shipment documentary requirements, including the time and cost to obtain these documents.

Bosnia and Herzegovina, Chile, Colombia, Greece, Poland and Spain have the highest scores on markets indicators overall, with only minor differences observed with respect to regulations impacting agricultural production and sales (figure 6.1). Countries lagging behind on the overall score tend to have more divergent results with respect to each indicator, with the majority of countries receiving higher scores for the indicator on production

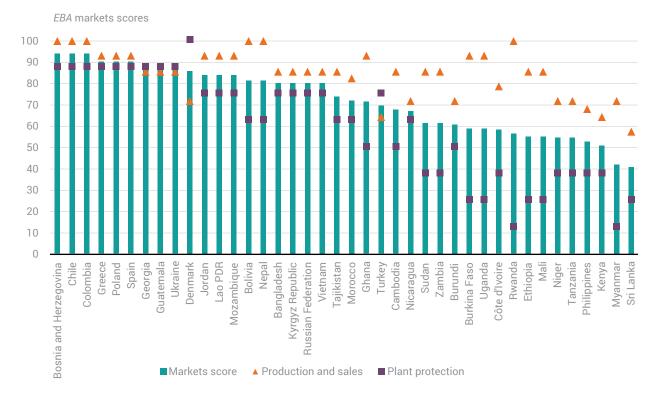
and sales than for plant protection. For example, Burkina Faso, Ethiopia, Mali, Myanmar, Rwanda and Uganda all have scores for production and sales that are 50 or more points higher than their scores for plant protection. Countries in Sub-Saharan Africa and East Asia and the Pacific have the lowest scores for plant protection. In Sub-Saharan Africa most countries do not have a list of regulated quarantine pests, which is a key element when negotiating with trading partners and for managing pests domestically. Countries in East Asia and the Pacific tend not to allow risk-based phytosanitary inspections on import consignments.

The strength of plant protection regulation varies greatly across countries. Denmark and Chile have robust plant protection regulations, including pest surveillance and reporting obligations, as well as pest containment and quarantine procedures in relevant laws. These countries carry out pest risk analyses and make pest lists publicly available.

Although the scores for production and sales do not vary as much across countries as for plant protection, differences exist. In Nepal there are no licensing requirements for potato production or purchase, while Sri Lanka requires coconut producers and buyers to register annually with the Coconut Development Authority. Some countries may impose potentially burdensome requirements on producers. Nicaragua requires coffee producers to be registered to produce and sell coffee. And in Morocco producers must meet certain minimum capital requirements to establish a farmers' cooperative. Imposing additional burdens and compliance costs can limit market access.

Roughly half of the countries surveyed impose at least one trader licensing or membership requirement on exporters and there is no significant variation among countries across income groups. Fourteen countries require one membership or license to export the selected product, while Kenya, Morocco and Sri

FIGURE 6.1 EBA markets scores overall and by indicator



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Lanka require two and Ghana requires three.

In low-income and lower-middle-income countries, traders also face longer delays to obtain the documents required for each export shipment (figure 6.2). On average, it takes about twice as much time to obtain per-shipment export documents in low-income and lower-middle-income countries than in upper-middle-income and high-income countries. But significant variations exist within each income group. Obtaining the documents takes over 10 days in Tanzania (low income), Zambia (lower middle income) and the Russia (high income); it only takes 2 days in Burkina Faso, Mozambique and Nepal (all low income),

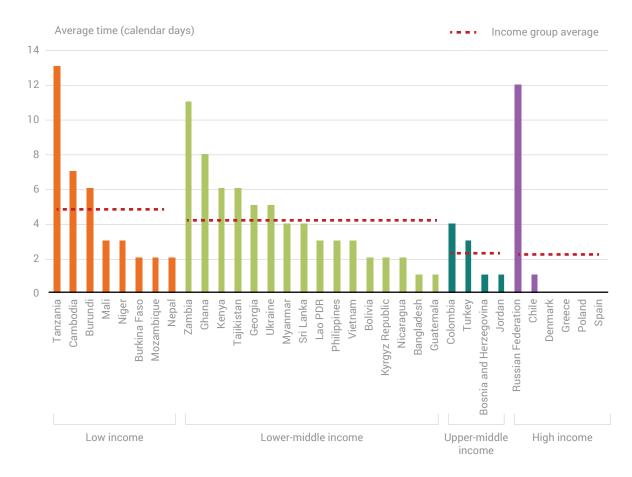
slightly below the average in upper-middle-income countries.

In some countries exporters face lengthy processes and high costs to obtain export documents, as in Zambia, where a cereal trader must spend roughly 11 days and 1,135 Zambian kwacha (10.8% of income per capita) to get all the required documents, including phytosanitary and fumigation certificates. Cambodian cereal traders face similar hurdles, spending about 7 days and over 350,000 Cambodian riels (8.6% of income per capita) to obtain a phytosanitary certificate, fumigation certificate and a quantity and weight certificate before they can export. But a fast process may also coincide with high costs. In Lao PDR a coffee trader has to spend more than 1,200,000 Lao kip (9.4% of income per capita) to obtain the phytosanitary and fumigation certificates, although they are issued in just 3 days, below the average of lower-middle-income countries. Conversely, a Russian cereal trader spends only 1,190 Russian rubles (0.3% of income per capita) but waits about 12 days to obtain a phytosanitary certificate, a quality certificate, a fumigation certificate and a health certificate.

Strong plant protection frameworks correspond with low time and cost to obtain a phytosanitary certificate

Plant protection frameworks consist primarily of "phytosanitary measures,"

FIGURE 6.2 Time to obtain per-shipment export documents is greater in low-income and lower-middle-income countries on average, and it varies greatly within income group



Source: EBA database.

Note: Data on time to obtain per-shipment export documents are not available for Côte d'Ivoire, Ethiopia, Morocco, Rwanda, Sudan and Uganda. These cases were excluded from the calculation of the averages by income group.

which refer to any legislation, regulation or official9 procedure to protect plant health and prevent the introduction and spread of pests, diseases, or disease-carrying or disease-causing organisms and limit their economic impact. 10 Pest lists allow exporting countries to issue phytosanitary certificates tailored to foreign market requirements and facilitate trade negotiations by indicating whether specific pests are present in each country.11 The list of regulated pests is publicly available for more than half the countries measured. Chile, Denmark and Spain have more advanced pest databases available online that list the status and geographic distribution of pests in the country.

Phytosanitary measures applied to imports of agricultural and other plant products at the border—such as inspections, sampling and laboratory testing and quarantine procedures—safeguard the domestic agricultural sector against the entry, establishment and spread of pests and diseases across borders. But since border agencies have limited resources to inspect and control every import consignment, pest risk analysis (PRA) can be used to differentiate between consignments based on risk and impose border controls accordingly at a higher or lower rate (box 6.1).12 PRA evaluates biological or other scientific and economic evidence, often specific to a commodity or country of origin, to determine whether a pest should be regulated and the strength of any phytosanitary measures to be taken against it.13 Of the 40 countries studied, 31 provide for a PRA procedure in legislation, or have a designated unit to carry out PRA. Seventeen countries allow phytosanitary import inspections to be carried out at a reduced frequency based on PRA: Bolivia, Bosnia and Herzegovina, Colombia, Denmark, Ethiopia, Georgia, Greece, Guatemala, Jordan, the Kyrgyz Republic, Mozambique, Poland, Russia, Spain, Tanzania, Turkey and Ukraine.

The strength of phytosanitary protection regulations can also affect whether agribusinesses meet phytosanitary requirements in destination markets, as they enable producers to meet certain minimum standards and demonstrate compliance. Strong plant protection in high-income countries also corresponds

BOX 6.1 Good practices for phytosanitary regulation

- Should require plant protection agencies to conduct pest surveillance.
- Should require producers and land users to report outbreaks of pests.
- Should establish a publicly available pest database that lists pests
 present in the country and their current distribution and status to
 help land users to monitor and treat pests.
- Should establish a list of regulated quarantine pests and make available on the website of the International Plant Protection Convention.
- Should mandate pest risk analysis by law or officially task a unit to conduct it.
- Should allow phytosanitary import inspections on a riskmanagement basis.
- Should address both domestic containment and border quarantine procedures in relevant legislation.

with lower costs to obtain a phytosanitary certificate for export, while the certification process takes the least time to complete in upper-middle-income countries (figure 6.3).

The enabling environment for production and sales varies across countries

Many governments impose special licensing regimes on the domestic marketing of certain agricultural plant products. These requirements can determine whether farmers are permitted to sell regulated crops, or if those crops can be bought only by licensed buyers. Of the 40 countries covered, 9 require registration or licensing to sell or purchase agricultural products or enter agricultural production contracts.15 In Tanzania, sweet potato producers must be registered with the authorities to sell their produce. In the Philippines, purchasers of coconut products need a license from the Philippine Coconut Authority. In Kenya, anyone engaged in collecting, transporting, storing, buying or selling potatoes for commercial ends must register with the Agriculture, Fisheries and Food Authority. And in Turkey, producers must register with the authorities to enter an agricultural production contract.

Agricultural production and marketing capacity can be improved through cooperative arrangements among farmers, but excessive initial capital requirements can make it harder for smallholder farmers to establish a cooperative in the first place (box 6.2).16 Furthermore, limitations on the commercial operations of farmers' cooperatives—raising funds from third parties such as commercial banks, or merging with other farmers' cooperatives-hinder growth and marketing potential.¹⁷ Of the 40 countries studied, most do not restrict third-party loans or mergers between farmers' cooperatives. But in Morocco, the Philippines and Turkey the law establishes a minimum capital requirement for the creation of a cooperative. This requirement is highest in Turkey, where shareholders are required to form a minimum capital of 50,000 Turkish lire, equivalent

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FIGURE 6.3 Obtaining a phytosanitary certificate is less expensive in high-income countries, but takes less time in upper-middle-income countries



Source: EBA database.

Note: The EBA sample covers high-income (6), upper-middle-income (4), lower-middle-income (19) and low-income (11) countries.

BOX 6.2 Good practices for regulations related to agricultural producers

- Should allow sales of plant products without product-specific licensing.
- Should allow farmers to establish cooperatives without minimum capital requirements.
- Should allow farmer' cooperatives to raise capital through loans from third-party sources.
- Should allow farmer' cooperatives to grow through mergers.
- Should enable prompt and effective dispute resolution through enforceable mediated settlement agreements.

to 219.2% of income per capita, just to register and establish a cooperative.¹⁸

In marketing agricultural products, disagreements may arise between farmers and buyers over prices, product quality or delays in delivery or payment.

Disagreements can be potentially fatal for production contracts, which rely on long-term positive relationships and may account for all current and projected sales for farmers. Alternative dispute resolution (ADR) mechanisms, such as mediation, conciliation, expert

determination and arbitration, offer means to resolve disputes more promptly and effectively than traditional court procedures, and as a result preserve business relationships and livelihoods. ¹⁹ Whereas the cost, length and complexity of traditional court procedures can heighten disagreements, ADR facilitated by a neutral third party is more consensual, collaborative and practical in nature. ²⁰

The legal force of any settlement agreement reached through ADR can be an important consideration for parties seeking dispute settlement. Of the 40 countries surveyed 22 allow settlement agreements reached through extrajudicial mediation to have the same enforceability as a court decision. In 8 of those countries a settlement agreement reached through extrajudicial mediation automatically has the same binding force as a court judgment. Four of those countries are located in Latin America and the Caribbean (Bolivia, Chile, Colombia and Nicaragua). In the remaining 14 the settlement agreement can be filed with a court or notarized to acquire the same enforceability as a court judgment and

bind the parties accordingly. Six of those countries are located in Sub-Saharan Africa, 2 in East Asia and the Pacific, 2 in the Middle East and North Africa, 1 in Europe and Central Asia and the remaining 3 are OECD high-income countries. In 18 countries a successful extrajudicial mediation can result in a settlement agreement with the binding value of a contract between the parties. In case of a breach, enforcement would thus require civil litigation first to establish the validity of the agreement (or contract) and then to establish a breach. Thirty-eight countries offer the opportunity to seek mediation during the course of judicial proceedings upon a referral by the court or at the parties' own initiative.

More trader-level export requirements apply to cash crops than to other product groups

Many governments impose trader-level licensing regimes on the export of agricultural products. When analyzed by

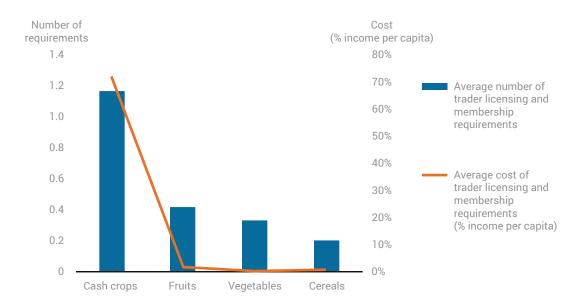
product type, cash crops stand out as being subject to more membership and licensing requirements to export, increasing the associated costs (figure 6.4).²¹

Similar trader-level licensing and membership requirements are imposed in the countries where cash crops were studied (figure 6.5). In Kenya, Rwanda and Sri Lanka, where tea was selected as the export product, exporters must maintain membership of and pay annual fees to a specific organization to source tea for export through an auction in the respective country. Exporters might also have to register or obtain an export license from a public agency responsible for affairs related to tea. In Kenya tea exporters must register annually with the Tea Directorate to obtain the right to export and be members of the East African Tea Trade Association to purchase tea at the Mombasa Tea Auction. In Sri Lanka both an annual export license issued by the Sri Lanka Tea Board and a pass to the Colombo Tea Auction from the Cev-Ion Chamber of Commerce are required to export tea. The situation is similar in Rwanda, where the associated costs are equivalent to \$1602.30 (246.5% of income per capita).

For coffee—the cash crop selected for Burundi, Colombia, Ethiopia, Lao PDR, Nicaragua and Uganda—all countries except Lao PDR impose an export license or its equivalent. Coffee exporters in Colombia must register with the Registro Nacional de Exportadores de Café. Exporters in Ethiopia must obtain a certificate of competence from the Ministry of Agriculture and Rural Development every year. Despite similarities in licensing regimes, the incurred costs vary greatly among countries. They range from greater than 85% of income per capita in Burundi and Uganda to minimal or no cost in Ethiopia (1.6% of income per capita), Colombia (free of charge) and Nicaragua (free of charge).

Between the two countries where *EBA* studied cocoa bean exports, Ghana has established more requirements for

FIGURE 6.4 Cash crops are subject to more trader licensing and membership requirements than other product groups and thus to higher costs

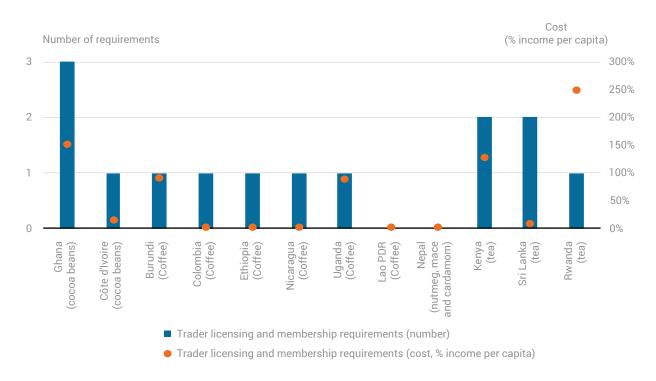


Source: EBA database.

Note: Cash crops were studied for Burundi (coffee), Colombia (coffee), Côte d'Ivoire (cocoa), Ethiopia (coffee), Ghana (cocoa), Kenya (tea), Lao PDR (coffee), Nepal (nutmeg, mace and cardamom), Nicaragua (coffee), Rwanda (tea), Sri Lanka (tea), Uganda (coffee). Data on cost of trader-level licensing and membership requirements are not available for Morocco and Tanzania, which were excluded from the calculation of the averages by product group.

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FIGURE 6.5 Similar trader licensing and membership requirements are imposed in countries where cash crops are studied



Source: EBA database.

exporters than Côte d'Ivoire. In Ghana cocoa exporters must be members of the Federation of Cocoa Commerce and are required to obtain an export license from the Ghana Cocoa Board as well as an annual accreditation by the Plant Protection and Regulatory Services Directorate, leading to a cumulative cost equivalent to approximately \$2,345.60 or 150.3% of income per capita. In Côte d'Ivoire, by contrast, an export license granted by the Conseil du Café-Cacao costs roughly \$198.30 or 12.8% of income per capita, and is the only requirement imposed on the trader level.

Per-shipment requirements have a lower time and cost under a bilateral or regional agreement

Regional and bilateral economic integration through preferential trade agreements (PTAs) typically reduces the number of per-shipment requirements to export. PTAs aim to reduce or remove tariff and non-tariff barriers to trade in goods, services and finances between participating countries.²² They have grown in number and coverage in recent years and may extend to "the integration and improvement of transport and trade logistic systems, strengthening of infrastructure, harmonization of institutional arrangements and practices and improvement in behind-the-border policies and regulations that impose a burden on business activity."23 They often streamline customs procedures and remove export licenses and other border measures; in complex arrangements they can facilitate harmonized and mutually recognized standards. As such, they can increase market access for agribusinesses in relevant countries and strengthen cross-border value chains.24

The EU countries measured (Denmark, Greece, Poland and Spain) illustrate this integration. While agribusinesses in these countries can export to other EU countries without special

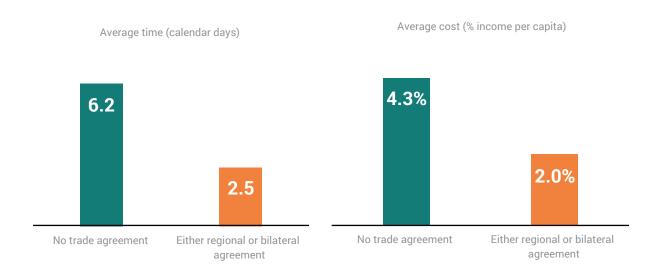
documentation, if they choose to export the same consignment to a non-EU country, it takes on average two days and 0.2% of income per capita to complete the required documents.²⁵ In other countries the time and cost associated with mandatory document requirements are generally lower when exporting agricultural products to regional or bilateral trading partners (figure 6.6).²⁶

Conclusion

Improving access to markets for agricultural producers is crucial for developing a country's agricultural sector. The analysis shows that there is still plenty of room for countries to improve their laws and regulations and move towards good practices identified, such as:

 Strong phytosanitary protection legislation governing national surveillance for pest lists, pest risk analysis and domestic and import

FIGURE 6.6 It is on average faster and less expensive to complete per-shipment documents when exporting to regional or bilateral trading partners



Source: EBA database.

Note: Relevant bilateral and regional trade agreements between studied countries and the selected trading partner were not identified for the following 14 countries: Bolivia, Burkina Faso, Burundi, Cambodia, Ethiopia, Ghana, Kenya, Russian Federation, Sri Lanka, Sudan, Tanzania, Turkey, Uganda and Ukraine. Data on time to obtain per-shipment export documents are not available for Côte d'Ivoire, Ethiopia, Morocco, Rwanda, Sudan and Uganda. Data on cost to obtain per-shipment export documents are not available for Colombia, Côte d'Ivoire, Morocco and Uganda. These cases were excluded from the calculation of the averages.

quarantine procedures. Plant protection laws and regulations in Nepal require the government to conduct pest surveillance and pest risk analysis and make a list of regulated quarantine pests publicly available.

- Laws that do not obstruct the production or sale of agricultural goods domestically. Thirty-one of the 40 countries studied do not require a product-specific license to engage in an agricultural production contract, or to sell or purchase the contracted product.
- A legal environment that supports farmers' cooperatives. In Zambia there is no minimum capital requirement to establish a farmers' cooperative, which facilitates farmer coordination activities and reduces the initial investment needed. Cooperatives are also allowed to merge and take out loans from third parties.

Efficient and affordable requirements to export major agricultural products, including membership, licensing and per-shipment documentation. In Guatemala fruit exporters are not required to obtain a license or become a member of a specific organization before they can export and the process to obtain the per-shipment mandatory documents is efficient, costing only 0.2% of income per capita.

Identifying good regulatory practices is challenging when dealing with the agricultural sector because, besides facilitating production, market access and cross-border trade, regulation is also needed to protect domestic production and the environment from pests and diseases. The markets topic identifies certain regulatory constraints that can hinder agricultural production and sale. These indicators are a starting point for discussion with policymakers on addressing such regulatory constraints and working towards a more

streamlined, productive and profitable agricultural sector.

Notes

- International Plant Protection Convention 2015; International Plant Protection Convention 2012; Lesser and Moïsé-Leeman 2009; World Bank 2012.
- 2. Murina and Nicita 2014.
- International Plant Protection Convention 1997.
- 4. An agricultural production contract is a contract where "the producer undertakes to produce and deliver agricultural commodities in accordance with the contractor's specifications. The contractor, in turn, undertakes to acquire the product for a price and generally has some involvement in production activities through, for example, the supply of

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- inputs and provision of technical advice." See UNIDROIT, FAO and IFAD 2015.
- Farmers' cooperatives are also known as agricultural cooperatives, farmers' cooperatives or producers' associations. A farmers' cooperative is defined as a voluntary, jointly-owned and democratically controlled association of farmers created to support and promote the economic interests of its members through joint economic activity, including, but not limited to, production, processing and marketing of agricultural products. If different types of farmers' organizations exist in a country, those that most closely adhere to this definition are selected for study.
- 6. Arias and others 2013; FAO 2013.
- World Bank 2012; Pannhausen and Untied 2010; Comprehensive African Agriculture Development Programme (CAADP) 2009.
- 8. Djankov, Freund and Pham 2006.
- 9. "Established, authorized or performed by a National Plant Protection Organization." International Plant Protection Convention 2005.
- International Plant Protection Convention 2005. Erratum. This definition should be understood to supersede and correct that in Enabling the Business of Agriculture 2015.
- International Plant Protection Convention 2003.
- 12. International Plant Protection Convention 2004.
- International Plant Protection Convention 2007.
- 14. Asian Development Bank 2013.
- 15. For each country, this finding is based on the most produced non-processed non-cereal product in terms of gross production value (current million US\$). All data are sourced from FAOSTAT, using the production data of 2012 (the latest

- available year). Cereal crops are excluded from the analysis because they are less suitable for agricultural production contracts due to several characteristics, including high risk of side-selling given well-developed local or export markets, less need for technical assistance to meet market specifications and poor potential for price differentials.
- 16. For additional information on minimum capital requirements applicable to firms, please see *Doing Business*. http://www.doingbusiness.org/data/exploretopics/starting-a-business/good-practices.
- 17. FAO 1998; Von Pischke and Rouse 2004.
- 18. In the Philippines the minimum capital requirement is 60,000 Philippine peso (39.6% of income per capita), and in Morocco it is 700 Moroccan dirhams (2.7% of income per capita).
- 19. UNIDROIT, FAO and IFAD 2015.
- 20. Dixie and others 2014.
- 21. EBA defines and groups agricultural products as cash crops, cereals, fruits and vegetables according to the Harmonized Commodity Description and Coding System 1996 version (HS 96): cash crops (HS 09, HS 1201-HS 1206, HS 1210, HS 1212, HS 1801); cereals (HS 10); fruits (HS 08); vegetables (HS 07).
- 22. World Bank 2013.
- 23. World Bank 2013.
- 24. World Bank 2008.
- 25. Data for exports from European Union countries to third countries are available on the *EBA* website: eba.worldbank.org.
- 26. The bilateral and regional agreements included in our analysis are those covering agricultural trade and concluded between studied countries and their largest cross-border agricultural

trading partner. Agricultural trade is defined as import and export of plant-based products, including cash crops, cereals, fruits and vegetables, according to the Harmonized Commodity Description and Coding System 1996 version (HS 96). All data are sourced from the UN Comtrade Database, using the import and export data from 2009–13. For each country, the cross-border partner country that represents the highest five-year average agricultural trade value (in US\$) is selected.

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7. TRANSPORT

MAKING TRANSPORTATION MORE RELIABLE AND AFFORDABLE



A young and dynamic entrepreneur, Guillaume, owns a truck and transports cereals for rural smallholder farmers to nearby markets. He is committed to provide reliable services to his clients by keeping his truck in good condition. He has the required truck-level transport license presenting his technical inspection and insurance certificates. But he finds it hard to expand his business with all the competition from formal and informal operators offering transport services below minimum quality and safety standards. As a certified driver and licensed truck operator, Guillaume would like his customers to be able to distinguish professional truckers ensuring certain standards from informal competitors. The government is aware of the situation and is working on improving the current licensing system to establish certain professional minimum standards.

EBA transport indicators measure laws and regulations that affect commercial road transport services. The indicators address factors that could potentially benefit farmers and agribusinesses through more competitive and better regulated services that enable the transport of agricultural products to the market.

With growing demand for food and increasing export opportunities in regional trade, farmers will need to transport their produce to these markets to benefit from their potential. High transport costs increase the price farmers pay for inputs and decrease their income, which decreases the incentive to invest in their farms. Regulations affect the availability, efficiency, effectiveness, reliability and safety of transport services. ²

Truck licenses, the first indicator for *EBA* transport, has been selected for study as licenses promote reliable and safe transport services. Truck licenses create a level playing field for road transport operators by regulating access to the profession and setting safety and environmental standards. Countries with few or no qualitative market entry criteria are dominated by many small, often informal businesses. Informality hampers the viability and efficiency of

formal road transport services, cutting the revenue collected from the transport sector. Smart regulations balance the need for safety and quality standards without becoming too burdensome and excessively restricting small and foreign companies in the market. The process for obtaining licenses or permits for transport equipment and operations should be clear, transparent and efficient. Making it easier to obtain licenses for transport equipment and operations is an important way to improve trade and transport.³

Cross-border transport, the second indicator for EBA transport, measures restrictions to foreign transport companies providing cross-border services. Permit and quota restrictions obstruct regional trade integration.4 Increasing foreign participation in trucking and logistics is one way to improve the quality and competitiveness of transport services available to agribusinesses. Allowing foreign logistics services and foreign trucks to transport third-country cargo eases trade.5 Backhauls and long travel times from waiting and idling during trips create inefficiencies that also raise transport prices. Harmonizing and mutually recognizing technical and procedural standards between countries—such as axle load limits, technical inspections and carrier liabilities—improves cross-border transport service quality and efficiency.

The data cover the following areas:

- Truck licenses. This indicator addresses the different licensing regimes for commercial road transport services in the domestic market, the extent to which license requirements and applications are available online, the additional legal requirements to obtain a license or permit and the price and freight allocation regulations affecting domestic road transport services. In addition, data has been collected on the time, cost and validity required for transport licenses and the cost and validity of mandatory technical inspections.
- Cross-border transport. This indicator measures restrictions to cross-border transport including the regulation of carrier's liabilities, rights of foreign trucking companies to transport agricultural goods in the country, and existence of quotas on number of transport rights granted.

Countries such as Denmark, Greece, Poland and Spain score better than most

on both transport indicators, with regulations in place that lead to a more favorable enabling regulatory environments for transport operators (figure 7.1). They have transparent regulations and neither impose discriminatory criteria to obtain a license nor interfere with freight allocation and price setting—making it easier for foreign transport operators to enter and operate in the domestic market.

Countries that score poorly often struggle with the trade-off between the need for a more formal and professional sector and the availability of administrative and institutional resources. Transport regulators seek to promote the sector's professionalization by establishing quality standards and other requirements for obtaining a license. But limited enforcement and institutional capacity hinders progress. Low-income countries tend to have regulations with lower quality standards for operator licenses and more price-setting and freight allocation mechanisms, hurting their transport indicator scores. But some low-income countries perform better than others—especially in cross border transport. For example, Kenya and Uganda are more open to foreign competition than Cambodia and Ethiopia.

Low-income countries have weaker regulations for cross-border transportation because they often grant fewer transport rights to trucking companies from their main neighboring trading partner, limiting foreign transport operators in the domestic market. But some countries are leveraging regional integration to gradually harmonize regional transport regulations and ease cross-border trade. Although Tanzania's transport license regulations restrict foreign transport operators, they allow transport companies from other East African Community (EAC) countries to offer more services.

Company road transport licensing promotes better transport operations

Introducing and enforcing quality criteria to enter the transport sector

should be a key objective of any transport regulation. Regulation affects the competition and efficiency of transport services, as well as their availability, reliability and safety. Competition improves service quality and lowers transport prices, but imperfect competition accounts for 35% of national transport costs in Central America. Lower prices and reliable services increase the profit margin for farmers, which they can reinvest in other production-related activities.

Company licenses promote more formal and professional transport sectors by regulating access to the profession, setting standards for transport operations, collecting revenue based on business profits, compiling more detailed data on the trucking industry and facilitating the enforcement of labor regulations (box 71)

They provide a level playing field to promote competition based on common criteria. They also ease establishing and enforcing certain minimum

FIGURE 7.1 High-income countries tend to have more regulations that promote market access and operations and cross-border transport



Source: EBA database.

Note: The EBA transport aggregate ranking is constructed by combining two subindicators: truck licenses and cross-border transport.

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BOX 7.1 Good practices for road transport licensing systems

- Should require licenses to access the sector and provide truck services to establish minimum conditions and requirements such as technical inspection certificates.
- Should not include discriminatory requirements for licenses, such as nationality, membership in a trucking organization and minimum operational capacity.
- Should establish quality criteria such as good repute, financial standing and professional competence to obtain a transport license, preferably by implementing a company-level license.
- Should make licensing requirements transparent and accessible and collect and update road transport data.
- Should promote market-based price-setting mechanisms and freight allocation systems.

quality standards more than truck licenses, which can be appropriate regulatory instruments to set basic trucking service standards, especially in more informal markets.

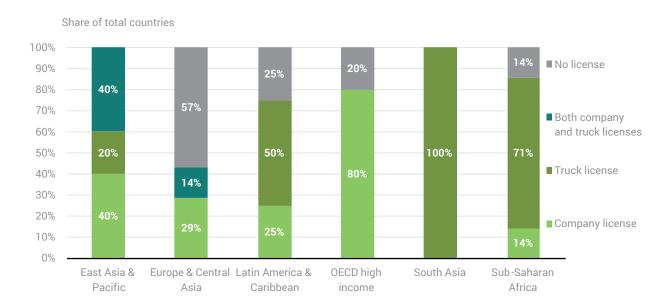
Licenses are also crucial to guarantee certain safety standards since trucking involves heavy and sophisticated machinery requiring training and regular maintenance.

Of the 40 countries measured, 12 require a company license only, 16 require a truck license only, 4 require both company and truck licenses and 8 require no company or truck licenses.

Company licenses are prevalent in OECD high-income countries, and truck licenses are mostly seen in Sub-Saharan Africa. Most countries in Europe and Central Asia do not require either a company or a truck license for domestic operations (figure 7.2).

High-income countries have the largest share of company-license regimes. Such licensing trends suggest that transitioning toward a company-license regime is not an easy task. Such systems may imply other regulatory reforms, such as labor law reforms that set standards for the access to the profession of licensed drivers or corporate tax code reforms associated with a company license. Another challenge for lower-income countries is the cost of investing in the enforcement of higher and more complex quality standards. But some low-income countries—such as Rwanda and Ethiopia —have company-license systems.

FIGURE 7.2 Transport license systems vary across regions



Source: EBA database.

Note: The Middle East and North Africa is excluded from the sample as EBA does not cover a representative number of countries (only Jordan and Morocco).

Online availability of transport regulations and license applications is not widespread

Transparency and information are crucial to enable citizens to monitor the quality of government services. ¹² Accessing and understanding the requirements for a license ensures a predictable business environment for transport operators. It also enables them to demand better regulatory quality and reduces potential for discretionary practices by public officials. Evidence from the Asia-Pacific Economic Cooperation (APEC) suggests that increasing the transparency of transaction costs could raise intra-APEC trade by 7.5%. ¹³

In many countries transport regulations are not easily accessible, evident in the number of countries still not publishing their transport regulations on government websites. And of the 24 countries publishing licensing requirements online, only 5 offer applicants an online platform to submit their license applications. Despite the costs and resources to set up such platforms, they can make licensing easy and accessible for applicants far from an application office. Greater transparency is also associated with less discrimination in entry. Countries that do not impose discriminatory requirements to obtain a license—such as nationality, mandatory association membership and minimum operational capacity criteria also have the most transparency.14

Company licenses set higher standards for truck operators at no significantly higher cost

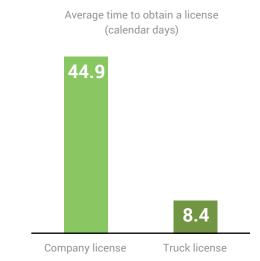
Transport regulations that strike the right balance between ensuring enforcement of essential safety and quality standards and avoiding excessive regulatory burdens for transport operators can lead to both better transport services and lower costs. Professional standards and certification for logistics service providers are important parts of an effective logistics sector. But quantitative and economic regulations of transport services that do not have an explicit and objective justification should be cut.¹⁵

Obtaining a company license takes longer than in other licensing systems such

as truck regimes. 16 But company licenses must comply with a wider number of technical and qualitative prerequisites such as applicant's proof of good repute, financial capacity, professional competence, operational capacity and fulfillment of tax obligations. So processing time in company systems tends to be longer than in truck systems—where technical and qualitative prerequisites are more limited (figure 7.3).

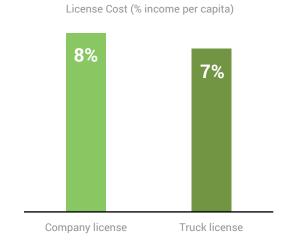
Countries with company-license systems record higher absolute costs than countries with truck-license systems. But relatively, company licenses are only slightly costlier than truck licenses (figure 7.4). And given that company licenses are valid longer than truck licenses, their yearly cost is considerably lower. Company-license systems strike a good balance between the standards of quality established and the efficiency of the issuance procedure.

FIGURE 7.3 Truck-level licenses are issued more expeditiously than other regulated systems



Source: EBA database.

FIGURE 7.4 Company licenses are more cost-effective than other licensing systems



Source: EBA database.

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Linking Logistics Performance Index (LPI) data with EBA transport licensing categories reveals that countries with company-license systems record greater transport service satisfaction (as measured by perceptions of freight forwarders on the competence and quality of service provided by road transport service providers) than countries with other licensing systems (figure 7.5).17 Truck licenses record the lowest satisfaction rates of any licensing regime (as measured by the percentage of respondents reporting high satisfaction), supporting the assumption that market entry quality criteria in company-license systems improve the professionalism of road transport operators.

The costs of technical inspections vary across countries

One of the key obstacles to an efficient road transport sector is the condition of vehicles, especially trucks. Trucks in poor condition lead to unreliable services and high operating costs from breakdowns and repair work. This affects road safety and the environment—for example, through higher emissions. For users of road transport services, reliable services

are important. Post-harvest losses due to transport conditions or accidents can cause a significant loss of income for farmers. To improve road safety and reliability of services, countries need an efficient system of technical inspections. Regular inspections can ensure that vehicles in operation are properly maintained to ensure their safety and durability.¹⁸ Frequent and systematic vehicle tests make roads safer and reduce the number of accidents.¹⁹

Regular inspections are mandatory in all countries except Georgia, where technical inspections will become mandatory only in 2017. And in high-income countries such as EU members, the regulator monitors the quality of the technical inspection by introducing minimum standards and certifying centers that ensure compliance with the requirements. But in countries without such regulations, the technical inspection quality relies on each service provider, so the risk of a low-quality inspection is higher.

The average cost of a (first-time) technical inspection is 2.9% of income per capita, ranging between 0.1 and 13.9% (figure 7.6), and thus is not a constraining factor in most countries. But in

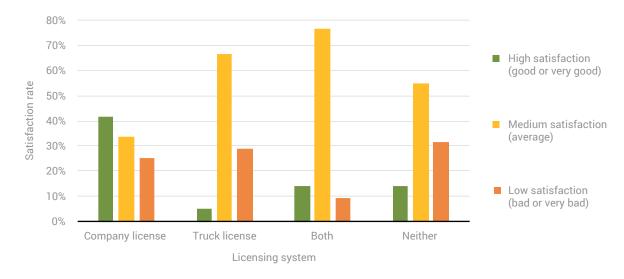
low-income countries it costs more of income per capita than in high-income countries. The average time to obtain a technical inspection certificate (a few hours) and the average validity of these certificates (six months) are similar across the 40 countries.

Few countries are truly open to international competition coming from their largest trading partner

Harmonizing and liberalizing regional road transport services exposes national service providers to wider regional competition. And that can lead to lower transport tariffs, higher efficiency and higher transport quality. ²⁰ EBA transport indicators measure the number of transport rights granted to truck companies registered in the largest neighboring agricultural trading partner (box 7.2 and figure 7.7).

Additional transport rights denote an increased freedom of movements and operations allowed to foreign firms willing to do business in the domestic market. In spite of the efforts to facilitate cross-border transport, there is a wide disparity in actual openness to cross-border

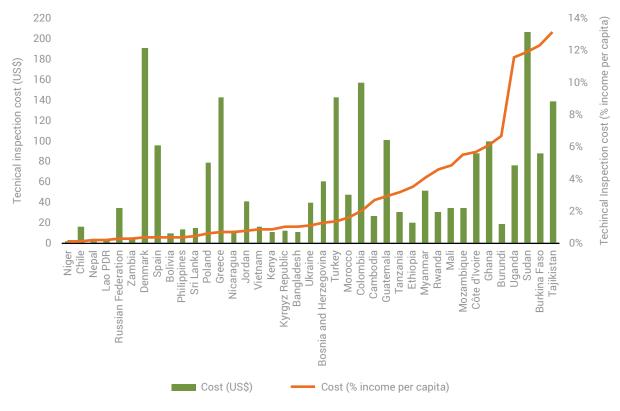
FIGURE 7.5 Company-license systems record greater user satisfaction



Sources: EBA database, LPI database.

Note: Graph developed based on question 19-1 of the 2014 LPI Survey. The LPI collects data in 33 of the 40 EBA countries.

FIGURE 7.6 The cost of technical inspection is not a constraint in most countries, but some disparity is observed in its relative cost



Source: EBA database.

Note: Regular vehicle inspections are mandatory in all countries except Georgia, where technical inspections will only become mandatory in 2017.

competition. Only four countries (Denmark, Greece, Poland and Spain) grant foreign companies the same transport entitlements as they do to domestic firms, and even in such cases there are limitations (figure 7.7).²¹ But when granting transport rights to foreign companies governments should make sure that foreign trucks and transport firms comply with the same standards required to domestic operators. Only in such a way will licenses maintain minimum safety and quality service standards and provide a level playing field for competition.

The East African Community promotes cross-border transport openness by harmonizing standards on road transportation and standardizing license requirements. A larger market and greater competition benefit local producers by improving the quality and cutting the

price of transport services, prompting more producers to participate in regional value chains.

Regulations in the EU countries measured (Denmark, Greece, Spain and Poland) demonstrate greater openness to competition from truck operators from their largest neighboring agricultural trading partner as they grant on average all five transport rights measured by EBA. South Asia (Bangladesh, Nepal and Sri Lanka) is the least open region with an average of 1.3 rights granted (figure 7.8). Basic transport rights are granted in 38 of the 40 countries surveyed, except Myanmar and Sri Lanka.²² But 18 countries have a quota on the number of permits granted. More open transport increases trade, as shown by the correlation between merchandise exports and regional liberalization as measured by the cross-border transport indicator.23 Granting foreign companies access to the domestic market—for example, by allowing importing and backhauling—increases cross-border trade and competition. But many obstacles to cross-border transport result from a lack of harmonization or lack of mutual recognition of a variety of technical standards, such as axle-load limits, truck dimensions and driver's licenses. So, bilateral and multilateral agreements granting transport rights should also address the harmonization and mutual recognition of transport standards that hinder cross-border transport. Public access to the respective information on transport rights and applied transport standards should be a fundamental part of harmonization.

Greater regional integration and easier trade and transit practices reduce entry

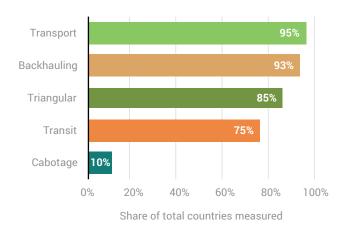
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BOX 7.2 Transport rights definitions

 Transport rights: A truck registered in country A is allowed to transport goods produced in its country to country B for sale.

- Backhauling rights: A truck registered in country A is allowed to load goods in country B and transport them back to Country A.
- Transit rights: A truck registered in country A is allowed to travel through country B to deliver goods in country C.
- Triangular rights: A truck registered in country A is allowed to pick up goods in country B and transport them to country C.
- Cabotage rights: A truck registered in country A is allowed to pick up goods in country B and transport them to a
 different point in country B.

FIGURE 7.7 Only a few countries allow cabotage



Source: EBA database.

Note: Transport rights are entitlements granted by domestic transport authorities to trucking companies registered in the largest neighboring agricultural trading partner. For this study, transport rights are categorized along five basic rights or freedoms. Cabotage rights imply that foreign companies are granted treatment similar to domestic truck companies. Cabotage rights are only allowed in Denmark, Greece, Poland and Spain.

costs for transport service operators in landlocked countries.²⁴ So, achieving efficient cross border transport by reducing transit times and transport costs is another major objective for regional economic communities.²⁵ OECD countries that are also EU members are the only countries that allow cabotage, which the European Commission labels

a free market essential. Allowing cabotage rights and optimizing capacity can improve efficiency and reduce environmental damage.²⁶

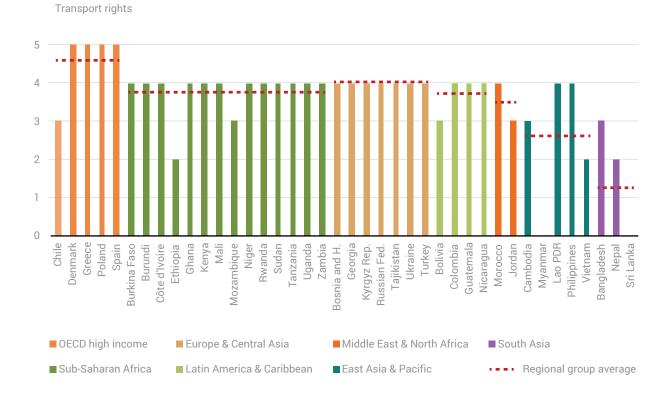
Some regional economic communities also require contracting parties engaged in international transactions to sign a document acknowledging carrier liabilities or a waybill, as in ECOWAS and the European Union. Farmers can use such transport documents to claim losses from transport.

Conclusion

Improving access to reliable and affordable transport for agricultural producers is key to developing and strengthen a country's agricultural sector. There is still plenty of room for countries to improve their laws and regulations and move towards good practices identified, such as:

- Strong licensing systems to access the road transport sector based on minimum requirements such as vehicle technical inspection certificates. Tanzania's 2012 'Goods carrying vehicle' regulations establish clear binding principles to obtain and maintain a truck license, including valid vehicle registration cards, vehicle third-party liability insurance, vehicle inspection report from an authorized inspector or copy of employment contract between the driver and the licensee.
- Eliminate discriminatory requirements to obtain road transport licenses, such as a certain nationality, membership in a trucking organization and minimum operational capacity. Through its 2003

FIGURE 7.8 Regulations in OECD high-income countries demonstrate greater openness to cross-border competition, while countries in South Asia and East Asia and the Pacific tend to limit the scope of operations for foreign firms



Source: EBA database.

decree regulating merchandise road public transport, Morocco ensures any citizen with a nationally-constituted company can offer trucking services, ruling out the necessity to be a member of a transport association or to have a minimum fleet size.

- Establish company licenses that enforce qualitative criteria such as good repute, financial standing and professional competence. In 2014 Turkey reformed their transport regulations to create K1-type licenses requiring operators to provide proof of minimal working capital (\$3,500), maximum fleet age (20 years) and national certification for managers.
- Make licensing requirements more transparent and accessible, and collect and update road transport statistics. Colombia's Ministry

of Transport consolidates all laws, regulations, directives, decrees, notifications or resolutions pertaining to road transport and makes them easily accessible on their governmental website.

Promote market-based price-setting mechanisms and freight allocation systems. Nicaragua's 2005 'General road transport law' provides a solid legal foundation to guarantee that the conditions of carriage including pricing and cargo quantities are solely determined by the contracting parties without any external interference.

Reforming laws and regulations is a challenge for policymakers given the complexity of the transport sector. Identifying good regulatory practices is difficult when dealing with agricultural transport because besides ensuring efficiency,

laws and regulations are also needed to protect clients, consumers and the environment from unsafe, unreliable and polluting transport. The transport topic identifies and measures several key regulatory constraints that can hinder farmers and agribusiness firms from reaping the benefits of growing urban and rural markets in which to sale their production. These actionable indicators can be used as a starting point for discussion with policymakers on ways to address regulatory constraints that might obstruct efficient and quality transport for agricultural producers, buyers and exporters.

Notes

- 1. Staatz and Dembélé 2007.
- Lema and others 2008.
- 3. World Bank 2010.

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- 4. World Bank 2010.
- 5. World Bank 2010.
- 6. Araya, Pachón and Saslavsky 2012.
- 7. International Road Transport Union 2007.
- Lema, de Veen and Abukari 2008.
- 9. Teravaninthorn and Raballand 2009.
- 10. Osborne, Pachon and Araya 2014.
- 11. Company license: Specific licenses granted to established companies to legally offer domestic road transport services. For the purposes of this study general business registration licenses are not considered. Instead, a company-level license is a specific permit required exclusively for the provision of road transport services. A transport license at company level generally allows to operate several trucks under the same license. Truck license: Truck licenses are licenses granted to each truck to legally transport goods in the domestic market. For the purposes of this study vehicle registration certificates or road worthiness/technical inspection certificates are not considered, as these are usually not specific to the provision of road transport services.
- 12. Geginat and Saltane 2014.
- 13. Helble and others 2007.
- 14. Data analysis demonstrates a moderate positive correlation (0.27) between transparency (defined in this analysis by the scores obtained to the questions: "Are the license/ permit requirements publicly available online?" and "Can the application for a license/permit or its renewal be submitted electronically?" Each country is ranked high, medium or low based on their scores in both questions) and additional requirements considered as discriminatory (mandatory association membership, minimum operational capacity or nationality criteria). This correlation is 5% significant when controlling for income per capita.

- 15. World Bank 2010; This is known as the 'regulatory guillotine' concept, in which all regulations affecting a certain sector or transaction are publicly listed and then automatically rescinded if an explicit justification for the regulation is not provided within a certain time frame. The 'economic regulations' mentioned in this context by the World Bank's Trade and Transportation Facilitation Assessment toolkit would include issues such as transportation price controls, quantitative limits on the provision of trucking services and so on.
- 16. Company license: Specific licenses granted to established companies to legally offer domestic road transport services. For the purposes of this study general business registration licenses are not considered. Instead, a company-level license is a specific permit required exclusively for the provision of road transport services. A transport license at company level generally allows to operate several trucks under the same license. Truck-level license: Truck-level licenses are licenses granted to each truck to legally transport goods in the domestic market. For the purposes of this study vehicle registration certificates or road worthiness/technical inspection certificates are not considered, as these are usually not specific to the provision of road transport services.
- 17. The LPI is a World Bank project published every two years since 2007 and measuring logistics performance or the on-the-ground efficiency of trade supply chains. The 2014 edition covers 160 countries and compiles information from approximately 1,000 respondents, providing a total of around 5,000 country assessments (website: http://lpi.worldbank.org/).
- 18. IRU 2011.
- 19. Cuerden, Edwards and Pittman 2011.
- 20. Raballand, Kunaka and Giersing 2008.

- 21. Granting cabotage rights to truck companies coming from the largest agricultural neighboring trading partner is equivalent to giving foreign transport firms national treatment with regard to transport operational freedom.
- 22. Sri Lanka transports goods internationally mostly by air or water.
- 23. EBA cross-border transport indicators measure the number of transport rights granted to the largest neighboring agricultural trading partner, including mandatory carrier's liabilities documents.
- 24. World Bank 2014.
- 25. Runji 2015.
- 26. European Commission 2006.

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8. EBA TOPICS UNDER DEVELOPMENT

In this second year of the EBA project, some topics have been refined and restructured and several new topic areas added. The information and communication technology (ICT) topic area was piloted during the first year of the EBA project and restructured this year to include data about policies and regulations on mobile and internet services. The land topic was expanded to include new areas on tenure security, land sales and lease markets. Given the nature of the land topic and the legitimate interests involved, further consultations will be carried out and some new areas could be included next year, such as the cost of registering group rights, the time and cost of land surveying process, the procedural safeguards in case of expropriation and the management of land records. These developments will contribute to a more balanced scoring methodology.1

Two new topic areas were developed this year: water and livestock. Water is an essential input to agricultural production, and the security and proper management of water rights is essential to a well-functioning agricultural sector. Livestock is another area where governments design regulations to ensure the supply, safety and quality of animal production inputs. A scoring methodology for these two topic areas will be developed in the next EBA cycle.

Two cross-cutting themes were introduced and analyzed this year—gender and environmental sustainability. The gender analysis presented below shows how the data collected on several relevant indicators can be interpreted through the lens of gender. The environmental sustainability theme crosses several existing topics—mainly seed and water—to assess practices that protect natural resources for agricultural production.

Information and communication technology

Mobile phones and the internet are powerful tools for farmers today. When connecting to the internet from remote areas, farmers can access key resources such as real-time data on market and transport prices, information on seed varieties, pests and farming techniques as well as several tools for production and marketing. Better information and communication technologies facilitate farmers' access to markets, particularly to improved seed varieties and fertilizers.2 So, many governments now disseminate information and provide extension services in rural areas using the internet, mobile applications and text and voice services, alongside more traditional channels of communication such as the radio and extension agents.

This multifaceted approach gives policy-makers an opportunity to interact with the farming community and develop more targeted regulatory and policy interventions for agribusinesses. Appropriately designed ICT regulations can ensure market liberalization and competition in the ICT sector, leading to fair retail prices, more high-quality mobile services and greater mobile market penetration.³ By contrast, burdensome licensing requirements can hinder competition and innovative mobile services solutions responsive to users' needs.

EBA ICT indicators measure laws, regulations and policies addressing ICT services in rural areas. The indicators focus on the institutional framework for service providers to operate and expand mobile networks and government strategies to improve farmers' access to ICT services and agricultural information.

 Licensing regimes in the ICT sector. These data measure countries' ICT licensing framework, validity and associated costs. The data also cover spectrum management, retail price regulations and quality standards, with a particular emphasis on standards in rural areas.

- Government strategies to improve access to ICT services in rural areas. These data describe government policies and measures to facilitate ICT in rural areas, including universal access and service funds, which use contributions from multiple sources to finance the expansion of network coverage and mobile services
- Agricultural e-extension services. These data address how the government provides agricultural information, particularly on market prices and weather.

Licensing regimes in the ICT sector. Licenses are an effective tool for governments-not only to regulate competition and generate revenue, but also to define the obligations of market players on matters relevant to farmers and agribusinesses, such as rural coverage. Obtaining a license to offer telecommunication services is costly and may obstruct entry for mobile operators. EBA data on ICT collected this year show how licensing regimes vary among the 40 EBA countries. Individual licenses are most prevalent.4 Only 7 countries have implemented a general authorization regime for mobile cellular services.5 Compared with other licensing regimes, the general authorization regime has greater transparency and competition, as well as lower costs, since it creates a level playing field among providers and simplifies the regulatory process.⁶ In all 7 countries costs are publicly available

Government strategies to improve access to ICT services in rural areas.

The "last mile" of telecommunication infrastructure in rural areas is usually expensive, and the resulting benefits do not always make up for the costs. Governments differ in how they address this. The solutions include tying coverage and quality requirements to licenses, offering tax breaks to providers that cover hard-to-reach areas, requiring mobile operators to offer social tariffs to eligible customers in rural areas and setting up universal access funds for infrastructure or other outreach projects.

Universal access funds are popular in developing countries since they generate funds from multiple sources, including contributions from mobile operators and international organizations, as well as direct funds from the government budget.8 They help expand ICT coverage in otherwise commercially unviable areas.9 But establishing the funds, collecting contributions, selecting projects, disbursing funds and monitoring and evaluating the impact of projects require capable administrators and transparent organizational structures.10 Of the 40 countries studied, 24 have a universal access fund that has started collecting funds. Despite having a universal access fund in place, 4 countries (Bangladesh, Burkina Faso, Kenya and Niger) have never disbursed funds for ICT projects.

Agricultural e-extension services.

Information asymmetries between participants in agricultural value chains can impede farmers' access to markets, especially in developing countries.¹¹ Access to information enables farmers to participate in value chains, scale up production and increase revenues.¹² E-extension services can address the information deficit farmers face in remote areas and empower them to engage more in agricultural production and marketing. In 22 of the countries studied, governments provide agricultural e-extension services, mainly for market prices and weather.

Land

Access to agricultural land and the legal and regulatory regimes underpinning that access are fundamental to economic development.¹³ Land is a key factor of agricultural production, and for many rural families it is the most valuable asset they possess. But in many countries the vast majority of agricultural land lies outside formal legal protection.¹⁴ To encourage investments that can increase productivity, rights to land must be secure and transferable. Indeed, landowners will be willing to invest more to improve production, such as "planting perennials and establishing irrigation," when they believe their land will be protected from conflicting claims and expropriation.¹⁶

Security of tenure can be guaranteed through formal mechanisms, such as state-granted titles and state-backed legal enforcement. It can also be guaranteed through community-administered customary tenure, where the state recognizes customary rights as legitimate and protects them.¹⁷ Legal frameworks must recognize all legitimate land rights (including informal and customary rights where applicable), enable their recordation and ensure their protection.¹⁸ Customary land tenure continues to play a large role in agricultural production in many countries and statutory recognition of customary land tenure regimes can help protect agricultural producers from conflicting claims to customary land and government expropriation.¹⁹ This is important as population growth, increased international investment and volatile commodity markets contribute to the scarcity of productive agricultural land, especially in Sub-Saharan Africa.²⁰

Secure, transferable tenure enables the use of agricultural land as collateral, which can increase access to credit and agricultural investment.²¹ Where markets operate smoothly, land transfers (through sale or lease) can operate to allocate land efficiently.²² This is critical for skilled farmers seeking to expand and invest in more intensive production and for those seeking to exit farming to be able to invest the value of their land in other economic sectors.

EBA land indicators measure the rights of individuals and firms to register, use and transfer agricultural land and the administration of the procedures that give effect to these rights. Security of tenure²³ and transferability of rights²⁴ are important for increasing agricultural

productivity for different market actors at different levels of economic development. The administrative mechanisms that guide them must be transparent and easily navigable.²⁵

- Land tenure security. These data include information on the types of land tenure granted by countries (private or public ownership), the formalization of informal rights of individuals and communities and the security that land registration provides.
- Land sales and lease markets. Impediments to transferring land and registering such transfers (whether leases or sales) reduce the likelihood of efficiency-enhancing exchanges. These data address how land sale and lease markets function, including government restrictions on land sales such as price controls, land ownership ceilings, minimum farm sizes and other restrictions on the ability of individuals and companies to buy, sell or lease land.

Land tenure security. Of the 40 countries surveyed, 32 recognize private ownership of land. In the remaining 8 countries all land is owned by the state, but the government allows for long-term leases or land use rights. The difference between the two is blurred by because not all leases are based on market rates and land use rights often come with an annual fee. Five of these 8 allow for perpetual land rights of some form: Ethiopia, Mozambique, 26 Myanmar, Lao PDR and Tajikistan. Of the remaining 3, Vietnam provides for use rights of up to 50 years (or 70 years for larger investments) and Tanzania²⁷ and Zambia both allow use rights of up to 99 years. Thirty-nine of 40 countries allow for land rights to be used as collateral for accessing credit.²⁸ In Ethiopia, while holders of perpetual use rights cannot mortgage them, those holding leases to land use rights can use them as collateral. In Zambia, too, leaseholders can use their lease rights as collateral.

First-time registration of informally held land rights is important to ensure land tenure security, particularly in developing countries. Thirty-one countries allow

individuals to register agricultural land rights for the first time based solely on open, exclusive and notorious possession of the land.²⁹ Six countries in the study allow for registration of land use rights after possession for a statutorily stated period, even though they do not recognize private ownership. Of the 40 countries surveyed, 24 allow for the firsttime registration of customary rights including 13 of 14 Sub-Saharan African countries. Three countries (Denmark, the Kyrgyz Republic and Rwanda) have registered all privately held land plots at the immovable property registry, and the first-time registration process is no longer applicable.30

Countries adopt different ways of addressing first time registrations of land rights, but the processes can generally be classified as either judicial or administrative, depending on which type of body does the formalization. Chile has both a judicial and an administrative process depending on the value of the land. The cost of first-time registration also follows one of two general regimes —a flat rate or a percentage of the land's value. Some countries have both. While collecting taxes is important, it can discourage the formalization of informal rights if it exceeds the actual cost of land registration.

Land sales and lease markets. Private ownership of land is not a requirement for land markets to operate efficiently. In 39 of 40 countries those who hold rights to agricultural land can lease those rights to other agricultural producers. For the 8 countries without private land ownership, 3 (Myanmar, Lao PDR and Tajikistan) allow buying and selling perpetual use rights. In Tanzania, Vietnam and Zambia no perpetual rights exist—only long-term use rights or leases, which can be subleased. In Ethiopia perpetual use rights exist but cannot be sold, though they can be leased for up to 15 years if the lessee engages in "mechanized agriculture." In Mozambique the constitution prohibits any dispossession of land whether sale, lease or mortgage. Although private property ownership is allowed in Ukraine, there has been a moratorium on sales of agricultural land since 2004.

Governments often restrict the sale and lease of land. Nineteen countries impose

at least one restriction on the sale of land (minimum size of subdivision, maximum number of hectares, setting minimum or maximum prices) and 7 countries impose at least two of them. And 17 countries restrict registration to leases spanning a minimum number of years.

Water

Access to irrigation water is directly connected to the success of farmers and agribusinesses: a sufficient and stable water supply can lead to larger crop yields and more reliable production patterns. The highest crop yields from irrigation are more than twice those from rainfed agriculture, and the use of irrigation can increase crop yields by 100–400%. Irrigation systems are thus critical to meeting the increasing global demand for food. 32

Access to irrigation water can be constrained by its depletion and pollution. Insufficient or inappropriate regulation can also lead to the mismanagement of water resources and hamper access to irrigation water for both small and large agricultural producers.33 For example, if legal rights surrounding the use of water are insecure, agribusinesses could reduce or forgo investments because of concerns that water supplies will be unreliable or insufficient to meet production targets. Similarly, the absence of decentralized governance mechanisms such as water user associations (WUAs) to manage irrigation infrastructure—may prevent some farmers from securing equitable access to water and limit their ability to voice grievances and resolve water-related disputes.

EBA water indicators measure the quality of laws and regulations that affect the ability of both small and large commercial farms to get access to adequate quantities of water at the times and places needed for crop production, through appropriate irrigation infrastructure and decentralized institutions.

 Permits for water use. Effective water use permit systems provide secure rights to water users and allow resource managers to ensure sufficient water supply for future crop cycles. These data measure the legal security of water use permit systems by examining public notification requirements, permit duration and compensation for curtailment of rights, the scope of application of the permit system that exempts small-scale agriculture and the system's efficiency and sustainability by examining pricing water as a resource.

Decentralized irrigation management. Decentralized mechanisms for the governance of water resources and infrastructure, such as WUAs, can improve system efficiencies and allow farms to have a greater role in the decisions affecting their access to water.34 These data measure the extent to which the legal framework enables WUAs to manage irrigation infrastructure, by granting them the authority to decide on water allocations, set and collect fees and monitor and enforce rules. They also measure WUA membership restrictions and whether WUAs are included in broader decisions on basin planning and water resource management.

Permits for water use. For commercial farms of all sizes the security of water rights affects farmers' decisions for investing, producing crops and locating commercial operations.35 A water use permit system either recognizes existing water use rights or creates new water use rights. Of the countries studied 35 have a permit system for both surface water and groundwater use.36 Only Jordan and the Kyrgyz Republic require the permit system only for groundwater, and 3 countries have no formal permit system for water use. Such legal gaps could send negative signals to investors and commercial farms about a higher risk in securing enough water for planned crop production operations. Almost half the EBA countries (19) have a statutory obligation for the authority issuing permits to publicly announce new permit applications for both surface water and groundwater use, enhancing transparency for existing and potential water users on the allocation of water resources. The transparency of a permit system contributes to the security of water rights by sharing information of interest to water users and reducing the potential for disputes.

A long duration for water use permits can also enhance the security of water use rights. In EBA countries the duration of water use permits varies from 2 years in Burundi to 75 years in Spain. The average duration is approximately 20 years for both surface water and groundwater. Across regions, OECD high-income countries had the longest average permit duration, and Sub-Saharan Africa the shortest. Farmers are more likely to make bigger investments with long duration permits. But governments need to balance that incentive with the need to conserve and protect water resources.37 Fourteen countries—including Ghana, the Philippines and Turkey—have legislation that gives the granting agency discretion to determine the duration at the time of issuance. While this gives the resource manager flexibility to set permit durations based on resource planning needs, it could reduce predictability and thus increase investment risks for commercial farms.

A formal permit requirement, despite its benefits, can impose a large burden on smallholder farmers and granting agencies alike. Formal permit requirements are not appropriate for all water users in all contexts.³⁸ Some countries exempt some categories of small-scale water users from the obligation to obtain a permit, based on specific thresholds or defining characteristics, 39 such as the volume of water used, land area, intended water use, means of water extraction and recognized customary water rights. Twelve EBA countries have exemptions that can facilitate water access for small commercial farms using surface water (16 for groundwater).40

In response to water scarcity concerns and increasing demand, many countries impose fees on the use of water resources. An appropriate fee structure is often considered to allocate water efficiently and promote water conservation, 41 though the specific systems vary significantly across countries. 42 Twenty-eight EBA countries allow authorities to charge permit holders for surface water used (29 for groundwater). 43

Decentralized irrigation management. In recent decades many countries have taken steps to decentralize the governance of water resources and infrastructure, implementing local participatory management systems, 44 mainly through WUAs, which should be supported by a strong legal framework. 45 Five EBA countries have introduced full specific legislation on WUAs. Another 26 countries have specific provisions for WUAs in their laws and regulations for sectors such as water, irrigation and agricultural development. The remaining 9 countries have no specific legal recognition of WUAs, which are subject to the general framework for associations or cooperatives.

Among the 31 countries that have specific provisions or full legislation on WUAs, several features have to do with the establishment and internal organization of WUAs.46 In 16 countries the law explicitly permits WUAs to establish, monitor and enforce their own rules in areas such as water use, fee payment and infrastructure maintenance. Also in 16 countries (a different set) the law permits WUAs to directly collect irrigation fees for infrastructure maintenance; in 12 of them fees are freely set by the WUA to cover expenses. This legal autonomy and cost recovery ensure that WUAs have sufficient capacity and powers to improve and maintain the infrastructure that brings water to commercial farms. Despite sharing the previously mentioned good practices, Spain and Tanzania exclude leaseholders and other land users that are not registered owners from membership.

Livestock

Livestock production accounts for up to 40% of global agriculture GDP, trending toward 50–60%.⁴⁷ Fueled by a surge in global demand, livestock production is growing faster than any other agricultural production.⁴⁸ Over the last 30 years population growth, urbanization and rising incomes have steadily increased global consumption of animal protein. For example, global consumption of meat increased from 30 kg per capita in 1980 to 40 kg per capita in 2005.⁴⁹ and to 42.9 kg per capita in 2012.⁵⁰ The fastest growth in production and consumption has been in developing countries, particularly in Asia.⁵¹

Such a steady increase in global livestock consumption, production and

trade offers substantial market opportunities for actors in the livestock value chains, including input suppliers. This calls for direct support of policymakers in designing and implementing regulations. Laws and regulations addressing the development and conservation of genetic resources, the availability and quality of veterinary medicinal products and the supply of safe feed resources can ensure production efficiency and create an environment for high-quality input throughout the livestock production process.52 Regulations that encourage the genetic improvement of livestock breeds that are more efficient at converting feed to body mass can increase productivity and reduce feed expenditures, cutting production costs.53 In this respect, gene banks are important for conserving genetic material for current and future breeding activities.54

EBA livestock indicators measure the supply, safety and quality of animal production inputs. Data also focus on the existence and quality of such infrastructure as databases, gene banks and testing laboratories.

- Livestock genetic resources. Regulating livestock genetic resources facilitates breeding by encouraging farmers to select for specific traits while ensuring the conservation of local animal breeds. The data describe the legislative framework for breed improvement (such as genetic evaluation), registration of new breeds and recognition of breeder organizations. Data also cover functioning gene banks for conserving livestock genetic material.
- Animal disease prevention and veterinary inputs. Prevention and control of animal diseases and availability of quality livestock medicinal inputs are key to a sustainable commercial livestock sector. The data collected cover accessibility to national databases on livestock diseases and registration of veterinary medicinal products and veterinary vaccines.
- Safety of animal feed resources.
 Safe livestock feed increases animal productivity and improves animal

health, thus reducing production costs for livestock producers and contributing to the safety of food of animal origin. The data cover the regulation of feed resources, including standards for the production, composition and safety of feed. They also cover labeling requirements for animal feed and the accreditation of feed testing laboratories.

Livestock genetic resources. Only 23 countries regulate breeding activities, and fewer than half have a comprehensive breeding law that covers breed improvement (genetic evaluation and performance testing), new breed registration (herd bookkeeping and pedigree certificate) and recognition of breeding organizations (registration and accreditation). Of the 40 countries surveyed only 17 have a gene bank with functioning cryogenic storage capacity. Of the 23 countries that do not have a gene bank, 18 are low-income or lower-middle-income countries. Bosnia and Herzegovina, Chile, Greece, Jordan and the Russia are the only high-income and upper-middle-income countries without a national gene bank.

Animal disease prevention and veterinary inputs. The cost associated for submitting an application package for registration and market authorization is low in Nepal, at only \$2, while in Greece it is high, at \$16,500.55 The time regulators take to review such applications and issue a decision also varies greatly. In the Kyrgyz Republic it takes only 3 days for authorities to review a dossier and issue a decision, whereas in West African Economic and Monetary Union (UEMOA) countries it can take up to 400 days and in Tanzania 548 days.

Safety of animal feed resources.

While most *EBA* countries regulate feed resources, coverage of different focus areas prescribed by international guidelines is limited. Of the 35 countries that regulate animal feed resources, only 15 address all four areas included in the Codex Alimentarius Code of Practice for Good Animal Feeding, while 33 address at least one of the four areas. Burundi, Ghana, Lao PDR, Rwanda and Uganda are the five countries that do not regulate animal feed resources.

Environmental sustainability

Mitigating the negative effects of agricultural production on natural resources, such as soil, water and plant resources, is one of the biggest challenges facing agriculture today. Not only are these resources required for sustaining production, but their careful maintenance is essential for global food production to match population growth. So regulations that facilitate increased agricultural production while adhering to environmental good practices can enable farmers around the world to produce more without depleting resources.

As a result of the Green Revolution, plant genetic diversity has declined among domesticated species since 1960, particularly the intraspecies diversity in farmers' fields and farming systems. The main cause of this genetic erosion is the increased use of improved seed varieties instead of more genetically diverse local varieties. Seed varieties on the use of genes found in local varieties and wild relatives of domesticated crops. Without the genes from these crop wild relatives (CWRs), many useful traits would not exist in today's improved seed varieties. Seed varieties.

Water is another natural resource crucial to sustainable agricultural production but under increasing pressure from intensified agricultural production and the associated pollution.⁵⁸ By 2030 there will be a deficit of 40% between expected water withdrawals and existing supplies, and this will reach 50% for a third of the world's population, mostly in developing countries. Adopting policies and legislation that address growing water scarcity is essential for agriculture, which takes 85% of water withdrawals in developing countries.

EBA environment indicators measure laws and regulations that safeguard the long-term availability and use of natural resources for agricultural production.

 Conservation of plant genetic resources. These data measure the regulations and institutions for conserving plant genetic resources. Ex situ conservation conserves plant genetic resources outside their natural habitats, while in situ conservation⁵⁹ is mainly used for wild species, including CWRs in wild habitats.⁶⁰

- Sustainable use of plant genetic resources. These data measure the regulations that either promote or inhibit the increased use of genetically diverse plants, the possibility of commercializing seeds of landraces, 61 and the rights granted to farmers over farm-saved seeds.
- Access to plant genetic resources. These data measure the rules of access applicable to germplasm held publicly by gene banks or by communities.
- Regulation of agricultural activities. These data measure whether good agricultural practices are promoted through such laws and regulations as promoting cover crops, siting livestock operations relative to water sources and creating buffer zones between agricultural lands and water sources.
- Integrated water resource management. These data measure
 whether water resources are
 managed in an integrated way at
 the watershed level or, for transboundary water management,
 through bilateral or multilateral
 structures.
- Monitoring water resources.
 These data measure the quantity and quality of water monitoring for both surface and groundwater. Specifically, the data report on water resource inventories and water quality standards.

Some interesting results were collected this year in 29 *EBA* countries⁶² to set the foundation for further indicator developments next year.

Conservation of plant genetic resourc-

es. All 29 countries have a national plan for the conservation and sustainable use of biological diversity, including plant genetic diversity.⁶³ Among them, only 13 have established a national plant inventory specifically documenting landraces or crop wild relatives of cultivated plants. For *ex situ* conservation,

all countries studied report having functioning gene banks or collection systems. But while all *EBA* countries in East Asia and the Pacific, Europe and Central Asia and Latin America and the Caribbean regions have gene banks set by law, only one-third of the Sub-Saharan countries and none of the South Asian and Middle Eastern and North African countries do.

Sustainable use of plant genetic resources. Informal seed systems must be retained alongside formal seed systems, given the significant contribution of informal seed systems to genetic diversity and the ability of both to complement each other.64 All countries have seed laws that focus predominantly on formal seed systems and most are silent on the production and commercialization of landraces. One exception is the European Directive 2008/62 (for the protection of crops threatened by genetic erosion and adapted to regional and local conditions), implemented by Denmark, Greece and Spain, which formally establishes specific procedures to market landraces. Twenty-one countries have laws that allow farmers to save and use harvested seeds of an improved variety. Uganda also allows the exchange of those seeds among farmers. And four countries allow those seeds to be saved, used, exchanged and sold.

Access to plant genetic resources.

Breeders and farmers often rely on genetic material found in other countries to develop new varieties, so genetic resources must be shared to sustain food production and overcome diseases and climate change. Globally 18 countries have a law that regulates access to plant genetic resources. In Latin America and the Caribbean access is subject to the issuance of a permit. In 7 EBA countries the conditions applicable to the issuance of those permits differ for national and foreign applicants. The International Treaty on Plant Genetic Resources for Food and Agriculture requires its members to facilitate access to crops identified as the most relevant to human consumption.65 Twenty-two EBA countries are signatories, but only Jordan, Kenya, Morocco, Poland, Spain, Tanzania and Zambia have satisfied this specific requirement.

Regulation of agricultural activities.

Regulation or policy guidance on good agricultural practices can transform production methods and contribute to a more environmentally sustainable agriculture in the long term. Among EBA countries 10 have laws or policies providing for a minimum distance of separation between any livestock facility and nearby surface water bodies. Sixteen address the establishment of buffer zones adjacent to agricultural land to prevent nutrient run-off into surface water bodies. And 15 regulate laws or policies addressing cultivation and irrigation on steeply sloping soils. Europe and Central Asia is the only region where more than half of the surveyed countries have policies or laws addressing the use of cover crops.66

Integrated water resource management. Eighteen surveyed countries have laws establishing watershed commissions, which enable integrated management of the upper and lower parts of a watershed.⁶⁷ All mainland countries surveyed have transboundary water resources, and all are signatories to regional or bilateral agreements for their management and use. While most of the transboundary agreements establish authorities to address cost and benefit sharing,⁶⁸ Chile, Denmark and Turkey do not have a separate management authority for such waters.

Monitoring water resources. Monitoring surface water and groundwater availability can avoid overexploitation and be used to develop early warning systems for shortfalls and to design mitigation measures. Nineteen EBA countries have laws that require monitoring both the quality and quantity of surface water and groundwater by a national authority. Most EBA countries (26 of 29) have national inventories for surface water and 21 for groundwater. In total, 14 countries (Bangladesh, Colombia, Denmark, Ethiopia, Greece, Jordan, Kenya, Mozambique, the Philippines, Poland, Russia, Uganda, Vietnam and Zambia) share all four good practices—laws requiring both surface water and groundwater monitoring and national inventories for both surface water and groundwater. Twenty-two EBA countries have laws that establish an authority to develop water quality standards, and 25 countries legally set these standards. But the standards typically

address the quality of water for domestic use rather than for irrigation (the case in only 11 of those countries).

Gender

Women make up 43% of the global agricultural workforce, with large regional and national variations.⁶⁹ Yet due to constraints that prevent them from fully participating in agricultural value chains, they continue to be unrecognized as farmers, producers and agropreneurs.⁷⁰ They have less decision-making power over basic assets, inputs and services, including land, livestock, labor, technology, education, extension and financial services. Due to their remote location and lack of formal education, they have less direct access to markets.

If women had the same access to productive resources as men, they could increase yields on their farms by 20-30%. That could raise total agricultural output in developing countries and reduce the number of hungry people in the world by 12-17%.71 Yet recent studies in Africa have shown that, even with equal access to improved seed and fertilizer, yields of women farmers are lower than those of male farmers. So other factors beyond access can influence the effectiveness of these resources for women, such as legal restrictions, lack of information, social norms, market failures and institutional constraints.72

Reforming laws that directly affect women's capacity to own and manage property, conduct business, open accounts in own names and otherwise use public institutions and services increases women's economic empowerment and participation in agricultural value chains.⁷³ In 155 countries laws treat women differently from men, and in 100 countries women face gender-based job restrictions.74 In Russia a woman cannot drive a truck carrying agricultural produce—a constraint relevant to EBA since one of the indicators looks at market access and operations for trucking service companies. Some countries restrict women's ability to be considered a head of household, which can prevent them from getting financial assistance or becoming part of decision-making bodies, like water user associations or farmer

cooperative boards, two areas measured by *EBA* indicators. Not getting finance prevents women from overcoming the initial costs of entering certain value chains—the costs can be in money or time. Not being part of decision-making bodies means that policymakers may not address women's specific issues and constraints. In some countries laws restrict married women's ability to travel outside the home, register a business or open a bank account.⁷⁵

Beyond direct legal discrimination some rules and regulations can hurt women more because they typically have less access to information, greater restrictions of time and capital and more constraints to institutional access.⁷⁶ High costs of market entry and burdensome

regulations to operate limit the products and services offered by agricultural resource and service providers leading to higher prices, again hurting women more because they have less capital and fewer assets. A lack of input dealers and financial services in remote locations can be a constraint for many women producers who want to engage in business activities but cannot afford to travel to major cities.

How can *EBA* indicators be used to regulate agribusiness inclusively?

EBA indicators address constraints women in agribusiness (table 8.1). Governments could implement laws and regulations to directly or indirectly enhance female participation in economic

activities—improving economic development and social welfare.⁷⁷

Interesting insights can emerge by analyzing EBA data with other gender specific datasets. EBA data supports the finding that there is a positive relationship between regulations that allow bank agents and mobile money and increased account ownership among men and women in rural areas (figure 8.1).101 Easing market entry and operation requirements for microfinance institutions and credit unions could help provide financial services to women without access due to bank lending policies. And expanding women's ability to use different types of movable goods as collateral, including warehouse receipts, could increase their chances to secure a loan.

TABLE 8.1 EBA topic areas focus on constraints relevant to women's participation in agribusiness

EBA TOPIC	SPECIFIC CONSTRAINT FOR WOMEN
LAND	Fewer than 20% of landholders worldwide are women. They often face legal constraints in owning and inheriting land, which often disadvantage them when claiming land after a divorce or the death of a husband or father. In 35 countries the law treats female surviving spouses differently from male spouses. Beyond the direct legal discrimination, burdensome and opaque land administration procedures increase the cost and time to register transfers of ownership for both men and women—though this can be more prohibitive for women, who generally have less time and capital. In Ethiopia, Ghana and Rwanda women's lack of land tenure security could be one reason for the lower productivity of their agricultural plots. BA land indicators aim to improve regulations on tenure security and ease restrictions on land right transfers.
WATER	Women's limited access to water for agriculture is linked to their limited access to land and inheritance rights. As a result of insecure land rights, women can be marginalized in water user associations and farmers' organizations, which often formalize farmer access to water. In many instances restrictions for association membership are based on land ownership, and membership is limited to the head of the household only. ⁸⁰ Such bylaws exclude women since many women do not own land and men are the heads of households. Women can also be barred from decision-making positions within such organizations, based on the same discriminatory restrictions. But it is important for women to be on the boards of user associations and farmers' organizations since they can inform gender-sensitive water management practices. ⁸¹ EBA water indicators address the legal frameworks that enable water user associations to make decisions affecting all users of water and irrigation in the country.

(continued)

TABLE 8.1 EBA topic areas focus on constraints relevant to women's participation in agribusiness (continued)

EBA TOPIC

SPECIFIC CONSTRAINT FOR WOMEN

SEED, FERTILIZER AND MACHINERY

Many countries struggle with low use of agricultural inputs, reducing farmers' productivity and livelihoods. But women face unequal access to inputs due to several factors, including a lack of credit, property ownership and appropriate extension services. In other words, gender differences in access to land and credit cause gender differences in access to inputs. Female-headed households are less likely to use fertilizer than male-headed households, with differences ranging from 25 percentage points to 3 percentage points. The same goes for machinery use between men and women, from 20 percentage points to less than 1 percentage point across countries. In addition to using fewer inputs, women tend to use lower quality inputs, either due to capital constraints or a lack of information. And women tend to use inputs incorrectly more often than men do. This is partly due to the fact that extension services are tailored to men, and women often receive second-hand information or lack access to extension service providers due to cultural norms. Insecure land rights and credit constraints mean that women seldom own the land they farm and generally have smaller plots than men. So they have fewer incentives to use agricultural inputs and technology. EBA indicators of inputs measure the market constraints for seed, fertilizer and tractors. Regulations that ease the burden on importers and dealers of these inputs can make them more readily available and affordable in remote regions, and thus more accessible to women farmers. Improving the quality control of fertilizer, seeds and machinery is also key to ensuring that increased input use boosts women's productivity.

LIVESTOCK

It can be easier for women to acquire livestock than land, especially poultry and smaller ruminants. ⁸⁵ Rural women account for two-thirds of livestock keepers. ⁸⁶ But empirical evidence, national statistics and data on the role of women in livestock value chains are scarce, making it difficult to draw conclusions on the specific constraints women face in the livestock sector. Women have fewer rights of ownership over livestock and its means of production in Sub-Saharan Africa and the Middle East and North Africa regions. They have more control over animals in Latin America and the Caribbean and East Asia and the Pacific. ⁸⁷ Other gender-specific concerns for women in livestock production or service provision include cultural norms, unequal control over production and access to information on disease prevention. ⁸⁸

EBA livestock indicators measure factors affecting the supply, safety and quality of animal production inputs. They also focus on the existence and quality of specific infrastructure such as gene banks, testing laboratories and databases. The legal framework surrounding animal genetic resources and food security can benefit women livestock keepers.

FINANCE

The share of female farmers who have access to credit is, on average, 5 to 10 percentage points lower than for male farmers. Women face discriminatory legal provisions or bank practices dictated by cultural norms, which require women to seek the approval of a male guardian before their loan application can be processed. And when credit requires collateral, women are disadvantaged relative to men because they have less land to secure a loan.⁸⁹ In addition, delivery channels of financial services may inadequately serve women, especially in rural areas.⁹⁰ EBA finance indicators measure laws and regulations for microfinance institutions, credit unions and branchless banking such as agent banking and electronic money. The indicators account for alternative sources for movable collateral, such as warehouse receipts. All five can help improve financial inclusion and the access women have to financial resources.

TRANSPORT

Transport services and the quality of roads enable those in rural areas to reach markets, purchase inputs and sell goods. The cost of transport and lack of affordable options can be a particular constraint for women. In addition to their lack of capital to procure these services, the lack of service providers can also increase the time they have to spend working outside the home. ⁹¹ EBA transport indicators look at constraints on the market access and operation of trucking companies, including servicing demand using foreign-owned trucks. Removing or reducing these constraints could benefit women by reducing costs of transport and increasing the availability of transport services in a country.

(continued)

TABLE 8.1 EBA topic areas focus on constraints relevant to women's participation in agribusiness (continued)

EBA TOPIC

SPECIFIC CONSTRAINT FOR WOMEN

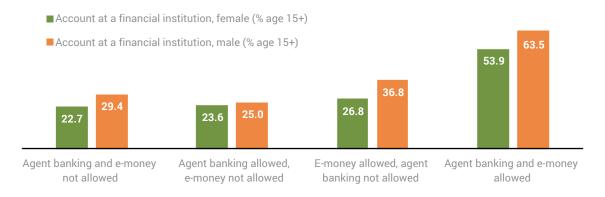
MARKETS

The participation of female producers in agricultural value chains depends on many factors. ⁹² Owning sufficiently large parcels of land, which women lack, is often a prerequisite to enter contract farming arrangements with buyers. Women make up a minority of participants in contracted production as diverse as barley and sugar in South Africa, tea and horticulture in Kenya, rice, sorghum and sunflower in Uganda and French beans in Senegal. ⁹³ With limited access to credit, female producers can also be constrained in their capacity to invest in better inputs and equipment, which in turn affects their ability to upgrade processes and product to meet buyers' requirements for quantity and quality. ⁹⁴ The benefits of social capital, such participation in farmers' cooperatives or professional associations range from facilitating access to inputs and equipment to sharing market information and to strengthening links with buyers. ⁹⁵ Women are less likely to participate in farmer-based organizations and female leadership is even rarer. ⁹⁶ Social norms, time constraints and high membership fees may limit women's willingness and capacity to participate. Reducing the transaction costs of obtaining the documents required for export, such as phytosanitary and quality certificates, can help resource-constrained producers, especially female farmers. Lowering the fees to join professional organizations such as commodity boards or acquire mandatory licenses can also facilitate female producers' access to social capital and marketing opportunities. And enabling regulations for cooperative creation and growth can help women leverage collective action in agricultural production and marketing.

ICT

The positive impact of ICTs on farmers' access to production and marketing information and services—potential and real—is well documented.⁹⁷ It also raises hope for addressing the information needs of women farmers for new farming practices, crop management, market prices and marketing opportunities.⁹⁸ But women are less likely than men to own a mobile phone, for example.⁹⁹ They have less access to ICTs because of illiteracy, cultural attitudes against women's access to technology and a reluctance to patronize cyber cafés, often owned and visited by men.¹⁰⁰ Rural women may also lack access to ICT infrastructure, such as mobile phone networks, outside the main urban centers. *EBA* ICT indicators investigate licensing regimes and regulations for service provider operations that affect the availability of ICT services in the country—and government strategies and initiatives to increase access and use of ICT services in rural areas. Indicators of e-extension services can help in analyzing the ICT-supported provision of agriculture-relevant information, such as weather forecasts and market prices, for the benefit of both women and men.

FIGURE 8.1 More people have bank accounts in countries that allow branchless banking



Sources: EBA database; Global Findex Database 2014.

Notes

- 1. For information about areas covered by the ICT and land indicators during the first year of the *EBA* project please visit the website: http://eba.worldbank.org.
- 2. Ogutu, Okello and Otieno 2014.
- 3. The UN Broadband Commission study of 165 countries between 2001 and 2012 showed that countries with stronger competition had average broadband penetration 1.4% higher for fixed line broadband and up to 26.5% higher for mobile broadband than noncompetitive markets (Broadband Commission 2013).
- Under an individual licensing regime every service provider is required to obtain a separate individual license in order to offer a specific service using specific technologies. Exact definitions vary across countries. Compare also with terminology in InfoDev and International Telecommunication Union 2015a.
- General authorization regimes provide greater flexibility than individual licenses. They are technology and service neutral and providers meeting certain minimum requirements are permitted to offer a wide range of telecommunication services.
- InfoDev and International Telecommunication Union 2015.
- 7. World Bank 2011.
- Mobile operators typically contribute a percentage of their gross revenue to a universal access fund.
- InfoDev and International Telecommunication Union 2015; International Telecommunication Union (ITU) 2013.
- 10. Ladcomm Corporation 2013.
- 11. Ogutu, Okello and Otieno 2014.
- 12. Qiang and others 2011.
- 13. Cotula, Quan and Toulmin 2006.

- 14. USAID Land Tenure and Resource Management Office 2013.
- 15. Coudouel and Paternostro 2006.
- 16. Besley 1995.
- 17. Coudouel and Paternostro 2006.
- 18. Committee on World Food Security 2012.
- 19. Knight 2010.
- 20. Idem.
- 21. Feder and Tongroj 1987.
- 22. Deininger 2003.
- 23. Idem.
- 24. Lerman, Csaki and Feder 2002.
- 25. Crabtree-Condor and Casey 2012.
- DUATs obtained through occupancy are perpetual, while DUATs obtained by grant are limited to 50 years.
- 27. In Tanzania customary rights of occupancy can be perpetual, though they are customarily administered. Granted rights of occupancy are limited to 99 years. It should also be noted that a separate land governance regime exists in Zanzibar.
- 28. Land holders in Mozambique are prohibited by Article 109 of the Constitution from mortgaging land, though they can mortgage any improvements to the land.
- 29. When used in this context, "notorious" is a legal term of art. It means that it is well known that the person is in possession of the land. In the context of "adverse possession" in most legal systems the possession must fulfill five elements: 1. Open (not hidden) 2. Exclusive (others are not also in possession) 3. Notorious (well-known) 4. Adverse (contrary to the legal interests of a third party) 5. For a statutorily stated duration of time. Here, because the land does not belong to a third party the 4th element is dropped.

- 30. Doing Business database.
- 31. FAO 1996; FAO 2002.
- 32. FAO 2002; FAO 1996; Schoengold and Zilberman 2007.
- 33. Vapnek and others 2009.
- 34. Alternatively known as irrigation associations, user associations, or water user organizations, WUAs may be defined as "nongovernmental organizations that farmers and other water users form to manage an irrigation system at the local or regional level (Vapnek and others 2009).
- 35. Ausness 1983.
- Many of these countries undertook reforms in the past 50 years to create formal permit systems (Van Koppen and others 2014).
- 37. Ausness 1983.
- 38. Van Koppen and others 2014.
- 39. Van Koppen and others 2014.
- 40. The case study used for purposes of data collection involved a mixed subsistence and commercial farm on a 2 hectare plot, with more than 30 years of similar use of water.
- 41. ICWE 1992.
- 42. Briscoe 1996; Johansson and others 2002; Rogers and others 1998.
- 43. Data on water fees were not collected this year.
- 44. Garces-Restrepo and others 2007; Groenfeldt 2000; Salman 1997; Vapnek and others 2009.
- 45. Vapnek and others 2009; Hodgson 2009.
- 46. Hodgson 2009.
- 47. Steinfeld and others 2006.
- 48. IAASTD 2009.
- 49. FAO 2009a.

- 50. FAO 2015.
- 51. Thornton 2010.
- 52. FAO 2010a.
- 53. Lamb and others 2013.
- 54. FAO 2012a, 2012b.
- 55. The World Organization for Animal Health (OIE) requires that countries provide information on animal diseases, but this is only for notifiable diseases.
- 56. FAO 1997.
- 57. Louwaars and de Boef 2012.
- Resulting among others from the over-application of chemical or organic fertilizers.
- 59. FAO 2009b.
- 60. In-situ conservation also includes the conservation of traditional and locally adapted varieties of crops on farm (referred to as on-farm conservation).
- 61. Landraces and crop wild relatives are generally genetically diverse and therefore are important for plant genetic resources for food and agriculture. Landraces are domesticated plants that have developed unique characteristics through repeated in situ grower selection and thus are often closely associated with a specific geographical location and traditional farming systems. Crop wild relatives are undomesticated species that are closely related to crops and whose traits are of potential benefit for crop improvement (Maxted and others 2013).
- 62. The EBA country sample for environmental sustainability includes the following 29 countries: East Asia and the Pacific—Cambodia, Lao PDR, the Philippines, Vietnam; Europe and Central Asia—Denmark, Greece, Poland, Russia, Spain, Turkey; Latin America and the Caribbean—Bolivia, Chile, Colombia; Middle East and North Africa—Jordan, Morocco; South Asia—Bangladesh, Nepal, Sri

- Lanka; Sub-Saharan Africa—Burkina Faso, Burundi, Côte d'Ivoire, Ethiopia, Ghana, Kenya, Mali, Mozambique, Niger, Tanzania, Uganda, Zambia.
- 63. All 29 countries are parties to the Convention on Biological Diversity (CBD) and have adopted a National Biodiversity Strategy Plan (NBSAP). The CBD reports that most CBD member countries (94%) have adopted such plans; https://www.cbd.int/nbsap/.
- 64. Louwaars, de Boef and Edeme 2013.
- 65. The International Treaty on Plant Genetic Resources for Food and Agriculture facilitates the exchange and conservation of plant genetic materials, as well as the fair sharing of benefits from their use. To ensure easy access to those crops that are most relevant to human consumption, it created the Multilateral System (MLS) of Access and Benefit Sharing for seeds. Appendix 1 of the ITPGRFA identifies the priority crops that are important for food security and on which countries are interdependent (FAO 2009b).
- 66. FAO 2010b.
- 67. FAO 2007.
- 68. UN-Water 2008.
- 69. FAOSTAT database.
- 70. World Bank 2011a.
- 71. FAO 2011.
- 72. World Bank and ONE 2014.
- 73. FAO 2011; Quisumbing and others 2014; World Bank 2007.
- 74. For the latest data, see: http://wbl.worldbank.org.
- 75. World Bank 2015a.
- 76. Simavi, Maul and Blackden 2010.
- 77. World Development Report 2012; World Bank 2011; World Bank and ONE 2014.

- 78. Women, Business and the Law database.
- 79. World Bank and ONE 2014.
- 80. FAO 2002.
- 81. Idem.
- 82. World Bank 2011a.
- 83. World Bank and ONE 2014.
- 84. World Bank 2011a.
- 85. Njuki and Miller 2012.
- 86. FAO 2012c.
- 87. See "Women Livestock Managers in the Third World: a focus on technical knowledge" at http://www.ifad .org/gender/thematic/livestock /live_ap2.htm.
- 88. FAO 2012c.
- 89. Quisumbing and others 2014.
- 90. Dermish and others 2011
- 91. World Bank 2011a.
- 92. Rubin and Manfre 2014.
- 93. Idem.
- 94. Idem.
- 95. Meinzen-Dick and others 2014.
- 96. Idem.
- 97. World Bank 2011b.
- 98. World Bank 2015b.
- 99. Quisumbing and others 2014.
- 100. World Bank 2011b.
- 101. Allen and others 2012.

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APPENDIX A

METHODOLOGY

Enabling the Business of Agriculture measures regulations that can improve market access for producers, providing data and analysis that allow policymakers to compare their country's policies, regulations and market conditions with those of others. Data covers 40 countries in the following 11 areas: seed, fertilizer, machinery, finance, markets, transport, land, information and communication technology (ICT), water, livestock and environmental sustainability. Six of the topics were chosen for scoring and are presented below. The other 5 will go through further refinement and be scored next year.

The data for all sets of indicators presented are current as of March 31, 2015.

The report team welcomes feedback on the methodology. All the data and sources are publicly available at http://eba.worldbank.org.

Legal indicators

Legal indicators emerge from a reading of the laws and regulations. In this case, the team identified good regulatory practices for each topic area. The individual questions are assigned numerical scores ranging from 0 to 1 (see topic notes below for details). For each indicator developed, the scores of individual questions are averaged and multiplied by 100, resulting in a final score ranging from 0 to 100. The scores of the different indicators within one topic are also averaged into a topic score (0–100).

Most of the EBA topics constitute an individual per se market; the key actors in those markets are governed by a set of rules that facilitate or hinder their business activities as they affect their market entry and operations both locally and internationally. At the same time, those key actors need to respect the necessary safety standards and quality control in a sector as sensitive as agriculture

established by the relevant laws and regulations. Topics cover the following cross-cutting categories.

- Operations measures the requirements for local companies to enter the market (such as the registration of seeds and fertilizer products, licensing of trucking companies or requirements to start a MFI) and develop their respective agribusiness activities (such as the rules governing operations of producers and farmers organizations, activities allowed for agent banking or freight allocation for transportation of agricultural products);
- **Quality control** focuses on regulations governing plant protection, safety standards for users of machinery or quality control for seeds and fertilizer products.
- **Trade** looks into the trade restrictions for exporting agricultural

products, as well as importing fertilizer and tractors (given the lack of production in many countries) and cross-border transport rights;

Similar to the topic scores, each country has also a score for each cross-cutting category, averaging their scores in the specific indicators belonging to that category (table A.1).

Time and motion indicators

Time and motion data refer to the efficiency of the regulatory system—for example, the number of procedures and the time and cost to complete a process such as certifying seed for sale in the domestic market. Data of this type are built on legal requirements and cost measures are backed by official fee schedules when available. Time estimates often involve an element of judgment by respondents who routinely administer the relevant regulations or

Country assumptions and characteristics

Region and income group

Enabling the Business of Agriculture uses the World Bank regional and income group classifications, available at http://data.worldbank.org /about/country-and-lending-groups. While the World Bank does not assign regional classifications to high-income countries, regional averages presented in figures and tables in the report include countries from all income groups. For the report, high-income OECD countries are assigned the "regional" classification as OECD high income.

Gross national Income (GNI) per capita

Enabling the Business of Agriculture 2016 uses 2014 income per capita as published in the World Bank's World Development Indicators 2015. Income is calculated using the Atlas method (current U.S. dollars). For cost indicators expressed as percentage of income per capita, 2014 gross national income (GNI) in U.S. dollars us used as the denominator.

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TABLE A.1 Legal indicators per topic and cross-cutting category

	OPERATIONS	QUALITY CONTROL	TRADE	
SEED	Seed registration (0-100) Seed development and certification (0-100)			SEED SCORE (0-100)
FERTILIZER	Fertilizer registration (0-100)	Fertilizer quality control (0-100)	Fertilizer Import requirements (0-100)	FERTILIZER SCORE (0-100)
MACHINERY	Tractor dealer requirements (0-100)	Tractor standards and safety (0-100)	Tractor import requirements (0-100)	MACHINERY SCORE (0-100)
FINANCE	Microfinance institutions (0-100) Credit unions (0-100) Agent banking (0-100) E-money (0-100) Warehouse receipts (0-100)			FINANCE SCORE (0-100)
MARKETS	Production and sales (0-100)	Plant protection (0-100)		MARKETS SCORE (0-100)
TRANSPORT	Truck licenses (0-100)		Cross-border transportation (0-100)	TRANSPORT SCORE (0-100)
	OPERATIONS SCORE (0-100)	QUALITY CONTROL SCORE (0-100)	TRADE SCORE (0-100)	-

undertake the relevant transactions. To construct the time estimates for a particular regulatory process, such as completing the requirements to import fertilizer, the process is broken down into clearly defined steps and procedures.

The time to complete these steps is verified with expert respondents—through conference calls, written correspondence and visits by the team—until there is convergence on a final answer. The specific rules followed by each topic

on defining procedures, time and cost estimates is described in the following pages. Time and motion indicators are presented and analyzed in the report, but are not assigned a particular score (table A.2). The reason is that some

TABLE A.2 Time and motion indicators per topic and cross-cutting category

	OPERATIONS	QUALITY CONTROL	TRADE
SEED	Seed registration: procedures, time and cost		
FERTILIZER	Fertilizer registration: procedures, time and cost		Fertilizer import requirements: cost of import permit and importer registration for importers of fertilizer
MACHINERY			Tractor import requirements: cost of import permit and importer registration for importers of tractors
FINANCE			
MARKETS			Agricultural exports: documents, time and cost (per shipment)
TRANSPORT	Truck licenses: time, cost and validity of company licenses, truck permits and vehicle inspections		

processes follow good practices, such as the tests for evaluating and registering new seed varieties and the technical review by a variety release committee, while others may be redundant, such as an additional formal approval by a minister after the technical review. The

individual good practices have been singled out and scored under the legal indicators. Since the time for taking the tests depends not only on regulations but also on the country's cropping seasons, it would be unfair to penalize countries for their specific geographical conditions.

The methodology on time and motion indicators will be further developed next year.

The following assumptions and definitions were used to make the data comparable across countries.

APPENDIX B

TOPIC DATA NOTES

Seed

EBA seed indicators seek to identify the obstacles affecting the timely introduction and production of high-quality seed from formal sources, by examining availability of initial seed classes, requirements for the evaluation and registration of new varieties and seed quality control requirements.

Two sets of indicators have been developed:

- Seed registration.
- Seed development and certification.

Seed indicators have four main types of respondents: (i) seed producers and companies, (ii) seed associations, (iii) relevant government authorities (such as a ministry of agriculture seed authority) and (iv) academia. In addition, local and international technical experts from donor-funded seed programs and nongovernmental organizations were also consulted. Data were collected through interviews conducted during country visits directly with respondents as well as by email and teleconference calls from Washington, DC.

Responses from respondents were crosschecked by reading the applicable laws and regulations to the extent that these were available. Secondary research was also performed when necessary, such as the verification of information via recently published literature and online searches. In addition to the initial consultations with seed experts, the team received technical contributions on the methodology, data selection and the interpretation of the regulations from Joseph Cortes and Adelaida Harries. Lloyd Le Page also provided technical expertise on the indicator methodology.

To make the data comparable across countries, several assumptions about the

evaluation and registration process are made.

Assumptions for evaluation and registration of new maize varieties

The variety:

- Is a maize variety that has been developed by the private sector.
- Is being registered for the first time in the entire country.
- Has not been registered in any other country.
- In exceptional cases when maize varieties are not being developed by the private sector in the country, is an imported maize variety, which may have been previously registered elsewhere.

Procedures

A procedure is defined as any interaction of the seed company's owner, manager, or employees with external parties, including any relevant government agencies, lawyers, committees, public and private inspectors and technical experts. All procedures that are legally or in practice required for the seed company to register a new seed variety are counted. Procedures are consecutive but can be simultaneous, such as the tests that need to be performed to evaluate the new variety.

Time

Time is recorded in calendar days and captures the median duration necessary to complete each procedure. It is assumed that the minimum time required for each procedure is one day. Although procedures such as testing may take place simultaneously, they cannot start on the same day (that is, simultaneous procedures start on consecutive

days). A registration process is considered completed once the new variety has been released and commercial production can start. Any tests performed by the company prior to filling an application are not counted. It is assumed that the company's owners, managers or employees have had no prior contact with any of the officials.

In most countries, a new variety must pass standard tests in order to be released. Those tests are needed to evaluate the variety's distinctiveness, uniformity and stability (DUS tests) and its value for cultivation and use (VCU tests). The time required by law to perform these tests is often based on the number of cropping seasons required to test different aspects fully. This presents a methodological challenge in how the time is accounted and compared because countries can have one or two cropping seasons per calendar year depending on their geography. In addition, a cropping season in a country with one season per calendar year tends to last longer than one in a country with two seasons per year (estimated to 135 days in countries with one season and 182 days in countries with two seasons). So the time needed for the tests differs by climate.

The time for tests requiring a specified number of cropping seasons is measured in the following way:

Countries with two cropping seasons per calendar year (two testing seasons per year):

- If one season is required by law to perform the tests, 135 days are counted for the testing procedure.¹
- If two seasons are required by law to perform the tests, 275 days are counted. This accounts for the 2 seasons of 135 days each and 5 days to account for the time needed

to plow and prepare the land before the next cropping season (135 + 5 + 135 days)

 If three seasons are required by law to perform the test, 500 days are counted. This accounts for a full calendar year including two seasons (365 days) and an additional testing season (135 days).

Countries with one cropping season per calendar year (one testing season per year):

- If one season is required by law to perform the tests, 182 days are counted for the testing procedure.²
- If two seasons are required by law by law to perform the tests, 547 days are counted. This accounts for the full calendar year including one season (365 days) and an additional testing season (182 days).
- If three seasons are required by law to perform the test, 912 days are counted. This accounts for two full calendar years including one season (365 + 365 days) and an additional testing season (182 days).

Costs

Only official costs are recorded, including fees and taxes. In the absence of fee schedules, a government officer's estimate is taken as an official source. In the absence of a government officer's estimate, estimates by seed companies are used. If several seed companies provide different estimates, the median reported value is applied. Professional fees (notaries, lawyers or accountants) are only included if the company is required to use such services. All costs are indicated in U.S. dollars and as a percentage of the country's income per capita.

Specific terms

Basic/foundation seed has been produced under the responsibility of the maintainer according to the generally accepted practices for the maintenance of the variety and is intended for the production of

certified seed. Basic or foundation seed must conform to the appropriate conditions in the regulations and the fulfillment of these conditions must be confirmed by an official examination.

Breeder/pre-basic seed is directly controlled by the originating or sponsor plant breeding institution, firm or individual, and is the source for the production of seed of certified classes.

Distinctiveness, Uniformity and Stability (DUS) testing is a test performed to compare candidate varieties for registration with varieties already listed in seed register on these qualities:

- Distinctness (UPOV definition): A variety shall be deemed distinct if it is clearly distinguishable in at least one character from any other variety whose existence is a matter of common knowledge at the time of filing the application for registration.
- Uniformity (UPOV definition): A variety shall be deemed to be uniform if, subject to the variation that may be expected from the particular features of its propagation, it is sufficiently uniform in its relevant characteristics.
- Stability (UPOV definition): A variety shall be deemed stable if its relevant characteristics remain unchanged after repeated propagation by the method that is normally used for the particular variety.

Seed certification (OECD definition) is the quality assurance process during which seed intended for domestic or international markets is controlled and inspected by official sources to guarantee consistent high quality for consumers. This process involves: (i) controlling the seed in previous generations, (ii) conducting field inspections during the multiplication process to ensure there is little contamination and that the variety is true to type, (iii) growing samples of the known seed in control plots to ensure that the progeny is conform to the characteristics of the variety and (iv) testing the seed quality in laboratories.

UPOV is the International Union for the Protection of New Varieties of Plants, an intergovernmental organization based in Geneva, Switzerland. Its mission is to provide and promote an effective system of plant variety protection, with the aim of encouraging the development of new varieties of plants for the benefit of society. To be a member, the law of a country must conform to the standards of the 1991 Act of the UPOV Convention. The country can also have an observer status after having officially expressed an interest in becoming a member of UPOV and participating in the sessions of the Council. To date, 71 countries have a member status and 57 countries, an observer status.

Value for Cultivation and Use (VCU) is a test performed to assess whether a variety has characteristics and properties that affect improvement in cultivation or in the utilization of the harvest or its products in comparison to the existing listed varieties.

Variety (UPOV definition) is a plant grouping within a single botanical taxon of the lowest known rank, which, irrespective of whether the conditions for the grant of a breeder's right are fully met, can be:

- Defined by the expression of the characteristics resulting from a given genotype or combination of genotypes.
- Distinguished from any other plant grouping by the expression of at least one of the said characteristics.
- Considered as a unit with regard to its suitability for being propagated unchanged.

Variety catalog is a list of varieties that have been registered and released by a national authority and can be produced and marketed in a country or region as certified seed.

Variety release committee is the committee that decides whether a new variety can be registered and introduced on the domestic market. APPENDIX B 81

TABLE B.1 Scoring methodology for seed

INDICATOR (CATEGORY)	DESCRIPTION	WHAT IS MEASURED	HOW IT IS SCORED
Seed registration (operations)	This indicator looks at the legally mandated	The law establishes a variety release committee (VRC) in the country	A score of 1 if yes
	processes and practices required to introduce a locally developed new maize variety into the	The composition of the legally mandated variety release committee includes the private sector	A score of 1 if private and public sectors are equally represented (or if majority of private sector members)
			A score of 0.75 if private sector representation between ½ and ¼
	domestic market		A score of 0.5 if private sector representation between $\frac{1}{4}$ and $\frac{1}{8}$
			A score of 0.25 if private sector representation between 1/8 and 0
			A score of 0 if no private sector representation or no variety release committee
		The variety release committee (VRC) meets regularly in practice	A score of 1 if the VRC meets on demand, or at least twice a year in a country with 2 crop seasons or at least once a year in a country with 1 crop season
	6		A score of 0 if the VRC meets once a year in a country with 2 crop seasons or less than once a year in a country with 1 crop season, or if the VRC does not exist or meet at all
		4. A variety can be commercialized	A score of 1 if yes.
		immediately after the recommendation of the VRC	This question has double weight $(^2/_8)$ with regard to the other questions of this indicator $(^1/_8)$
		5. The country has a variety catalog	A score of 1 if yes.
		listing new varieties and if it is available online	A score of ½ if a variety catalog exists but it is not available online
		6. The catalog specifies agro-ecological zones suitable for plantation of each listed variety	A score of 1 if yes
		7. The variety catalog is updated frequently	A score of 1 if the catalog is updated twice or more a year if the country has 2 crop seasons, or if the catalog is updated once a year if there is one crop season
			A score of ½ if the catalog is updated once a year if the country has 2 crop seasons.
			A score of 0 if the catalog is updated less than once a year irrespective of the number of crop seasons
		Total procedures to evaluate and register a new variety	Not scored
		Total time to evaluate and register a new variety	
		10. Total cost to evaluate and register a new variety	

TABLE B.1 Scoring methodology for seed (continued)

INDICATOR (CATEGORY)	DESCRIPTION	WHAT IS MEASURED	HOW IT IS SCORED		
Seed development and certification (operations)	This indicator measures the legal requirements for the production of initial seed classes and the certification of new varieties	The country currently implements regulation governing plant breeders' rights	A score of 1 if yes		
		Private enterprises are eligible to produce breeder/pre-basic seed of local public varieties for use in the domestic market			
		Private enterprises are eligible to produce foundation/basic seed of local public varieties for use in the domestic market			
		Private sector can access germplasm from the national gene bank			
	7	Materials for research and development of new varieties can be imported without further government field testing			
				6. There is an established system for licensing public varieties to private seed enterprises for production and sale in the domestic market	
		7. The regulations allow for a private institution or seed companies to be accredited to carry out the certification process	A score of 1 if yes. For countries that do not allow this practice, this question is not counted when aggregating the indicator scores (bonus point)		
		8. There is an official fee schedule established for seed certification activities carried out by the public sector	A score of 1 if yes		

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Fertilizer

EBA fertilizer indicators measure laws and regulations on the registration, import and quality assurance of fertilizer products. The indicators focus on areas that are important for companies who want to import and sell fertilizer in a country.

Three sets of indicators have been developed:

- Fertilizer registration.
- Fertilizer quality control.
- Fertilizer import requirements.

Fertilizer indicators have three main types of respondents: (i) fertilizer companies, (ii) relevant government authorities (for example, the ministry of agriculture) and (iii) agricultural input dealer associations. The questionnaire targets all three groups of respondents, whereby the time and motion component is typically answered by the private sector. Data were collected through interviews conducted during country visits directly with respondents and also by email and teleconference calls from Washington, DC.

To make the data comparable across countries, several assumptions about the fertilizer company and the fertilizer product are used, as detailed below:

Assumptions about the business and registered fertilizer

The business:

- Is a fertilizer importer.
- Imports fertilizer to sell in the country.
- Has registered at least one new fertilizer product in the country.
- Does not operate in an export processing zone or an industrial

estate with special import or export privileges.

The destination port for importation of fertilizers is the most used port in the country. If the country is landlocked, it is assumed that the most used border posts are employed.

The fertilizer:

 Is a new chemical fertilizer product that has not previously been registered in the country.

Procedures

A procedure is defined as any interaction of the company's owners, managers or employees with external parties, for example, government agencies, lawyers, auditors, notaries and customs or border authorities. It includes all procedures that are officially required for the business to legally perform its described activities, such as registering and importing fertilizer. Interactions among owners, managers and employees are not counted as procedures.

Time

Time is recorded in calendar days and captures the median duration of each procedure. The time span for each procedure starts with the first filing of the application or demand and ends once the company has received the final document, such as the fertilizer registration certificate. It is assumed that the company's owners, managers or employees have had no prior contact with any of the officials.

Costs

Only official costs required by law are recorded, including fees and taxes. If possible, the relevant fee schedule or calculation formula should be indicated (for example, as a percentage of the company's capital). Professional fees (notaries, lawyers or accountants) are

only included if the company is required to use such services. All costs are indicated in U.S. dollars and as a percentage of the country's income per capita.

Specific terms

Blend is any combination or mixture of fertilizer products.

Fertilizer form is the form in which the fertilizer is presented, for example, liquid, granules, powder, spikes, tablets or pellets.

Fertilizer product is any product containing nitrogen, phosphorus, potassium, or any recognized plant nutrient element or compound that is used for its plant nutrient content.

Fertilizer types are as follows:

- NPK is composed of three main elements: Nitrogen (N), Phosphorus (P) and Potassium (K), each of these being essential in plant nutrition.
- Urea is a form of nitrogen fertilizer with an NPK (nitrogen-phosphorus-potassium) ratio of 46-0-0.
- DAP, diammonium phosphate, is the world's most widely used phosphorus (P) fertilizer.
- MAP (Monoammonium phosphate).
- MOP, Muriate of Potash, is the most common form of potash.
- Potash or fertilizer potassium (K), sometimes called "potash."
- Ammonium Nitrate is a salt of ammonia and nitric acid that is widely used in fertilizers. The substance can be used in explosive compounds, which is why many countries have imposed specific regulations for its transport, storage and handling.

TABLE B.2 Scoring methodology for fertilizer

INDICATOR (CATEGORY)	DESCRIPTION	WHAT IS MEASURED	HOW IT IS SCORED	
Fertilizer registration (operations)	As many countries require fertilizer to be registered before	The private sector is required to register fertilizer	A score of 1 if yes	
(operations)	they can be sold commercially, this indicator measures required procedures for fertilizer registration	commercially, this	The registration is not limited to a specific time period or re-application is not needed	A score of 1 if yes
		If registration is limited to a specific time period, the following scores are assigned	A score of 0.75 if equal to or greater than 10 years A score of 0.5 if greater than or equal to 5 years, and less than 10 years A score of 0.25 if greater than or equal to 2 years and less than 5 years A score of 0 if less than 2 years	
		1c. The renovation of application is automatic	A score of 1 if yes, or if the renovation is not required	
		There is an official fertilizer catalogue listing all registered fertilizer	A score of 1 if yes	
		3. The catalogue is accessible online	A score of 1 if yes	
		Total number of procedures legally required to register a new fertilizer product	Not scored	
		5. Total time to register a new fertilizer product	Not scored	
		6. Total cost to register a new fertilizer product	Not scored	

(continued)

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TABLE B.2 Scoring methodology for fertilizer (continued)

INDICATOR (CATEGORY)	DESCRIPTION	WHAT IS MEASURED	HOW IT IS SCORED
Fertilizer quality control (quality control)	This indicator focuses on labeling requirements, legislation on the sale of mislabeled and open fertilizer containers, and practices in monitoring fertilizer quality	The fertilizer law requires labeling of fertilizer containers (bags, bottles)	A score of 1 if yes
		The following scores are assigned with regard to the label content The fertilizer law prohibits the sale of mislabeled fertilizer bags	A score of ¹ / ₃ is assigned to each of the following elements: Brand name Net weight or volume Content description A score of 1 if yes
		2a. The fertilizer law establishes a penalty for the sale of mislabeled fertilizer	A score of 1 if yes
		The fertilizer law prohibits the sale of opened fertilizer containers/bags	A score of 1 if yes
		3a. The fertilizer law establishes a penalty for the sale of opened fertilizer containers/bags	A score of 1 if yes

(continued)

TABLE B.2 Scoring methodology for fertilizer (continued)

DESCRIPTION As fertilizer production	WH	IAT IS MEASURED	HOW IT IS SCOPED						
As fertilizer production	_	IAI IS MEASONED	HOW IT IS SCORED						
As fertilizer production is concentrated in only a few countries, requiring most others to rely on imports, this indicator focuses on the private sector's role and the requirements for importing fertilizer	1.	A fertilizer product that has previously been registered in another country does not need to be re- registered in the country	A score of 1 if yes						
	indicator focuses on	indicator focuses on	indicator focuses on	to rely on imports, this indicator focuses on	to rely on imports, this indicator focuses on	to rely on imports, this indicator focuses on	2.	The private sector is allowed to import fertilizer in the country for its own use	A score of 1 if yes
	3.	The private sector is allowed to import fertilizer in the country in order to sell it	A score of 1 if yes						
	4.	Foreign firms are allowed to import fertilizer in order to sell it	A score of 1 if yes						
	5.	The private sector is required to register as an importer of fertilizer in order to sell it. The registration is not limited to a specific time period	A score of 1 if yes						
	5a.	If registration is limited to a specific	A score of 0.75 if equal to or greater than 10 years						
		time period, the following scores are assigned.	A score of 0.5 if greater than or equal to 5 years and less than 10 years						
			A score of 0.25 if greater than or equal to 2 years and less than 5 years						
			A score of 0 if less than 2 years or the importer registration is not required						
	5b.	Cost of the registration	Not scored						
					(6.	The private sector is required to obtain an import permit to import fertilizer	A score of 1 if no	
	6а.	If import permit is required, the following scores are assigned	A score of 0.8 if permit is not limited to a specific time period						
			A score of 0.6 if valid for 12 months or longer						
			A score of 0.4 if valid for 6 months or longer and less than 12 months						
			A score of 0.2 if valid for longer than 1 month and less than 6 months						
			A score of 0 if valid for 1 month or less						
	6b.	Cost of the import permit	Not scored						
	indicator focuses on the private sector's role and the requirements	indicator focuses on the private sector's role and the requirements for importing fertilizer 4. 5. 5a. 6.	import fertilizer in the country for its own use 3. The private sector is allowed to import fertilizer in the country in order to sell it 4. Foreign firms are allowed to import fertilizer in order to sell it 5. The private sector is required to register as an importer of fertilizer in order to sell it. The registration is not limited to a specific time period 5a. If registration is limited to a specific time period, the following scores are assigned. 5b. Cost of the registration 6. The private sector is required to obtain an import permit to import fertilizer 6a. If import permit is required, the						

APPENDIX B 87

Machinery

EBA machinery indicators measure obstacles facing tractor dealers wishing to import tractors for sale. Besides meeting the requirements for import and registration, the indicators also measure the regulations for standards and safety.

Three sets of indicators have been developed:

- Tractor dealer requirements.
- Tractor standards and safety.
- Tractor import requirements.

Machinery indicators have four main types of respondents: (i) agricultural machinery manufacturers, (ii) importers, (iii) machinery dealers and (iv) relevant government authorities (such as the ministry of agriculture). Data were collected through interviews conducted during country visits directly with respondents and also by email and teleconference calls from Washington, DC.

To make the data comparable across countries, several assumptions about the

machinery company and the machinery product are used, as detailed below:

Assumptions about the business and the agricultural tractor

The business:

- Is an importer or dealer of agricultural tractors.
- Does not operate in an export processing zone or an industrial estate with special import or export privileges.

The destination port for importation of tractors is the most used port in the country. If the country is landlocked, it is assumed that the most used border posts are employed.

The tractor:

 Is a new or second-hand two-axle/ four-wheel drive (4WD) tractor.

Costs

Only official costs required by law are recorded, including fees and taxes. If

possible, the relevant fee schedule or calculation formula should be indicated (for example, as a percentage of the company's capital). In cases where no official costs are in place, the median of the responses from respondents is computed. Professional fees (notaries, lawyers or accountants) are only included if the company is required to use such services. All costs are indicated in U.S. dollars and as a percentage of the country's income per capita.

Specific terms

Agricultural tractor means a two- or fourwheel drive type vehicle or track vehicle of more than 20 engine horsepower, designed to furnish the power to pull, carry, propel or drive implements that are designed for agriculture. All self-propelled implements are excluded.

Roll-over protection structures (ROPS) are attached to the tractor frame and come as either two post fixed or foldable, four post, or as an integral part of a ROPS cab. They generally will limit a side overturn to ninety degrees (90°) and will provide an important safety zone for the operator provided the operator is wearing the seat belt.

TABLE B.3 Scoring methodology for machinery

INDICATOR (CATEGORY)	DESCRIPTION	WHAT IS MEASURED	HOW IT IS SCORED
Tractor dealer requirements	ements measures legal	102. Requirement to obtain proof of suitability for the import of new agricultural tractors and associated cost.	A score of 1 if proof of suitability is required and the cost is below 10% of GNI per capita
(operations)			A score of 0.75 if proof of suitability is required and the cost is equal to or greater than 10% and less than 25% of GNI per capita
	tractors, specific licensing required to operate a tractor, as well as warranties and		A score of 0.5 if proof of suitability is required and the cost is equal to or greater than 25% of GNI per capita and less than 50% of GNI per capita
	post-sale services that must be provided at		A score of 0.25 if equal to or greater than 50% of GNI per capita
	the retail level		A score of 0 if proof of suitability is not required
		103. Requirement to register the tractor once the machine is imported and	A score of 1 if registration is required and has no cost, or the cost is lower than 2% of GNI per capita
		associated cost	A score of 0.75 if registration is required and the cost is equal to or greater than 2% of GNI per capita and lower than 5% of GNI per capita
			A score of 0.5 if registration is required and the cost is equal to or greater than 5% of GNI per capita and lower than 10% of GNI per capita
			A score of 0.25 if registration is required and the cost is equal to or greater than 10% of GNI per capita
			A score of 0 if registration is not required
		104. Requirement of a special operator's license in order to operate an agricultural tractor	A score of 1 if yes
		105. Requirement that producers and sellers of agricultural tractors are responsible for providing post-sale services. The following scores are assigned with regard to the provision of post-sale services	A score of 0.2 is assigned to each of the following post-sale services Repair of tractors Replace or return poor quality tractors Supply of spare parts Train users on the use of tractors Train users on maintenance of tractors

(continued)

TABLE B.3 Scoring methodology for machinery (continued)

INDICATOR (CATEGORY)	DESCRIPTION	WHAT IS MEASURED	HOW IT IS SCORED
Tractor standards and safety (quality control)	These indicators look at legal requirements with regard to	106. Requirement that tractors must be equipped with a fixed roll-over protective structure (ROPS)	A score of 1 if yes
	operational safety and performance standards of tractors. A score of 1 is assigned for each of the following 6 data	107. Exemption from this requirement if the owner provides proof by the tractor manufacturer that the tractor was not designed to be fitted with a ROPS	A score of 1 if yes
	points	108. Requirement that tractors must	A score of 1 if ROPS and seatbelts are required
		be equipped with a seatbelt. The following scores are assigned	A score of ¾ if ROPS are required and seatbelts are not required
			A score of 1/3 if neither ROPS nor seatbelts are required
			A score of 0 if ROPS are not required and seatbelts are required
		109. Establishment of sanctions for owners of agricultural tractors that fail to comply with safety standards	A score of 1/3 is assigned to each of the following Establishment of sanctions for lack of seatbelts Establishment of sanctions for lack of ROPS Establishment of sanctions for not being in possession of an operator's license
		110. Requirement that manufacturers and sellers of agricultural tractors comply with national quality and performance standards	A score of 1 if yes
		111. Requirement that tractor standards must be in accordance with international standards (e.g. International Organization for Standardization, ISO)	A bonus point is assigned to those countries that have this requirement

TABLE B.3 Scoring methodology for machinery (continued)

INDICATOR (CATEGORY)	DESCRIPTION	WHAT IS MEASURED	HOW IT IS SCORED				
Tractor import requirements (trade)	These indicators look at aspects of importing agricultural tractors and harvesters, including the private machinery sector's	112. The private sector is allowed to import new agricultural tractors	A score of 1 if yes				
		113. The private sector is allowed to import second-hand agricultural tractors	A score of 1 if yes				
	role and the required procedures to import	114. The private sector is allowed to import spare parts for agricultural tractors	A score of 1 if yes				
		115. Requirement for pre-shipment inspections of new agricultural tractor	A score of 1 if yes				
		116. The private sector is required to register as an importer of agricultural tractors. The registration is not limited to a specific time period	A score of 1 if yes				
		117. If registration is limited to a specific time period, the following scores are assigned	A score of 0.75 if equal to or greater than 10 years A score of 0.5 if equal to or greater than 5 years and less than 10 years				
			A score of 0.25 if equal to or greater than 2 years and less than 5 years				
			A score of 0 if less than 2 years, or registration is not required				
		118. Cost of the registration	Not scored				
					obtain an im	119. The private sector is not required to obtain an import permit to import agricultural tractors	A score of 1 if yes
		120. If import permit is required, the following scores are assigned	A score of 0.8 if permit is not limited to a specific time period				
			A score of 0.6 if permit is valid for 12 months or longer				
			A score of 0.4 if permit is valid for 6 months or longer and less than 12 months				
			A score of 0.2 if permit is valid longer than 1 month and less than 6 months				
			A score of 0 if permit is valid for 1 month or less				
		121. Cost of the import permit	Not scored				

Finance

EBA finance indicators measure laws and regulations that promote access to a range of financial services, with focus on areas that are relevant for potential customers that are partially or fully excluded from traditional financial services due to factors such as their geographical location or available type of collateral.

Five sets of indicators have been developed:

- Microfinance institutions (MFIs).
- Credit unions.
- Agent banking.
- Electronic money (e-money).
- Warehouse receipts.

Finance indicators have three main types of respondents: financial sector supervisory authorities, financial lawyers and legal officers of financial institutions. Data collection includes interviews conducted during country visits directly with respondents, followed by rounds of follow-up communication via email and conference calls with respondents as well as with third parties. Data are also verified through analyses of laws and regulations, including review of public sources of information on banking law, warehouse receipt law, financial institutions law and others.

Assumptions about the financial institutions

Microfinance institutions (MFIs): MFIs are financial institutions that specialize in the provision of small-volume financial services (such as credit, deposits and loans) to low-income clients. MFIs can take deposits, lend and provide other financial services to the public and are licensed to operate and supervised by a public authority.

Credit unions: Credit unions are member-owned, not-for-profit financial cooperatives that provide savings, credit and other financial services to their members. There are typically two types of financial cooperatives: (i) small financial cooperatives that provide services only to their members and are typically supervised by either the central bank, the department of cooperatives, or the ministry of finance—they are referred to as savings and credit cooperatives (SACCOs) in some countries, and (ii) cooperative banks that take deposits from and lend to the public and are regulated under the main financial institution laws and supervised by the central bank. The credit union indicator measures small financial cooperatives to be consistent with the topic's emphasis on small-scale lending and financial inclusion.

Specific terms

Agent banking is the delivery of financial services through partnership with a retail agent (or correspondent) in order to extend financial services to locations where bank branches would be uneconomical.

Capital adequacy ratio is a measure of a bank's total capital expressed as a percentage of its risk-weighted assets.

Credit unions are member-owned, notfor-profit financial cooperatives that provide savings, credit and other financial services to their members.

Effective interest rate is the annual interest rate plus all fees associated with the administration of the loan to the client. It is a symbol of the total cost of the loan to the client. Proxies for the effective interest rate are the annual percentage rate or the amortization table/schedule for the loan.

E-money refers to money that is stored and exchanged through an electronic device and not associated with a deposit account at any financial institution.

Examples include electronic funds transfers and payments processed through mobile phones or prepaid cards.

Microfinance institutions (MFIs) are financial institutions specializing in the provision of small-volume financial services (credit, deposits, loans) to low-income clients, which can take deposits, lend and provide other financial services to the public and are licensed to operate and supervised by a public authority.

Negotiable receipts allow a transfer of ownership without having to physically deliver the commodity.

Non-bank businesses are those that do not hold a banking license, including telecoms, post offices or other businesses licensed by the central bank or financial supervisory authority to issue e-money.

Provisioning rules determine how much money banks must set aside as an allowance for bad loans in their portfolios. The share of a loan that must be covered by provisioning can either be the full loan amount or the part that is not secured by collateral (unsecured share).

Ratios to ensure financial stability can include liquidity ratio, capital adequacy ratio, solvency ratio, credit to deposit ratio, assets to liabilities ratio, stable funding ratio, net loan receivables to total assets and others. Countries address the issue of stability of credit unions using different criteria, therefore all the ratios above can be included in this measure.

Warehouse receipts are documents issued by warehouse operators as evidence that specified commodities are of stated quantity and quality, deposited or stored at particular locations by named depositors and owned by the beneficiary of the receipt issued. Where supported by an appropriate legal framework, warehouse receipts can serve as a form of collateral to obtain a loan from financial institutions and facilitate future sales.

TABLE B.4 Scoring methodology for finance

INDICATOR (CATEGORY)	DESCRIPTION	WHAT IS MEASURED	HOW IT IS SCORED
Microfinance institutions (operations) ³	This indicator measures the regulations for deposit-taking MFIs	 The economy allows and regulates deposit-taking MFIs The regulated minimum capital adequacy ratio for MFIs is at least equal to, or no more than 2 percentage points higher, than the capital adequacy ratio for commercial banks Loan sizes of MFIs are not limited to a specific amount or are greater than 10 times the GNI per capita if there is a specific amount⁴ The law requires MFIs to disclose the effective interest rate or a proxy to loan applicants MFIs are required to fully provision a delinquent unsecured loan after the same number of days required for commercial banks, or within half the number of days required for commercial banks The law requires MFIs to subscribe to a deposit insurance system 	A score of 1 if yes
		7. Minimum capital required to establish an MFI. Scores are divided into four groups (1, ² / ₃ , ¹ / ₃ and 0) based on each country's minimum mandatory capital requirement as a multiple of GNI per capita. Threshold values are determined based on distribution	A score of 1 if the mandatory capital requirement is greater than 0 but less than 201 times the GNI per capita of the country A score of % (0.66) if the mandatory capital requirement is equal to or greater than 201 times, but less than 501 times the GNI per capita A score is 1/3 (0.33) if the minimum mandatory capital requirement is equal to or greater than 501 times the GNI per capita, but less than 1001 times the GNI per capita A score of 0 if the minimum mandatory capital requirement is equal to or greater than 1001 times the GNI per capita of the country or if there is no provisions on minimum capital requirement

TABLE B.4 Scoring methodology for finance (continued)

INDICATOR (CATEGORY)	DESCRIPTION	WHAT IS MEASURED	HOW IT IS SCORED
Credit unions (operations)	This indicator measures the regulations for credit unions	1. The economy has a law regulating credit unions, or there is a specific section of a general cooperatives law that regulates the governance and operation of credit unions 2. 30 or fewer members are required to establish a credit union 3. The law defines ratios to ensure financial stability of credit unions 4. The law requires credit unions to disclose the effective interest rate or a proxy to loan applicants	A score of 1 if yes for each question
		5. Minimum capital required to establish a credit union. The scores are divided into four groups (1, ² / ₃ , ¹ / ₃ and 0) based on each country's minimum mandatory capital requirement as a multiple of GNI per capita. Threshold values are	A score of 1 if the mandatory capital requirement is greater than 0 but less than 11 times the GNI per capita of the country A score of % if the mandatory capital requirement is equal to or greater than 11 times, but less than 51 times the GNI per capita
		determined based on distribution	A score of 1/3 if the minimum mandatory capital requirement is equal to or greater than 51 times the GNI per capita, but less than 101 times the GNI per capita
			A score is 0 if the minimum mandatory capital requirement is equal to or greater than 101 times the GNI per capita of the country or if there is no provisions on minimum capital requirement

TABLE B.4 Scoring methodology for finance (continued)

INDICATOR (CATEGORY)	DESCRIPTION	WHAT IS MEASURED	HOW IT IS SCORED
Agent banking (operations) ⁵	This indicator measures the entry and operational	There exists a legal framework to regulate agent banking activities	A score of 1 if yes
	requirements for agent banking	2. Whether there are minimum standards in order to qualify and operate as an agent in the following areas: 1) has to be an operating/established business, 2) has to have positive financial records, 3) has to have real-time connectivity to a commercial bank. Each standard is weighted equally with a score of 1/3	A score of 1/3 for each standard For example: A score of 1 if the law states all three of the minimum standards as requirements to qualify and operate as an agent. If the law states only two out of three of the minimum standards, the score is 2/3
		Type of contracts that agents can enter with financial institutions	A score of 1 is assigned if agents are allowed to enter both exclusive and nonexclusive contracts A score of ½ is assigned if only nonexclusive contracts are allowed A score of 0 is assigned if only exclusive contracts are allowed
		4. The types of services agents can offer on behalf of a bank. This data point looks at 7 services: cash deposits, cash withdrawals, transfer of funds to other customers' accounts, bill payments, balance inquiry, opening a deposit account and collection/processing of loan application documents. Each of the above services is equally weighted and worth \(^{1}\)/ of a point	A score of 1/7, for each service
		Whether commercial banks are liable for the acts of commission and omission of agents providing financial services on their behalf	A score of 1 if the legislation states that commercial banks are liable A score of 0 if they are not liable

TABLE B.4 Scoring methodology for finance (continued)

INDICATOR (CATEGORY)	DESCRIPTION	WHAT IS MEASURED	HOW IT IS SCORED
Electronic money (e-money) (operations)	This indicator measures the legal framework for e-money, in particular the entry and operational	E-money is allowed Non-bank businesses are allowed to issue e-money Non-bank e-money issuers are required to keep a minimum of liquid assets to safeguard customer funds	A score of 1 if yes for each question
	requirements for non- bank e-money issuers	 4. The requirements for non-bank businesses to receive a license to issue e-money. The four requirements are: an initial capital requirement; for the initial capital requirement, countries are divided into four groups (1, ²/₃, 1/₃, 0) based on the country's capital requirement as a multiple of its GNI per capita 	A score of "1*½" if the capital requirement is less than 101 times the GNI per capita but greater than 0 A score of "½*½" if the minimum capital is equal to or greater than 101 times the GNI per capita but less than 501 A score of "1½*½" if the minimum capital is equal to or greater than 501 times the GNI per capita but less than 901 A score of 0 if the minimum capital requirement is equal to or greater than 901 times the GNI per capita or if there is no provisions on minimum capital requirement
		interoperability with other existing electronic money payment/transfer systems existence of internal control mechanisms to comply with Anti-Money Laundering and Combatting Financing of Terrorism (AML/CFT) laws, standards and measures consumer protection measures such as consumer recourse mechanisms, consumer awareness programs, etc. Each of the above services is equally weighted with a score of 1/4.	A score of ¼ if the law states the requirement and 0 if it does not

TABLE B.4 Scoring methodology for finance (continued)

INDICATOR (CATEGORY)	DESCRIPTION	WHAT IS MEASURED	HOW IT IS SCORED
Warehouse receipts (operations)	This indicator measures the regulations facilitating the use of agricultural commodities as collateral	1. The economy has a law regulating the operation of warehouse receipts, or the regulation of warehouse receipts is included in other general legislation 2. Warehouse operators are required to file a bond with the regulator or pay into an indemnity fund to secure performance by him of his obligations as a warehouse operator 3. Warehouse operators are required to insure the warehouse or the stored goods against fire, earthquakes, theft, burglary or other damage 4. Warehouse receipts are negotiable	A score of 1 if yes for each question
		Types of warehouse receipts that are legally valid: paper-based, electronic or both	A score of 1 is assigned if the law allows both paper-based and electronic warehouse receipts and if electronic warehouse receipts are explicitly mentioned in the regulation A score of ½ is assigned if the law allows only paper-based receipts A score of 0 is assigned if warehouse receipt is not recognized or used
		6. Information that must be listed on a warehouse receipt for it to be valid. There are 4 details measured: location of storage, amount in storage, description of goods (type, quality and harvest) and information on security interest over the goods (certificate of pledge)	Each piece of information counts for ¼ of a point For example, a score of 1 is assigned if all 4 pieces of information are required to be listed on the receipt for it to be legally valid A score of ¾ is assigned if only 3 above the pieces of information are required to be listed on the receipt, and so on

Markets

EBA markets indicators measure obstacles faced by agribusinesses in the production and marketing of agricultural products and when accessing foreign markets. Phytosanitary regulations that favor agricultural trade through the promotion of plant and crop health are also assessed.

Three sets of indicators have been developed:

- Plant protection.
- Production and sales.
- Agricultural exports.

Markets indicators have six main types of respondents: (i) government agencies (responsible for trade, customs, plant protection and cash crops), (ii) private producers, processors and exporters of agricultural products (both domestic and multinational companies) and related trade/export associations, (iii) farmers' organizations, including unions, federations, cooperatives and other similar entities, (iv) chambers of commerce, (v) lawyers and (vi) freight forwarders and customs brokers. Data were collected from these respondents using four different surveys: two for the public sector and two for the private sector. Data were collected through interviews conducted during country visits directly with respondents and also by email and teleconference calls from Washington, DC.

To render data on production and sales as well as agricultural export more comparable across countries, several assumptions about the business, the agricultural products and the trading partner are used, as detailed below:

Assumptions about the contracted product

The contracted product is defined as the most produced non-processed non-cereal product in terms of gross production value (current million U.S. dollars). All data are sourced from FAOSTAT, using the production data of 2012 (the latest available year). Cereal crops are excluded from the analysis because they are less suitable for agricultural production contracts due to high risks of side-selling in well-developed local or export markets,

the reduced need for technical assistance to meet market specifications and reduced price differentials at each point in the supply chain.

Assumptions about the business

The business:

- Performs general agricultural trading activities.
- Does not operate in a special export processing zone.

Assumptions about the export product and trading partner

The export products are defined and grouped as cash crops, cereals, fruits and vegetables according to the Harmonized Commodity Description and Coding System 1996 version (HS 96). All data are sourced from the UN Comtrade Database, using the export data from 2009-13. For each country, the combination of the product and the partner country that represents the highest five-year average export value (in U.S. dollars) is selected. For example, cereal export to Zimbabwe is selected for Zambia. In addition, for countries where cash crops are selected as the export product, the HS 4-digit product within the category that is exported the most to the partner country is used for studying the legal and regulatory requirements. For example, coffee export to the United States is selected for Colombia since coffee is the top product in the cash crop category and the United States is Colombia's main trading partner.

Assumptions about the shipment

- Is transported via a 20-foot full container-load.
- Weighs 10 metric tons.
- All packing material that requires fumigation (such as wood pallets) is assumed to be treated and marked with an approved international mark certifying that treatment.

Requirements to export

A "requirement" for purposes of the study is any legally required qualification

or document that must be obtained by the exporter (Company A) in order to export the selected product to the trading partner. These requirements may apply to the trader (annual export license or mandatory memberships) or to the consignment on a per shipment basis (phytosanitary certificate or fumigation certificate). These requirements involve interactions with external parties, including government agencies, inspectors, laboratories and other relevant institutions. All requirements mandated in the law in order to complete the export transaction outlined by the case study are taken into account, even if they may be avoided in certain cases. Buyer-driven requirements or documents are not considered for purposes of the study. The following principles apply to the requirements recorded:

- Only requirements specific to the export product group (or the top exported subproduct within that group) and agricultural products more generally are captured. Customs procedures or documentary requirements that are not specific in this way are not measured (certificate of origin, generalized system of preferences (GSP) certificate, export declaration, commercial, shipping or transport documents, letter of credit and so on).
- Mandatory membership of a public or private entity is included if it is required to obtain and exercise the right to export the selected product or agricultural products more generally.
- Trader-level export licenses include any document or action that is required to obtain and exercise the right to export, including registration or accreditation requirements, or traditional licenses.
- Documents are collected on a per shipment basis and one document includes both application and completion of the process (phytosanitary certificate, quality certificate from a private laboratory).
- Where multiple documents are obtained simultaneously, they are recorded as separate documents

but time is adjusted to reflect their simultaneity.

- The mandatory documents required by both the country studied and the selected trading partner are included.
- Both public and private fumigation certificates are excluded if they are not required by the laws of either the country studied or the selected trading partner. Only fumigation that is required for the product itself is captured and separate fumigation for packaging prior to its purchase and use is not included.

Time

Time is recorded in calendar days and captures the median duration to obtain each mandatory document to export on a per shipment basis. Time to complete membership requirements or to obtain trader-level licenses is not captured. The time span for each document starts with the first filing of the application or demand and ends once the company has received the final document, such as the phytosanitary certificate. It is assumed that the company's owners, managers or employees have had no prior contact with any of the officials and that the company completes each procedure to obtain the document without delay on its side. The following principles apply to the documents coded:

- It is assumed that the minimum time required for each document is 1 day, except for documents that can be fully obtained online, for which the time required is recorded as half a day.
- Although multiple documents may be obtained (and related processes completed) simultaneously, the process to obtain each document cannot start on the same day (that is, simultaneous processes start on consecutive days).
- If the process to obtain a document can be accelerated for an additional cost and is available to all types of companies, the fastest legal process is chosen and the related costs are recorded. Fast-track options

applying only to firms located in an export processing zone or to certain accredited firms under authorized economic operator programs are not taken into account.

Costs

The costs include all official fees and fees for legal or professional services if such services are required by law to complete the qualification requirement or obtain a document. Service fees (charged by fumigation companies or private laboratories) are only included if the company is required by law to use such services. Traditional (scheduled) border taxes and tariffs are not captured. Other special charges or taxes that apply to the export product or subproduct, or the export of agricultural products generally, are included only where they result in the issuance of a stand-alone mandatory document to export or are needed to obtain another mandatory document to

Where possible, laws, regulations and fee schedules are used as sources for calculating costs. In the absence of fee schedules, estimates by public and private sector respondents are used. If several respondents provide different estimates, the median reported value is applied. In all cases the cost excludes bribes. All costs are indicated in U.S. dollars and as a percentage of the country's income per capita.

Specific terms

Alternative Dispute Resolution (ADR) is any litigation process or procedure, other than adjudication by a presiding judge in court, in which a neutral third party assists in or decides on the resolution of the issues in dispute.

Farmers' cooperatives are also known as agricultural cooperatives, farmers' organizations, or producers' associations. A farmers' cooperative is defined as a voluntary, jointly-owned and democratically controlled association of farmers created to support and promote the economic interests of its members through joint economic activity, including, but not limited to, production, processing and marketing of agricultural products. If different types of farmers' organizations

exist in a country's laws, that which most closely adheres to this definition is selected for study.

Inspections on a risk-management basis involve an import monitoring programme where the monitoring (the number of consignments inspected) is established on the basis of predicted risk through pest risk analysis (PRA).

Mediation is an ADR process in which a neutral mediator helps the parties discuss and find a mutually acceptable solution. The mediator's role is strictly facilitative; he or she does not decide in favor of one party or another, but guides the parties toward a consensual resolution.

Pest risk analysis (PRA) is defined as "[t] he process of evaluating biological or other scientific and economic evidence to determine whether a pest should be regulated and the strength of any phytosanitary measures to be taken against it." It consists of three stages: initiating the process for analyzing risk, assessing pest risk and managing pest risk.

Phytosanitary measures include "[a]ny legislation, regulation or official procedure having the purpose to prevent the introduction and/or spread of quarantine pests, or to limit the economic impact of regulated non-quarantine pests."⁷

Plant protection encompasses regulations, policies and institutional frameworks that affect plant health in a country, including domestic pest management measures as well as phytosanitary controls at the border.

Production and sales encompasses regulations, policies and institutional frameworks that impact the production, processing, marketing and sales of agricultural products in a country.

Regulated quarantine pest refers to "[a] pest of potential economic importance to the area endangered thereby and not yet present there, or present but not widely distributed and being officially controlled."8

Settlement agreement is a mutually acceptable solution found by the parties upon conciliation or mediation.

TABLE B.5 Scoring methodology for markets

INDICATOR			
(CATEGORY)	DESCRIPTION	WHAT IS MEASURED	HOW IT IS SCORED
Plant protection (quality control)	This indicator looks at the strength of the domestic plant protection framework by considering the legal obligations applicable to domestic pest management	 There is an obligation on the national plant protection agency or another government agency to carry out pest surveillance activities on plants in your country There is an obligation on producers/ land owners to monitor and report outbreaks of pests to the government The government or national plant protection agency maintains a list of regulated quarantine pests that is accessible to the public The list of regulated quarantine pests is uploaded to the IPPC website A pest database that contains details on the pests present in your country, such as their current status, geographical distribution and/or treatment, is available on a government website Pest risk analysis (PRA) is provided for in the law OR there is a designated unit in the government to carry out PRA Phytosanitary inspections on imports of plant products may be carried out on a risk basis Phytosanitary legislation covers both domestic containment and import/export quarantine procedures at the 	A score of 1 if yes

TABLE B.5 Scoring methodology for markets (continued)

INDICATOR (CATEGORY)	DESCRIPTION	WHAT IS MEASURED	HOW IT IS SCORED
Production and sales (operations)	This indicator measures legal requirements with regard to the establishment and activities of farmers' cooperatives, the ease of engaging in contract farming arrangements and resolving related disputes	Please note that questions 1 and 2 on licenses are based on the selected contracted product: 1. The producer or seller requires a license to sell the contracted product or to engage in an agricultural production contract 2. The contractor needs a license to purchase the contracted product or engage in an agricultural production contract 3. Farmers' cooperatives can seek loans or lines of credits provided by non-	A score of 1 if no A score of 1 if yes
		members 4. Farmers' cooperatives can merge 5. Minimum capital requirement to	A score of 1 if there is no minimum capital
		establish a farmers' cooperative	requirement A score of 0.25 if the minimum capital requirements is equal to or less than 1 times the income per capita A score of 0 if the minimum capital requirement is
		Mediation/conciliation can be attempted after the start of judicial proceedings upon either court- referral or application of the parties	greater than 1 times the income per capita A score of 1 if yes
		7. Enforceability of a settlement agreement reached through an extra-judicial and/or extra-arbitral negotiation, conciliation or mediation	A score of 1 if the settlement agreement has the same enforceability as a court decision A score of 0.5 if the settlement agreement can acquire the same enforceability as a court decision upon submission to a judicial body or upon notarization A score of 0 if the settlement agreement is enforceable only under the laws of contract

TABLE B.5 Scoring methodology for markets (continued)

DESCRIPTION	WHAT IS MEASURED	HOW IT IS SCORED
This indicator looks at the mandatory requirements to export the selected product to the selected trading partner at the trader level and per shipment	1. Exporters do or do not have to be a member of a specific association or organization in order to obtain the right to export the selected product or agricultural products more generally 2. Exporters do or do not have to obtain a trader-level export license in order to export the selected product or agricultural products more generally to the selected trading partner 3. Total number of mandatory documents required to export 4. Total time to obtain mandatory documents required to export 5. Total cost to obtain mandatory	Not scored
	This indicator looks at the mandatory requirements to export the selected product to the selected trading partner at the trader	This indicator looks at the mandatory requirements to export the selected product to the selected trading partner at the trader level and per shipment 2. Exporters do or do not have to be a member of a specific association or organization in order to obtain the right to export the selected product or agricultural products more generally 2. Exporters do or do not have to obtain a trader-level export license in order to export the selected product or agricultural products more generally to the selected trading partner 3. Total number of mandatory documents required to export 4. Total time to obtain mandatory documents required to export

Transport

EBA transport indicators measure regulatory and administrative constraints affecting the market access and operations of reliable and sustainable commercial road transport services and the regulatory requirements for cross-border transportation.

Two sets of indicators have been developed:

- Truck licenses.
- Cross-border transportation.

Transport indicators used two different questionnaire versions targeting: (i) private sector respondents—mainly trucking associations, trucking companies, freight forwarders, lawyers; and (ii) public sector respondents—mainly ministries of transport, road transport regulatory authorities and ministries of infrastructure. Data were collected through interviews conducted during country visits directly with respondents, by email and teleconference calls from Washington, DC and by local staff in the different target countries.

To make the data comparable across countries, several assumptions about the trucking company and its environment were made, as detailed below:

Assumptions about the business

The business:

- Is a limited liability company.
- Is 100% domestically owned.
- Has between five and 10 employees.
- Owns a maximum of five trucks; each truck has two axles and a loading capacity of 20 metric tons.⁹
- Rents a garage.
- Transports agricultural products within the country, including perishable goods.

Does not transport fertilizers, pesticides or any hazardous products.

The information on transport licenses and permits refers exclusively to domestic operations. The section on cross-border transportation assumes trade is undertaken with the largest neighboring agricultural trading partner.

Time

Time is recorded in calendar days and captures the median duration of obtaining the required company or truck license. The timespan starts once all required documents have been submitted to the relevant authority and ends once the company has received the final document. The minimum time to obtain a company or truck license is one day. It is assumed that the company's owners, managers or employees have had no prior contact with any of the officials.

Cost

Costs capture only official costs required by law, including fees and taxes. Transport laws and regulations have been used as legal basis when available, and an estimation from respondents have been used when not. In such cases where no official costs are in place, the median of responses is computed. This section assumes all documents have been submitted correctly. All costs are indicated in U.S. dollars and as a percentage of the country's income per capita.

Validity

Validity is measured for company and truck licenses and for technical inspections. Validity is expressed in years.

Specific terms

Freight allocation:

- Deregulated market: Market actors can freely interact with each other.
 - Freight allocation occurs through direct contracting

- between a producer or trader and a trucking company.
- Direct contracting is facilitated by a "freight exchange" (platform in which freight supply and demand are made public to all actors).
- Regulated market: Freight allocation is influenced or organized by a third party.
 - Queuing system ("tour de rôle"): freight allocation practice by which freight is sequentially allocated by trucking associations, unions or the government.

Cross-border transportation:

- Transport rights: A truck registered in Country A is able to transport agricultural goods produced in its country into Country B for sale.
- Backhauling rights: A truck registered in Country A is able to transport agricultural goods into Country B for sale, load other goods in Country B and carry them back to Country A.
- Transit rights: A truck registered in Country A is able to travel through Country B to deliver agricultural goods into Country C.
- Triangular rights: A truck registered in Country A is able to pick up agricultural goods in Country B and transport them to be delivered into Country C.
- Cabotage rights: A truck registered in Country A is able to pick up agricultural goods in Country B and deliver them to a different point in Country B.

TABLE B.6 Scoring methodology for transport

INDICATOR (CATEGORY)	DESCRIPTION	WHAT IS MEASURED	HOW IT IS SCORED
Truck licenses (operations)	This indicator categorizes the different licensing regimes to provide commercial road transport services in the domestic market. It also measures the extent to which license requirements	Type of licensing regime required for a company to legally transport agricultural products in the domestic market	A score of 1 if only company license required A score of 0.5 if both company and truck licenses are required A score of 0.25 if only registry, franchise/public concession or truck license is required A score of 0 if no license is required This question has double weight (2/7)
	and application submissions are available online,	Online availability of license or permit	with regard to the other questions of this indicator (1/7) A score of 1 if yes
	additional legal requirements to obtain a license/permit and	requirements	This question is not scored for countries without a license or permit
	price and freight allocation regulations affecting road transport services in the domestic market	Availability of an electronic submission platform for license or permit application or renewal	A score of 1 if yes This question is not scored for countries without a license or permit
		Additional requirements for obtaining the relevant licenses, permits, inspections and certificates with regard to nationality, membership with a trucking association or operational size	A score of 1 if none of the following is a requirement to obtain a license / permit: (a) membership to an association, (b) being of a specific nationality and (c) certain operational size (number of trucks)
			A score of ½ if one is required A score of ⅓ if two are required A score of 0 if all three are required to obtain a license or permit
		Government regulation of prices for agricultural road transport service	A score of 1 if no
		Presence of a queuing system (also known as a "tour de rôle") binding for all trucking companies and used to access or allocate freight in the country	A score of 1 if no
	Licenses and permits	 Total time to obtain a license at company level to transport agricultural products by truck Total cost to obtain a license at company level Validity of the license at company level Total time to obtain a permit or license at truck level Total cost to obtain a license or permit at truck level Validity of the permit or license at truck level Total cost of a vehicle technical inspection Validity of vehicle technical inspection 	Not scored

TABLE B.6 Scoring methodology for transport (continued)

INDICATOR (CATEGORY)	DESCRIPTION	WHAT IS MEASURED	HOW IT IS SCORED	
Cross-border transportation (trade)	This indicator measures the restrictions to cross- border transport including the regulation of carrier's liabilities	Requirement of a written contract acknowledging carrier's liabilities in cross- border transportation transactions	A score of 1 if yes	
		The right of foreign trucking companies registered in the largest agricultural trading partner to transport goods into the country	A score of 1 if yes	
		3. Existence of quotas on the number of	A score of 1 if no	
		transport right permits granted	A score of 0 if yes or if no transport rights granted	
		The right of foreign trucking companies registered in the largest agricultural trading partner to transport goods back from the country (backhauling)	A score of 1 if yes	
			5. The right of foreign trucking companies registered in the largest agricultural trading partner to transport goods from the country into a third country (triangular rights)	A score of 1 if yes
			The right of foreign trucking companies registered in the largest agricultural trading partner to transit through the country	A score of 1 if yes
		7. The right of foreign trucking companies registered in the largest agricultural trading partner to transport goods between two points within the country (cabotage)	A score of 1 if yes	

Notes

- Based on the average growing time for medium-maturing varieties of maize.
- Seasons in countries with one season per calendar year tend to last longer.
- 3. High-income and upper-middle-income countries are not measured under the MFI indicator.
- 4. In some countries, the maximum loan an MFI can extend is limited to a percentage of deposits or a
- percentage of core capital. This language is included in regulations for risk management, intended to limit the exposure of the institution to a single borrower. For countries with this type of loan limitation, *EBA* considers it "no limit" because the currency value corresponding to that percentage is so high as to present no effective limit to borrowers.
- High-income and upper-middle-income countries are not measured under the agent banking indicator.
- 6. International Plant Protection Convention 2005. p. 16.

- International Plant Protection Convention 2005. p. 17.
- 8. International Plant Protection Convention 2005. p. 18.
- 9. A truck is defined as one tractor unit, excluding the trailer.

Reference

2005. "Glossary of Phytosanitary Terms." International Standard for Phytosanitary Measures No. 5. Rome: FAO.

APPENDIX C

ALTERNATIVE WAYS OF PRESENTING THE DATA

The following are two alternative ways of presenting *EBA* data. The questions used to build the accessibility of agribusiness regulatory information and discrimination of agribusiness regulations scores are questions also used to build the topics and cross-cutting categories scores. For example, a seed variety catalogue (within accessibility of agribusiness regulatory information) also belongs to the seed registration (operations) indicator, so it is part of the seed score and the operations score. Similarly, the eligibility

of the foreign firms to import fertilizer (within discrimination of agribusiness regulations) belongs to the fertilizer import requirements (trade) indicator, so it is part of the fertilizer score and the trade score.

Discrimination of agribusiness regulations

The data on discrimination of agribusiness regulations were collected across

six EBA topics (table C.1). For each question, countries where the nondiscriminatory feature under study is in place are assigned a score of 1; those without such features are assigned a score of 0. The total score of the 18 questions reflects the number of good practices related to nondiscrimination. These questions are also part the corresponding topic and score.

TABLE C.1 Discrimination of agribusiness regulations data by topic

GOOD PRACTI	CES E	SY TOPICS
SEED	1. 2. 3. 4. 5.	The mandatory participation of private sector representatives in seed variety release committee The eligibility of private enterprises to produce breeder/pre-basic seed of local public varieties for use in the domestic market The eligibility of private enterprises to produce foundation/basic seed of local public varieties for use in the domestic market The accessibility of germplasm from the national gene bank for the private sector The existence of a system for licensing public varieties to private seed enterprises for production and sale in the domestic market The eligibility of the private sector to be accredited to carry out the certification process
FERTILIZER	7. 8. 9.	The eligibility of the private sector to register fertilizer The eligibility of the domestic firms to import fertilizer in order to sell it The eligibility of the foreign firms to import fertilizer in order to sell it
MACHINERY	10. 11. 12.	The eligibility of the private sector to import new agricultural tractors and harvesters The eligibility of the private sector to import second-hand agricultural tractors and harvesters The eligibility of the private sector to import spare parts for agricultural tractors and harvesters
FINANCE	13.	The eligibility of non-bank businesses (businesses that do not hold any financial institution license) to issue e-money
MARKETS	14.	The absence of minimum capital requirements to establish a farmers' cooperative
TRANSPORT	15. 16. 17. 18.	In addition to company and/or truck level licenses as well as technical inspections, the absence of other requirements regarding nationality, membership with a trucking association or operational size for a transport operator to offer commercial road transport services in the domestic market The eligibility of foreign trucking companies registered in the country's largest agricultural trading partner to transport goods into the country The eligibility of foreign trucking companies registered in the country's largest agricultural trading partner to transport goods back from the country (backhauling) The eligibility of foreign trucking companies registered in the country's largest agricultural trading partner to transport goods between two points within the country (cabotage)

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Accessibility of agribusiness regulatory information

The data on accessibility of agribusiness regulatory information were collected

across five *EBA* topics (table C.2). For each question, countries where the information accessibility feature under study is in place are assigned a score of 1; those without such features are assigned a

score of 0. The total score of the 10 questions reflects the number of good practices related to access to information. These questions are also part the corresponding topic and score.

TABLE C.2 Accessibility of agribusiness regulatory information data by topic

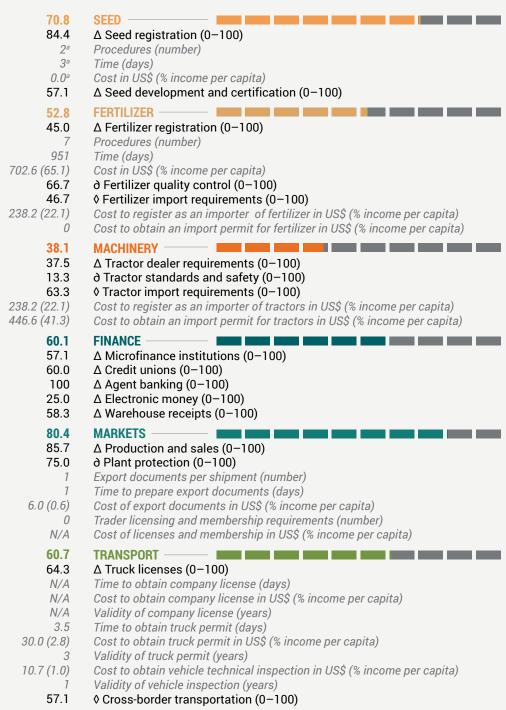
GOOD PRACTICES BY TOPICS		
SEED	 The existence of a seed variety catalog listing new varieties The online availability of the seed variety catalog The existence of an official fee schedule for seed certification activities carried out by the public sector 	
FERTILIZER	 The existence of an official catalog listing all registered fertilizer The online availability of the fertilizer catalog 	
FINANCE	6. The legal requirement for credit unions to disclose their effective interest rate or the annual percentage rate to loan applicants	
MARKETS	 7. The existence of a list of regulated pests 8. The availability of a database on a government website that lists pests present in the country, their current distribution and/or status 	
TRANSPORT	 9. The online availability of the transport license/permit requirements 10. The existence of an electronic procedure to apply and/or renew the transport license/permit 	

COUNTRY TABLES

The team collected data in 40 countries in the following 11 areas: seed, fertilizer, machinery, finance, markets, transport, land, information and communications technology (ICT), water, livestock and environmental sustainability. Six of the topics were chosen for scoring and are presented in this section.

109

70.8 52.8 38.1 60.1 80.4 MARKETS TRANSPORT



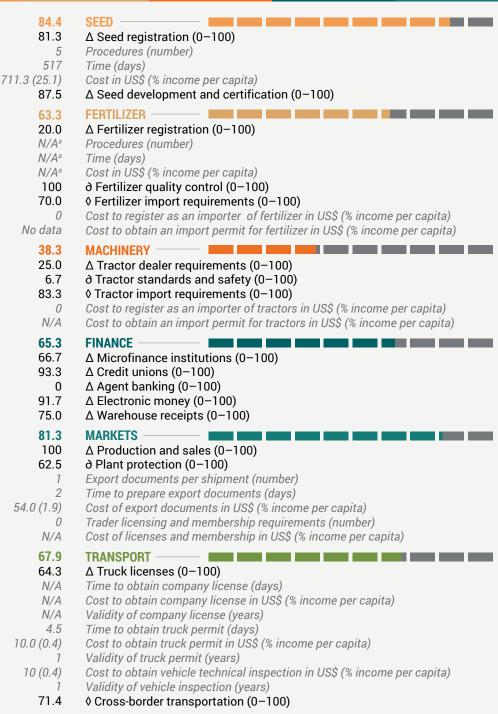
60.6

55.7

TRADE (0)

LATIN AMERICA & CARIBBEAN LOWER-MIDDLE INCOME

84.4 63.3 38.3 65.3 81.3 67.9 TRANSPORT



59.8 56.4 74.9 OPERATIONS (Δ) QUALITY CONTROL (ð) TRADE (◊)

BOSNIA AND HERZEGOVINA

EUROPE & CENTRAL ASIA UPPER-MIDDLE INCOME

111

42.0

94.4

44.0

18.1

93.8

71.4

SEED

FERTILIZER

MACHINER\

FINANCE

MARKETS

TRANSPOR⁻

42.0 12.5 Δ Seed registration (0-100) No practice *Procedures (number)* No practice Time (davs) No practice Cost in US\$ (% income per capita) 71.4 Δ Seed development and certification (0-100) 94.4 Δ Fertilizer registration (0-100) 100 Procedures (number) 2 31 Time (days) 23.3 (0.5) Cost in US\$ (% income per capita) 100 ∂ Fertilizer quality control (0-100) 83.3 ♦ Fertilizer import requirements (0-100) Cost to register as an importer of fertilizer in US\$ (% income per capita) 0 N/A Cost to obtain an import permit for fertilizer in US\$ (% income per capita) 44.0 Δ Tractor dealer requirements (0-100) 37.5 27.8 ∂ Tractor standards and safety (0-100) ♦ Tractor import requirements (0-100) 66.7 Cost to register as an importer of tractors in US\$ (% income per capita) N/A Cost to obtain an import permit for tractors in US\$ (% income per capita) N/A^a _____ 18.1 **FINANCE** Δ Microfinance institutions (0-100) N/A b 0 Δ Credit unions (0-100) N/A b △ Agent banking (0-100) Δ Electronic money (0−100) 54.2 Δ Warehouse receipts (0-100) 93.8 **MARKETS** 100 Δ Production and sales (0-100) 87.5 ∂ Plant protection (0-100) Export documents per shipment (number) 7 Time to prepare export documents (days) 26.7 (0.6) Cost of export documents in US\$ (% income per capita) Trader licensing and membership requirements (number) N/A Cost of licenses and membership in US\$ (% income per capita) 71.4 **TRANSPORT** 71.4 Δ Truck licenses (0−100) 60 Time to obtain company license (days) 266.7 (5.6) Cost to obtain company license in US\$ (% income per capita) 10 Validity of company license (years) 30 Time to obtain truck permit (days) Cost to obtain truck permit in US\$ (% income per capita) 33.3 (0.7) Validity of truck permit (years) 10 Cost to obtain vehicle technical inspection in US\$ (% income per capita) 60.0 (1.3) Validity of vehicle inspection (years) 71.4 ♦ Cross-border transportation (0-100)

61.5 OPERATIONS (Δ)

71.8

13.8

QUALITY CONTROL (3)

TRADE (0)

BURKINA FASO

SUB-SAHARAN AFRICA LOW INCOME

54.2 43.9 40.6 37.2 58.9 60.7 TRANSPORT

54.2 65.6 Δ Seed registration (0-100) No practice *Procedures (number)* No practice Time (davs) No practice Cost in US\$ (% income per capita) 42.9 Δ Seed development and certification (0-100) 43.9 Δ Fertilizer registration (0-100) 0 N/A^a Procedures (number) N/Aª Time (days) N/A^a Cost in US\$ (% income per capita) 66.7 ∂ Fertilizer quality control (0-100) 65.0 ♦ Fertilizer import requirements (0-100) Cost to register as an importer of fertilizer in US\$ (% income per capita) 2.0 (0.3) 2.0 (0.3) Cost to obtain an import permit for fertilizer in US\$ (% income per capita) 40.6 Δ Tractor dealer requirements (0-100) 37.5 ∂ Tractor standards and safety (0-100) 6.7 77.5 ♦ Tractor import requirements (0-100) Cost to register as an importer of tractors in US\$ (% income per capita) 30.4 (4.3) 2.0(0.3)Cost to obtain an import permit for tractors in US\$ (% income per capita) 37.2 **FINANCE** Δ Microfinance institutions (0-100) 42.9 60.0 Δ Credit unions (0-100) Δ Agent banking (0-100) n 83.3 Δ Electronic money (0-100) Δ Warehouse receipts (0-100) 0 58.9 92.9 Δ Production and sales (0-100) ∂ Plant protection (0-100) 25.0 Export documents per shipment (number) 2 Time to prepare export documents (days) 2 19.2 (2.7) Cost of export documents in US\$ (% income per capita) Trader licensing and membership requirements (number) N/A Cost of licenses and membership in US\$ (% income per capita) 60.7 **TRANSPORT** 50.0 Δ Truck licenses (0−100) N/A Time to obtain company license (days) Cost to obtain company license in US\$ (% income per capita) N/A N/A Validity of company license (years) Time to obtain truck permit (days) Cost to obtain truck permit in US\$ (% income per capita) 21.0 (3.0) 0.5 Validity of truck permit (years) 87.0 (12.3) Cost to obtain vehicle technical inspection in US\$ (% income per capita) 0.5 Validity of vehicle inspection (years) 71.4 ♦ Cross-border transportation (0-100)

45.3 OPERATIONS (Δ)

32.8

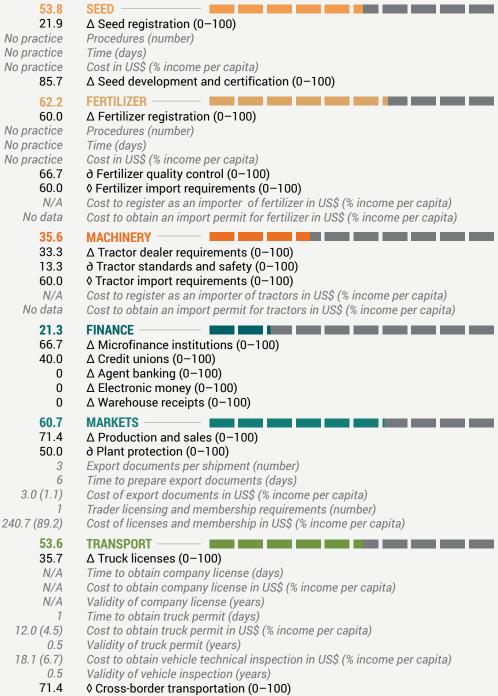
71.3

QUALITY CONTROL (3)

TRADE (0)

113

53.8 SEED 35.6 AACHINERY 21.3 GO.7 MARKETS TRANSPORT



45.9OPERATIONS (Δ)

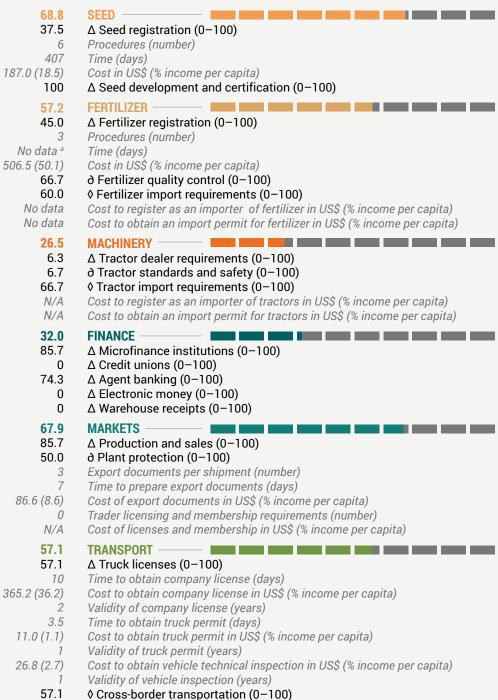
43.3

63.8

QUALITY CONTROL (3)

TRADE (6)

68.8 57.2 26.5 32.0 67.9 MARKETS TRANSPORT



49.1

41.1

61.3

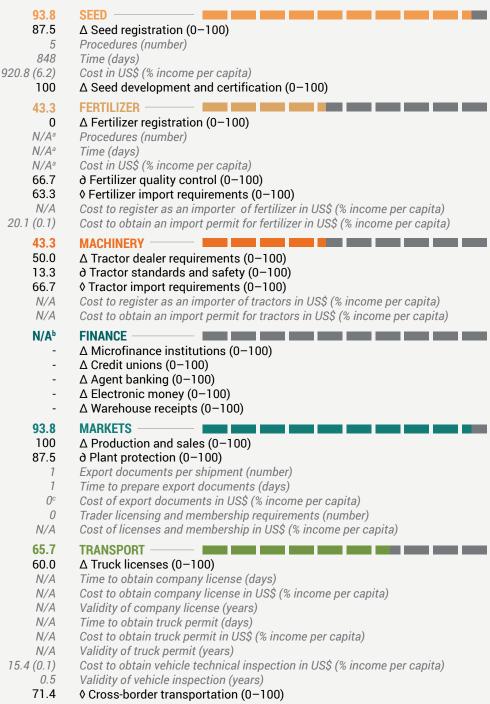
OPERATIONS (Δ)

QUALITY CONTROL (3)

TRADE (6)

115

93.8 43.3 43.3 N/Ab 93.8 65.7 MACHINERY FINANCE MARKETS TRANSPORT



OPERATIONS (Δ)

LATIN AMERICA & CARIBBEAN UPPER-MIDDLE INCOME

MACHINERY FERTILIZER 75.0 50.0 Δ Seed registration (0-100) 5 Procedures (number) 591 Time (davs) Cost in US\$ (% income per capita) 4,526.4 (58.2) Δ Seed development and certification (0-100) 100 91.1 Δ Fertilizer registration (0-100) 100 Procedures (number) 3 48 Time (days) No data Cost in US\$ (% income per capita) 100 ∂ Fertilizer quality control (0-100) 73.3 ♦ Fertilizer import requirements (0-100) Cost to register as an importer of fertilizer in US\$ (% income per capita) 0 31.3 (0.4) Cost to obtain an import permit for fertilizer in US\$ (% income per capita) 50.0 70.0 Δ Tractor dealer requirements (0−100) 13.3 ∂ Tractor standards and safety (0-100) 66.7 ♦ Tractor import requirements (0-100) Cost to register as an importer of tractors in US\$ (% income per capita) No data Cost to obtain an import permit for tractors in US\$ (% income per capita) N/A 89.4 **FINANCE** Δ Microfinance institutions (0-100) N/A^a 93.3 Δ Credit unions (0-100) N/A^a △ Agent banking (0-100) Δ Electronic money (0−100) 91.7 83.3 Δ Warehouse receipts (0-100) 93.8 **MARKETS** 100 Δ Production and sales (0-100) 87.5 ∂ Plant protection (0-100) 2 Export documents per shipment (number) Time to prepare export documents (days) No data b Cost of export documents in US\$ (% income per capita) Trader licensing and membership requirements (number) 0 Cost of licenses and membership in US\$ (% income per capita) 78.6 **TRANSPORT** 71.4 Δ Truck licenses (0−100) 57 Time to obtain company license (days) 268 (3.4) Cost to obtain company license in US\$ (% income per capita) Indefinite c Validity of company license (years) N/A Time to obtain truck permit (days) Cost to obtain truck permit in US\$ (% income per capita) N/A N/A Validity of truck permit (years) Cost to obtain vehicle technical inspection in US\$ (% income per capita) 156.4 (2.0) Validity of vehicle inspection (years) 85.7 ♦ Cross-border transportation (0-100)

QUALITY CONTROL (8)

117

FERTILIZER 54.7 59.4 Δ Seed registration (0-100) 6 Procedures (number) 368 Time (davs) Cost in US\$ (% income per capita) 2,082.2 (134.2) Δ Seed development and certification (0-100) 50.0 64.4 Δ Fertilizer registration (0-100) 60.0 Procedures (number) No practice No practice Time (days) No practice Cost in US\$ (% income per capita) ∂ Fertilizer quality control (0-100) 66.7 66.7 ♦ Fertilizer import requirements (0-100) 59.5 (3.8) Cost to register as an importer of fertilizer in US\$ (% income per capita) N/A Cost to obtain an import permit for fertilizer in US\$ (% income per capita) 45.4 Δ Tractor dealer requirements (0-100) 25.0 27.8 ∂ Tractor standards and safety (0-100) 83.3 ♦ Tractor import requirements (0-100) Cost to register as an importer of tractors in US\$ (% income per capita) 59.5 (3.8) Cost to obtain an import permit for tractors in US\$ (% income per capita) N/A 37.7 **FINANCE** Δ Microfinance institutions (0-100) 42.9 60.0 Δ Credit unions (0-100) Δ Agent banking (0-100) n 85.4 Δ Electronic money (0-100) Δ Warehouse receipts (0-100) 0 58.0 **MARKETS** 78.6 Δ Production and sales (0-100) 37.5 ∂ Plant protection (0-100) Export documents per shipment (number) No data Time to prepare export documents (days) Cost of export documents in US\$ (% income per capita) No data Trader licensing and membership requirements (number) 198.3 (12.8) Cost of licenses and membership in US\$ (% income per capita) 60.7 **TRANSPORT** 50.0 Δ Truck licenses (0−100) N/A Time to obtain company license (days)

0.5 Validity of vehicle inspection (years)
71.4 ♦ Cross-border transportation (0-100)

Validity of company license (years) Time to obtain truck permit (days)

Validity of truck permit (years)

73.8

OPERATIONS (Δ)

N/A N/A

49.6 (3.2)

87.1 (5.6)

44.U

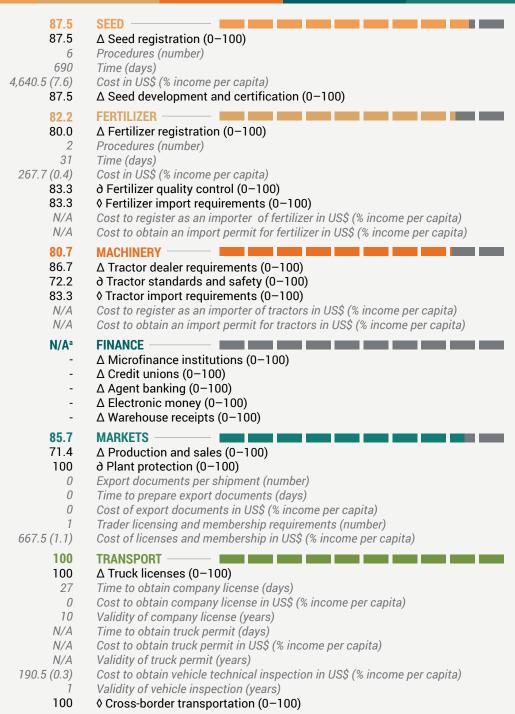
Cost to obtain vehicle technical inspection in US\$ (% income per capita)

Cost to obtain company license in US\$ (% income per capita)

Cost to obtain truck permit in US\$ (% income per capita)

QUALITY CONTROL (8)

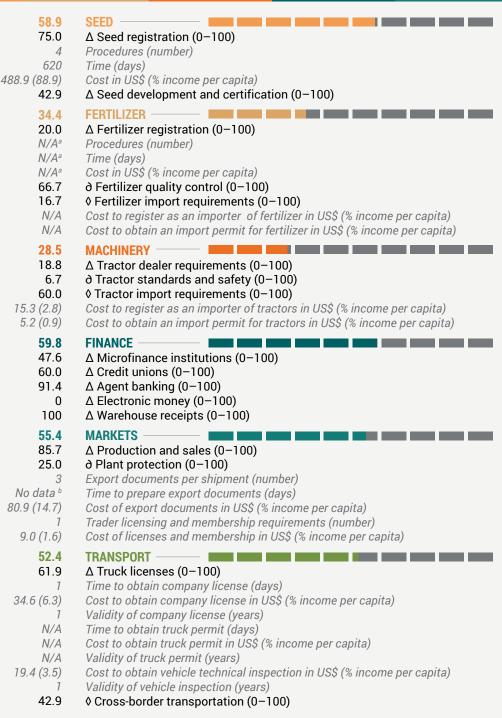
87.5 82.2 80.7 N/Aa 85.7 100 MACHINERY FINANCE MARKETS TRANSPORT



85.1 85.2 88.9 Operations (a) Quality control (b) trade (

LOW INCOME

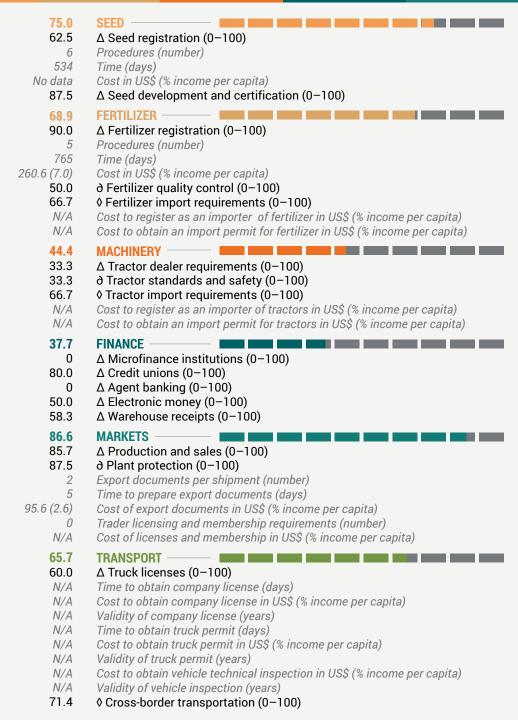
119



OPERATIONS (Δ)

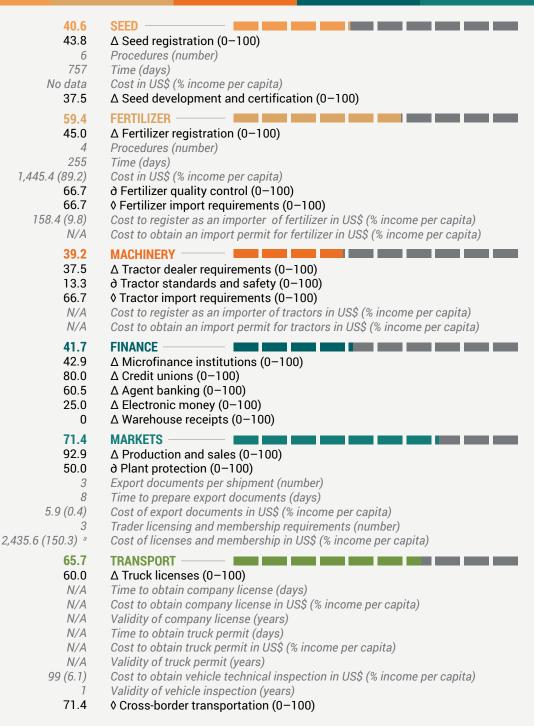
QUALITY CONTROL (8)

75.0 68.9 44.4 37.7 86.6 65.7 TRANSPORT



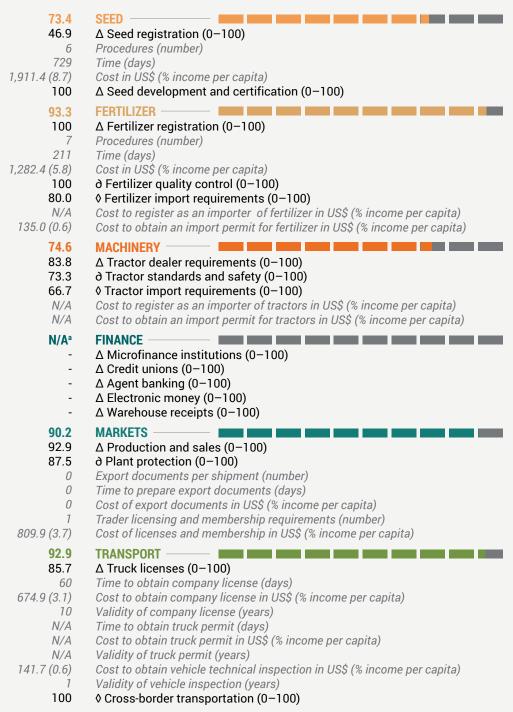
121

40.6 59.4 39.2 41.7 71.4 65.7 TRANSPORT



52.9 43.3 68.3 OPERATIONS (Δ) QUALITY CONTROL (∂) TRADE (◊)

73.4 93.3 74.6 N/Aa 90.2 92.9 TRANSPORT

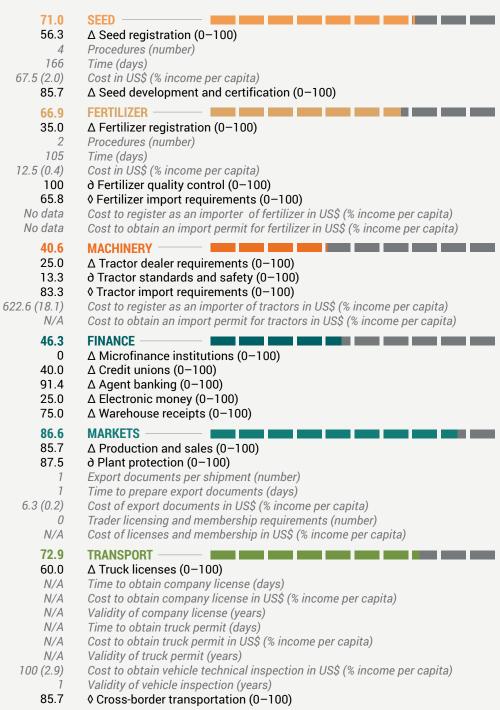


87.2 86.9 82.2 OPERATIONS (Δ) QUALITY CONTROL (δ) TRADE (δ)

GUATEMALA

LATIN AMERICA & CARIBBEAN LOWER-MIDDLE INCOME

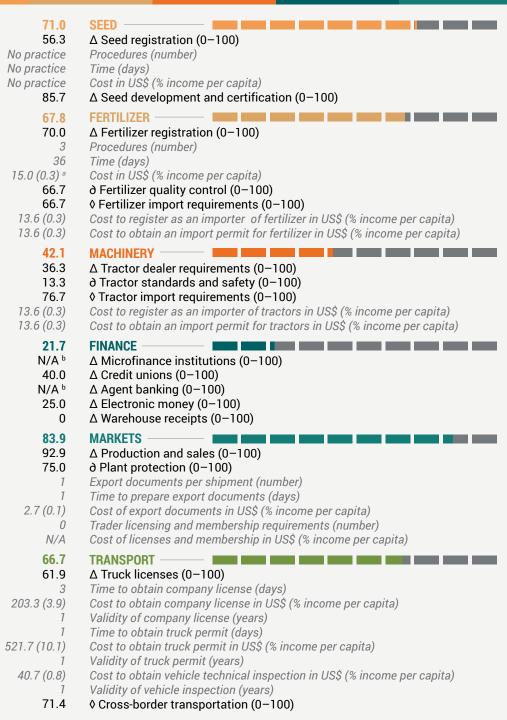
71.0 66.9 40.6 46.3 86.6 72.9 TRANSPORT



53.8 66.9 78.3 OPERATIONS (Δ) QUALITY CONTROL (∂) TRADE (∂)

MIDDLE EAST & NORTH AFRICA UPPER-MIDDLE INCOME

71.0 67.8 42.1 21.7 83.9 66.7 TRANSPORT



58.9 51.7 71.6 OPERATIONS (Δ) QUALITY CONTROL (∂) TRADE (∂)

KENYA

90.6 SEED 50.0 FERTILIZER 57.2 MACHINERY 72.9 FINANCE 50.9 TRANSPORT

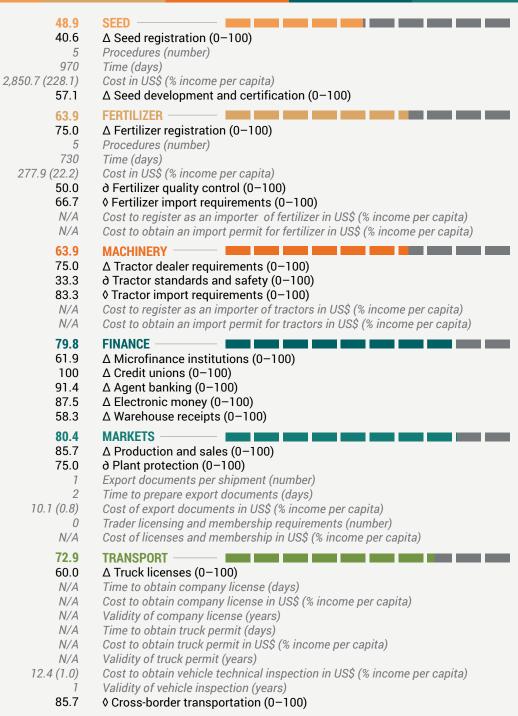


58.3 55.1 Operations (a) Quality control (b) T

KYRGYZ REPUBLIC

EUROPE & CENTRAL ASIA LOWER-MIDDLE INCOME

48.9 63.9 63.9 79.8 80.4 72.9 TRANSPORT



70.7 52.8 78.6 OPERATIONS (Δ) QUALITY CONTROL (δ) TRADE (δ)

LAO PDR

EAST ASIA & PACIFIC LOWER-MIDDLE INCOME

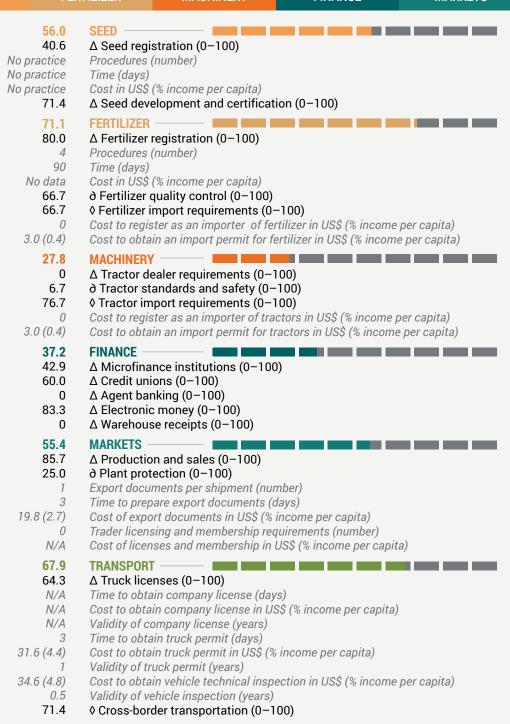
45.5 60.6 20.0 34.3 83.9 69.0 TRANSPORT

45.5 62.5 Δ Seed registration (0-100) No practice Procedures (number) No practice Time (davs) No practice Cost in US\$ (% income per capita) Δ Seed development and certification (0-100) 28.6 60.6 Δ Fertilizer registration (0-100) 45.0 Procedures (number) No data Time (days) Cost in US\$ (% income per capita) 7.9(0.5)83.3 ∂ Fertilizer quality control (0-100) 53.3 ♦ Fertilizer import requirements (0-100) Cost to register as an importer of fertilizer in US\$ (% income per capita) N/A 3.1 (0.2) Cost to obtain an import permit for fertilizer in US\$ (% income per capita) ______ 20.0 0 Δ Tractor dealer requirements (0-100) 6.7 ∂ Tractor standards and safety (0-100) 53.3 ♦ Tractor import requirements (0-100) Cost to register as an importer of tractors in US\$ (% income per capita) N/A Cost to obtain an import permit for tractors in US\$ (% income per capita) 1.2(0.1)34.3 **FINANCE** Δ Microfinance institutions (0-100) 66.7 80.0 Δ Credit unions (0-100) Δ Agent banking (0-100) n 25.0 Δ Electronic money (0-100) Δ Warehouse receipts (0-100) 0 83.9 **MARKETS** 92.9 Δ Production and sales (0-100) ∂ Plant protection (0-100) 75.0 Export documents per shipment (number) 2 Time to prepare export documents (days) 3 151.0 (9.4) Cost of export documents in US\$ (% income per capita) Trader licensing and membership requirements (number) N/A Cost of licenses and membership in US\$ (% income per capita) 69.0 **TRANSPORT** 66.7 Δ Truck licenses (0−100) 30 Time to obtain company license (days) Cost to obtain company license in US\$ (% income per capita) 24.4 (1.5) Validity of company license (years) Time to obtain truck permit (days) Cost to obtain truck permit in US\$ (% income per capita) 67.2 (4.2) Validity of truck permit (years) Cost to obtain vehicle technical inspection in US\$ (% income per capita) 2.4(0.2)Validity of vehicle inspection (years) 71.4 ♦ Cross-border transportation (0-100)

47.4 55.0 59.4 OPERATIONS (Δ) QUALITY CONTROL (δ) TRADE (δ)

56.0 71.1 27.8 37.2 55.4 67.9

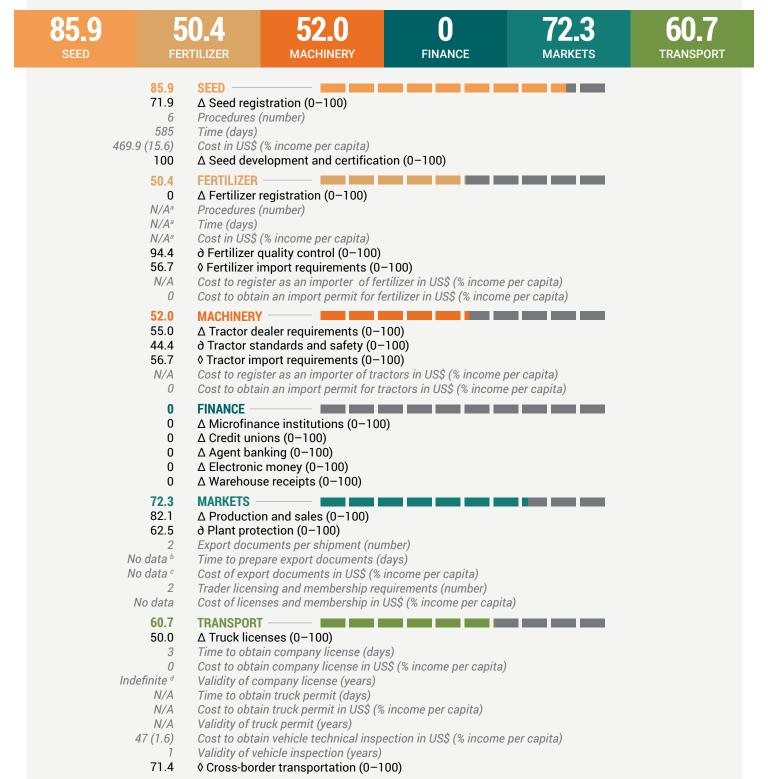
SEED FERTILIZER MACHINERY FINANCE MARKETS TRANSPORT



53.9 32.8 71.6 OPERATIONS (Δ) QUALITY CONTROL (δ) TRADE (δ)

MOROCCO

MIDDLE EAST & NORTH AFRICA LOWER-MIDDLE INCOME



45.5 OPERATIONS (Δ)

67.1

61.6

QUALITY CONTROL (3)

TRADE (0)

OPERATIONS (Δ)

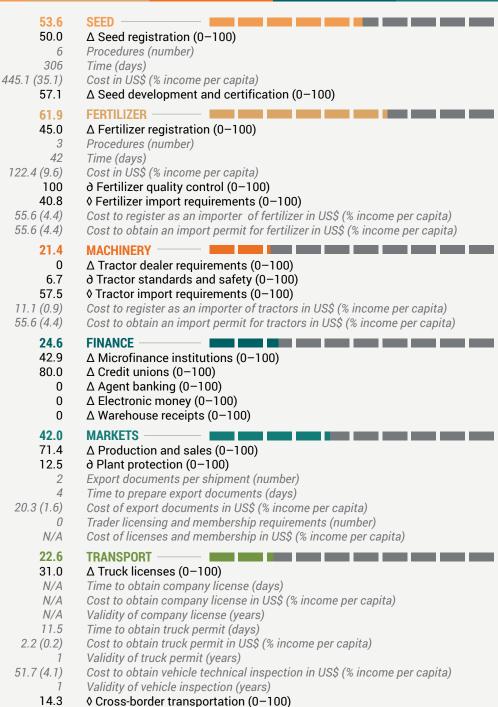
FERTILIZER 90.6 81.3 Δ Seed registration (0-100) 7 Procedures (number) 582 Time (davs) Cost in US\$ (% income per capita) 500.0 (79.4) Δ Seed development and certification (0−100) 100 46.1 Δ Fertilizer registration (0-100) 30.0 Procedures (number) No practice No practice Time (days) Cost in US\$ (% income per capita) No practice ∂ Fertilizer quality control (0-100) 50.0 58.3 ♦ Fertilizer import requirements (0-100) Cost to register as an importer of fertilizer in US\$ (% income per capita) 200.0 (31.7) 81.6 (13) Cost to obtain an import permit for fertilizer in US\$ (% income per capita) 42.5 37.5 Δ Tractor dealer requirements (0-100) ∂ Tractor standards and safety (0-100) 6.7 83.3 ♦ Tractor import requirements (0-100) Cost to register as an importer of tractors in US\$ (% income per capita) 5548.1 (880.6) Cost to obtain an import permit for tractors in US\$ (% income per capita) N/A 29.8 **FINANCE** Δ Microfinance institutions (0-100) 57.1 66.7 Δ Credit unions (0-100) Δ Agent banking (0-100) n 25.0 Δ Electronic money (0-100) Δ Warehouse receipts (0-100) 0 83.9 **MARKETS** 92.9 Δ Production and sales (0-100) ∂ Plant protection (0-100) 75.0 Export documents per shipment (number) 7 Time to prepare export documents (days) 2 13.4 (2.1) Cost of export documents in US\$ (% income per capita) Trader licensing and membership requirements (number) N/A Cost of licenses and membership in US\$ (% income per capita) 60.7 **TRANSPORT** 64.3 Δ Truck licenses (0−100) N/A Time to obtain company license (days) Cost to obtain company license in US\$ (% income per capita) N/A N/A Validity of company license (years) 2.5 Time to obtain truck permit (days) Cost to obtain truck permit in US\$ (% income per capita) 130.5 (20.7) Validity of truck permit (years) 34.4 (5.5) Cost to obtain vehicle technical inspection in US\$ (% income per capita) 0.5 Validity of vehicle inspection (years) 57.1 ♦ Cross-border transportation (0-100)

QUALITY CONTROL (8)

MYANMAR

EAST ASIA & PACIFIC LOWER-MIDDLE INCOME

53.6 61.9 21.4 24.6 42.0 22.6 MACHINERY FINANCE MARKETS TRANSPORT



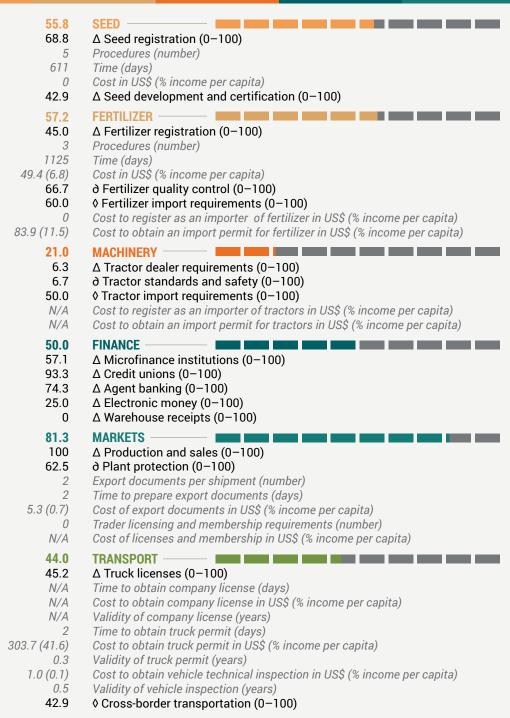
37.6 OPERATIONS (Δ)

39.7

37.5

QUALITY CONTROL (8)

55.8 57.2 21.0 50.0 81.3 44.0 machinery finance markets transport



50.4

45.3

51.0

OPERATIONS (Δ)

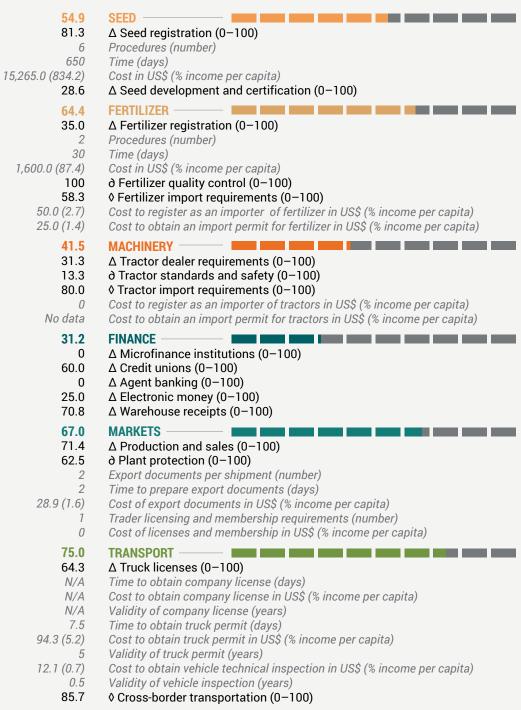
QUALITY CONTROL (8)

TRADE (�)

NICARAGUA

LATIN AMERICA & CARIBBEAN LOWER-MIDDLE INCOME

54.9 64.4 41.5 31.2 67.0 TRANSPORT



48.0 58.6 74.7 OPERATIONS (Δ) QUALITY CONTROL (∂) TRADE (ϕ)

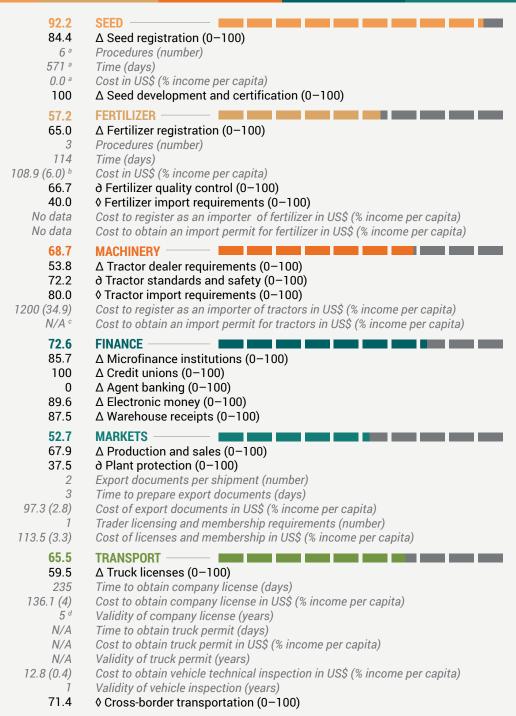
43.8 42.2 24.4 36.8 54.5 60.7 MACHINERY FINANCE MARKETS TRANSPORT

43.8 37.5 Δ Seed registration (0-100) No practice Procedures (number) No practice Time (davs) No practice Cost in US\$ (% income per capita) Δ Seed development and certification (0-100) 50.0 42.2 Δ Fertilizer registration (0-100) 0 Procedures (number) N/A^a N/Aª Time (days) Cost in US\$ (% income per capita) N/A^a 66.7 ∂ Fertilizer quality control (0-100) 60.0 ♦ Fertilizer import requirements (0-100) Cost to register as an importer of fertilizer in US\$ (% income per capita) N/A 39.9 (9.3) Cost to obtain an import permit for fertilizer in US\$ (% income per capita) 24.4 0 Δ Tractor dealer requirements (0−100) 6.7 ∂ Tractor standards and safety (0-100) 66.7 ♦ Tractor import requirements (0-100) Cost to register as an importer of tractors in US\$ (% income per capita) N/A Cost to obtain an import permit for tractors in US\$ (% income per capita) N/A 36.8 **FINANCE** Δ Microfinance institutions (0-100) 42.9 60.0 Δ Credit unions (0-100) Δ Agent banking (0-100) n 81.3 Δ Electronic money (0-100) Δ Warehouse receipts (0-100) 0 54.5 **MARKETS** 71.4 Δ Production and sales (0-100) 37.5 ∂ Plant protection (0-100) Export documents per shipment (number) 7 Time to prepare export documents (days) 3 10 (2.3) Cost of export documents in US\$ (% income per capita) Trader licensing and membership requirements (number) N/A Cost of licenses and membership in US\$ (% income per capita) 60.7 **TRANSPORT** 50.0 Δ Truck licenses (0−100) N/A Time to obtain company license (days) Cost to obtain company license in US\$ (% income per capita) N/A N/A Validity of company license (years) Time to obtain truck permit (days) Cost to obtain truck permit in US\$ (% income per capita) 39.9 (9.3) 0.5 Validity of truck permit (years) 0.3(0.1)Cost to obtain vehicle technical inspection in US\$ (% income per capita) 0.5 Validity of vehicle inspection (years) 71.4 ♦ Cross-border transportation (0-100)

PHILIPPINES

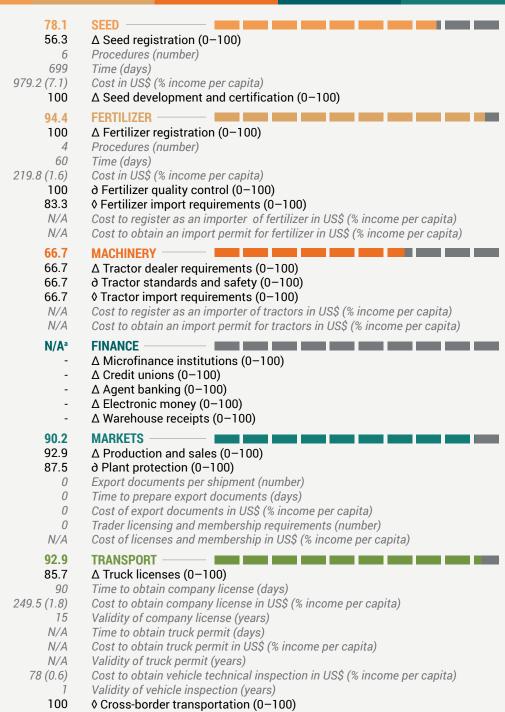
EAST ASIA & PACIFIC LOWER-MIDDLE INCOME

92.2 57.2 68.7 72.6 52.7 65.5 TRANSPORT



 78.1 94.4 66.7 N/Aa 90.2 92.9

SEED FERTILIZER MACHINERY FINANCE MARKETS TRANSPORT



84.7 84.7 QUALITY CONTROL (8) TRADE (1)

RUSSIAN FEDERATION

EUROPE & CENTRAL ASIA HIGH INCOME

137

FERTILIZER 67.0 62.5 Δ Seed registration (0-100) 5 *Procedures (number)* 716 Time (davs) Cost in US\$ (% income per capita) O^a Δ Seed development and certification (0-100) 71.4 67.6 Δ Fertilizer registration (0-100) 75.0 Procedures (number) 5 424 Time (days) 9,059.9 (68.6) Cost in US\$ (% income per capita) 61.1 ∂ Fertilizer quality control (0-100) 66.7 ♦ Fertilizer import requirements (0-100) N/A Cost to register as an importer of fertilizer in US\$ (% income per capita) N/A Cost to obtain an import permit for fertilizer in US\$ (% income per capita) 64.7 Δ Tractor dealer requirements (0-100) 56.3 77.8 ∂ Tractor standards and safety (0-100) ♦ Tractor import requirements (0-100) 60.0 Cost to register as an importer of tractors in US\$ (% income per capita) N/A Cost to obtain an import permit for tractors in US\$ (% income per capita) 168.3 (1.3) ______ N/Ab **FINANCE** Δ Microfinance institutions (0-100) Δ Credit unions (0-100) △ Agent banking (0-100) Δ Electronic money (0−100) Δ Warehouse receipts (0-100) 80.4 85.7 Δ Production and sales (0-100) ∂ Plant protection (0-100) 75.0 Export documents per shipment (number) 1 12 Time to prepare export documents (days)

> N/A Cost of licenses and membership in US\$ (% income per capita) 65.7 TRANSPORT 60.0 Δ Truck licenses (0−100) N/A Time to obtain company license (days) N/A Cost to obtain company license in US\$ (% income per capita) N/A Validity of company license (years) N/A Time to obtain truck permit (days) Cost to obtain truck permit in US\$ (% income per capita) N/A N/AValidity of truck permit (years) Cost to obtain vehicle technical inspection in US\$ (% income per capita) 34.6 (0.3)

Cost of export documents in US\$ (% income per capita) Trader licensing and membership requirements (number)

Validity of vehicle inspection (years) 71.4

♦ Cross-border transportation (0-100)

OPERATIONS (Δ)

33.4 (0.3)

27.7 61.7 41.1 59.1 56.3 71.4 MACHINERY FINANCE MARKETS TRANSPORT

27.7 12.5 Δ Seed registration (0-100) No practice *Procedures (number)* No practice Time (davs) No practice Cost in US\$ (% income per capita) Δ Seed development and certification (0−100) 42.9 61.7 Δ Fertilizer registration (0-100) 45.0 Procedures (number) No data Time (days) 14.9 (2.3) Cost in US\$ (% income per capita) 66.7 ∂ Fertilizer quality control (0-100) 73.3 ♦ Fertilizer import requirements (0-100) 29.8 (4.6) Cost to register as an importer of fertilizer in US\$ (% income per capita) 0 Cost to obtain an import permit for fertilizer in US\$ (% income per capita) 41.1 33.3 Δ Tractor dealer requirements (0-100) 33.3 ∂ Tractor standards and safety (0-100) 56.7 ♦ Tractor import requirements (0-100) Cost to register as an importer of tractors in US\$ (% income per capita) N/A 0 Cost to obtain an import permit for tractors in US\$ (% income per capita) 59.1 **FINANCE** Δ Microfinance institutions (0-100) 61.9 73.3 Δ Credit unions (0-100) 87.1 Δ Agent banking (0-100) Δ Electronic money (0-100) 72.9 Δ Warehouse receipts (0-100) 0 56.3 **MARKETS** 100 Δ Production and sales (0-100) ∂ Plant protection (0-100) 12.5 Export documents per shipment (number) No data a Time to prepare export documents (days) 0.3(0.0)Cost of export documents in US\$ (% income per capita) Trader licensing and membership requirements (number) 1,602.3 (246.5) Cost of licenses and membership in US\$ (% income per capita) 71.4 TRANSPORT 71.4 Δ Truck licenses (0−100) Time to obtain company license (days) 158.5 (24.4) Cost to obtain company license in US\$ (% income per capita) Validity of company license (years) N/A Time to obtain truck permit (days) Cost to obtain truck permit in US\$ (% income per capita) N/A N/AValidity of truck permit (years) Cost to obtain vehicle technical inspection in US\$ (% income per capita) 29.8 (4.6) Validity of vehicle inspection (years) 71.4 ♦ Cross-border transportation (0-100)

56.1

37.5

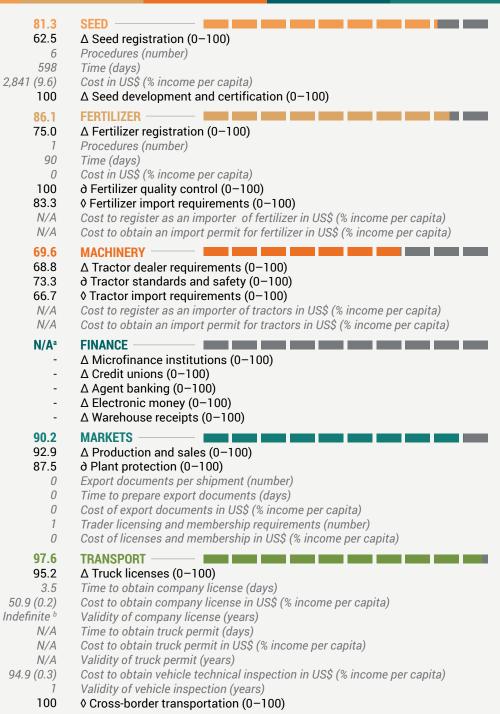
67.1

OPERATIONS (Δ) QUALITY CONTROL (δ)

TRADE (0)

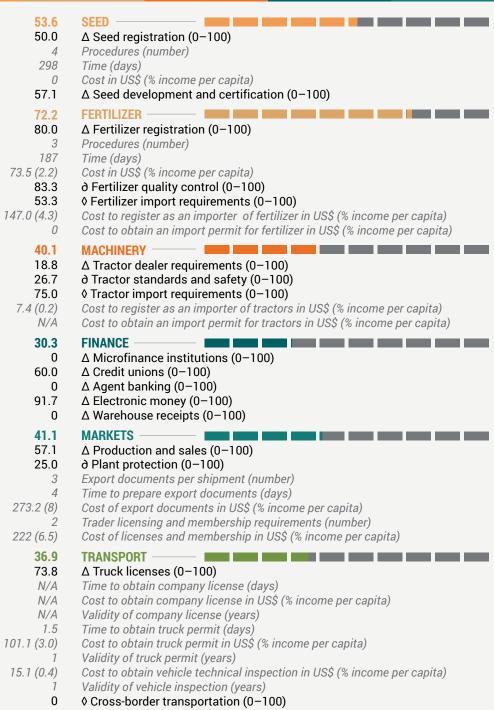
139

81.3 86.1 69.6 N/Aa 90.2 97.6 MACHINERY FINANCE MARKETS TRANSPORT



82.6 86.9 83.3 OPERATIONS (Δ) QUALITY CONTROL (∂) TRADE (∂)

53.6 72.2 40.1 30.3 41.1 36.9 TRANSPORT

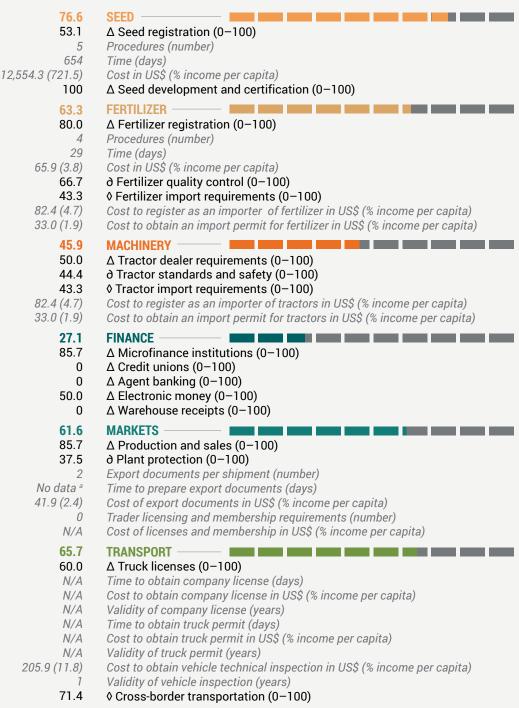


52.3 45.0 42.8 OPERATIONS (Δ) QUALITY CONTROL (δ) TRADE (δ)

SUDAN

SUB-SAHARAN AFRICA LOWER-MIDDLE INCOME

76.6 63.3 45.9 27.1 61.6 65.7 TRANSPORT



63.2 49.5 QUALITY CONTROL (δ)

EUROPE & CENTRAL ASIA LOWER-MIDDLE INCOME

TAJIKISTAN

TRANSPORT

56.7 56.3 <i>No data</i> <i>No data</i>	SEED Δ Seed registration (0–100) Procedures (number) Time (days)
No data 57.1	Cost in $US$$ (% income per capita) Δ Seed development and certification (0–100)
40.6 55.0 No data No data No data 0ª 66.7 N/A N/A	FERTILIZER △ Fertilizer registration (0−100) Procedures (number) Time (days) Cost in US\$ (% income per capita) ∂ Fertilizer quality control (0−100) ◊ Fertilizer import requirements (0−100) Cost to register as an importer of fertilizer in US\$ (% income per capita) Cost to obtain an import permit for fertilizer in US\$ (% income per capita)
47.8 50.0 26.7 66.7 N/A N/A	MACHINERY △ Tractor dealer requirements (0–100) ∂ Tractor standards and safety (0–100) ◊ Tractor import requirements (0–100) Cost to register as an importer of tractors in US\$ (% income per capita) Cost to obtain an import permit for tractors in US\$ (% income per capita)
32.0 95.2 40.0 0 25.0	FINANCE Δ Microfinance institutions (0–100) Δ Credit unions (0–100) Δ Agent banking (0–100) Δ Electronic money (0–100) Δ Warehouse receipts (0–100)
74.1 85.7 62.5 2 6 62.9 (5.9) 0 N/A	MARKETS Δ Production and sales (0–100) δ Plant protection (0–100) Export documents per shipment (number) Time to prepare export documents (days) Cost of export documents in US\$ (% income per capita) Trader licensing and membership requirements (number) Cost of licenses and membership in US\$ (% income per capita)
78.6 85.7 30 111.0 (10.5) 5.0 b N/A N/A N/A 138.8 (13.1) 1 71.4	TRANSPORT ∆ Truck licenses (0−100) Time to obtain company license (days) Cost to obtain company license in US\$ (% income per capita) Validity of company license (years) Time to obtain truck permit (days) Cost to obtain truck permit in US\$ (% income per capita) Validity of truck permit (years) Cost to obtain vehicle technical inspection in US\$ (% income per capita) Validity of vehicle inspection (years) ◊ Cross-border transportation (0−100)

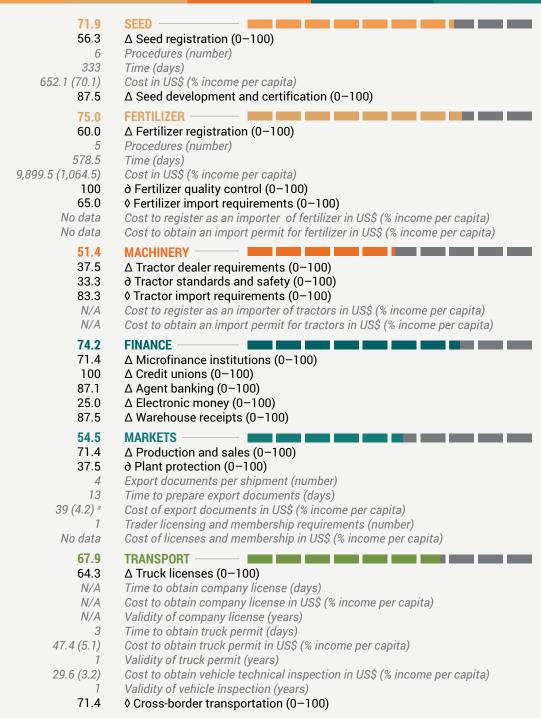
OPERATIONS (Δ)

QUALITY CONTROL (8)

TRADE (◊)

143

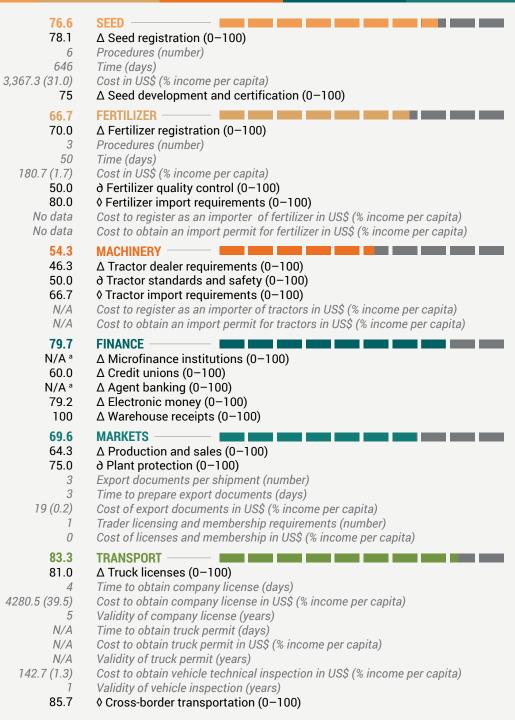
71.9 75.0 51.4 74.2 54.5 67.9 MACHINERY FINANCE MARKETS TRANSPORT



63.2 56.9 73.3 OPERATIONS (Δ) QUALITY CONTROL (∂) TRADE (◊)

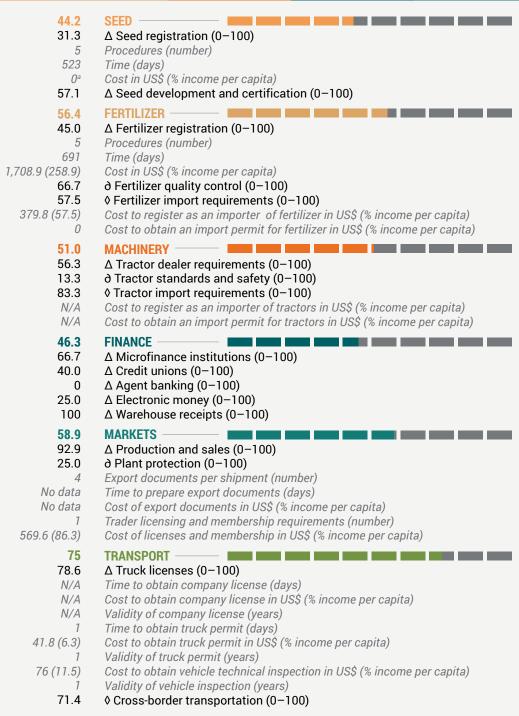
EUROPE & CENTRAL ASIA UPPER-MIDDLE INCOME

76.6 SEED 66.7 FERTILIZER 54.3 MACHINERY FINANCE MARKETS TRANSPORT



145

FERTILIZER



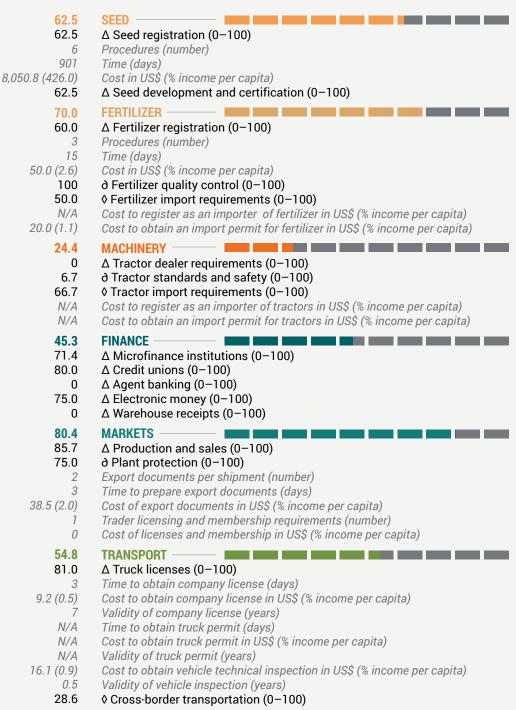
OPERATIONS (Δ) QUALITY CONTROL (8) 74.1 80.6 62.7 41.6 86.6 65.7 TANSPORT



VIETNAM

EAST ASIA & PACIFIC LOWER-MIDDLE INCOME

62.5 70.0 24.4 45.3 80.4 54.8 TRANSPORT



55. *(* OPERATIONS (Δ)

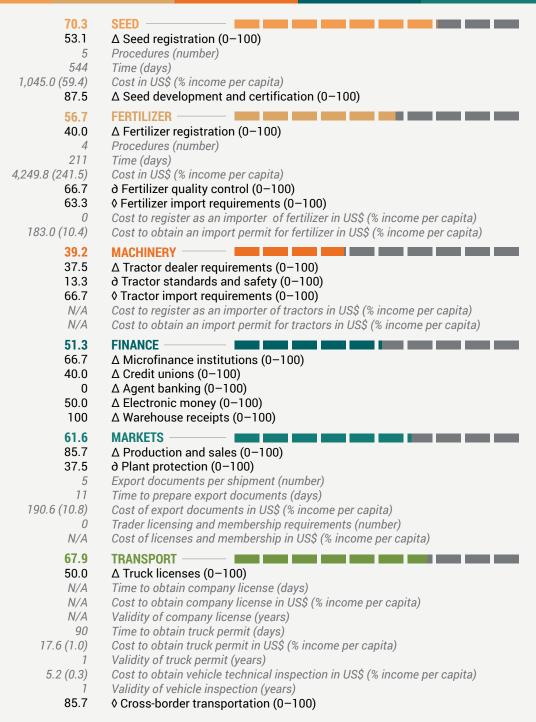
60.6

48.4

QUALITY CONTROL (3)

ZAMBIA

FERTILIZER



QUALITY CONTROL (8) OPERATIONS (Δ)

LOCAL EXPERTS

GLOBAL RESPONDENTS

Africa Legal Network (ALN)

AGCO

Baker & McKenzie

Bayer Animal Health

Bayer CropScience

Ceva Santé Animale

Clifford Chance

Colibri Law Firm

DFDL

FINCA

GALVmed

Hester Biosciences Limited

IFDC.

John Deere

KWS

Merial

Monsanto

OLAM

One Acre Fund

Pioneer

SQM

Syngenta

Syngenta Foundation

Tilleke & Gibbins

VimpelCom

Vodafone Group Plc

Yara

BANGLADESH

Bangladesh Agricultural Research Institute

Hatim Industries Ltd.

Karnaphuli Fertilizer Co. Ltd (KAFCO)

Microcredit Regulatory Authority (MRA)

Md. Joynal Abedin, Ministry of Local Government, Rural Development and Cooperatives Rozina Afroz, Bangladesh Agricultural Research Institute

Iftekhar Ahmed, Bangladesh Agricultural Research Institute

Vinay Ahuja, DFDL

Shahid Akbar, Bangladesh Institute of ICT in Development (BIID)

Lamisa Alam, Kamal Hossain & Associates

S. M. Khorshed Alam, Bangladesh Agricultural Research Council

Saiful Alam, Ministry of Water Resources

Mohsin Ali, WAVE Foundation

Shah Mohammad Arefin, Lal Teer Seed Limited

Jennifer Ashraf, Legacy Legal Corporate Law firm

Mohammed Ayub, Rural Development Academy (RDA)

Abdul Halim Bhuiyan, Bangladesh Agricultural Development Corporation (BADC)

Sharif Bhuyian, Kamal Hossain & Associates

Ahnaf Chowdhury, Kamal Hossain & Associates

Md. Mozammel Ali Chowdhury, Young Power in Social Action

Ahmed Zaker Chowdhury, Kamal Hossain & Associates

Subrato Dey, ADESH

Chowdhury Md. Feroz Bin Alam, Bangladesh Bank

Rajiv Ghandi, Hester Biosciences Ltd

Bishwojit Ghosh, Jagorani Chakra Foundation (JCF)

Golam Zilani, Milky Way Shipping Lines (Pvt.) Limited

Md. Osman Goni, OGR Legal

Aminul Haque, Advance Animal Science Co. Ltd.

Aminul Haque, Come To Save Cooperative (CTS)

Altaf Hossain, Directorate General of Drug Administration (DGDA)

Amjad Hossain, Bangladesh Agricultural Research Institute

Anwar Hossain, WAVE Foundation

Israil Hossain, Bangladesh Agricultural Research Institute

Md. Sanwar Hossain, S Hossain & Associates

Mohammad Iabal Hossain

Shahadat Hossain, ACDI/VOCA

S. M. Jahangir Hossain

Nazmul Huda, Bangladesh Society of Seed Technology

Arif Imtiaz, OGR Legal

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Md. Nazrul Islam, Bangladesh Bank

Raisul Islam, Kamal Hossain & Associates

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Munzur Murshid Khan, Advance Animal Science Co. Ltd.

Md. Abdul Malek, Bangladesh Agricultural Research Institute

Moin Ghani, Kamal Hossain & Associates

Ahmed Moinuddin, Advance Animal Science Co. Ltd.

Md. Rezwan Molla, Bangladesh Agricultural Research Institute

Mohamm Monsured

Md. Abu Fazal Munif, Legacy Legal Corporate Law firm

Nujhat Naeem, Banglalink Digital Communications Ltd.

Afrina Naznin, Legacy Legal Corporate Law firm

Md. Aminur Rahman, Ministry of Local Government, Rural Development and Cooperatives

Md. Mizanur Rahman, Ministry of Local Government, Rural Development and Cooperatives

Md. Moshiar Rahman, Bangladesh Road Transport Authority

Pulak Rangan Shaha, Ministry of Agriculture

Bazlur Rashid, Department of Agricultural Extension (DAE)

Md. Abdur Razzaque, Ministry of Agriculture

Quazi Rezaul Islam, Ministry of Local Government, Rural Development and Cooperatives

Durlave Roy, Northern Agro Services Ltd

Sheikh Saiful Rajib, S Hossain & Associates

Kalidas Sarkar, Department of Livestock Services (DLS), Ministry of Fisheries and Livestock

Shafique Shafiquzzaman, Maxwell Stamp Ltd

Sreekanta Sheel

Kuri Siddique, Kamal Hossain & Associates

S. K. Sinha, ASA

Mashrufa Tanzin, Rural Development Academy (RDA)

Ashraf Uddin, Pedrollo nk Ltd.

Md. Amir Uddin, Bangladesh Bank

Nashir Uddin, Biswas Agrovet Ltd.

Read Uddin, Jus Counsel

Md. Wahiduzzaman, Jagorani Chakra Foundation (JCF)

Quazi Ludmila Zaman, Amir & Amir Law Associates, member of Lex Mundi

BOLIVIA

Instituto Nacional de Innovación Agropecuaria y Forestal (INIAF)

La Autoridad de Supervisión del Sistema Financiero (ASFI)

Ministerio de Desarrollo Rural y Tierras

Nibol Ltd.

Sociedad Anónima Comercial Industrial (SACI)

Servicio Nacional de Sanidad Agropecuaria e Inocuidad Alimentaria (SENASAG)

Viceministerio de Desarrollo Rural y Agropecuario

Yara

Mauricio Becerra de la Roca Donoso, Becerra de la Roca Donoso & Asociados SRL

José Campero, Instituto Nacional de Innovación Agropecuaria y Forestal (INIAF)

Magaly Castillo Tamayo, Naandanjain

Remi Castro Ávila, SENASAG

Maritza Céspedes, Biogénesis-Bagó

Gonzalo Colque, Taller de Iniciativas en Estudios Rurales y Reforma Agraria (TIERRA)

Sergio José Dávila Zeballos, C.R.&F. Rojas Abogados

Diego Fernando Rojas Moreno, C.R.&F. Rojas Abogados

Úrsula Font, Indacochea & Asociados

Humberto Gandarillas, Deutsche Gesellschaft für Internationale Zusammenarbeit (GIZ) GmbH

Carlos L. Gerke, Estudio Jurídico Gerke, Soc. Civ.

Alberto Guzmán, AGC Consultora

Jorge Guzmán, Banco Prodem S.A.

Alonso Indacochea, Indacochea & Asociados

Cesar Iriarte, Sociedad Industrial y Comercial de Riego y Agricultura Sicra Ltda.

Jose Nelson Joaquin, Universidad Autónoma Gabriel René Moreno Fabrizio Leigue Rioja, AG Logistics

Ichín Ma, Indacochea & Asociados

Sergio Diego Martínez Calbimonte, Marcal Consultores

Marco Antonio Torrico Navia, Viceministerio de Telecomunicaciones

Álvaro Otondo Maldonado, Instituto Nacional de Innovación Agropecuaria y Forestal (INIAF)

Jaime Alfredo Palenque Quintanilla, Association of Agricultural Input Suppliers (APIA)

María Laura Paz G., Indacochea & Asociados

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Gustavo Pozo Vargas, Viceministerio de Telecomunicaciones

Silvia Quevedo, AG Logistics

Pablo Quispe, Trucks Logistics

Carlos Quitón

Blanca Roca, CTG Andrea (Genética Líquida) PIC

Carlos Saavedra, HELVETAS Swiss Intercooperation

Carlos Sanabria, ATT Bolivia

Gabriela Santucho, SUR CARGO S.R.L.

Larry Serrate, AgroNávade

Pablo Stejskal, Stejskal & Asociados

Alvaro Tufiño

Marcos Vargas Caravallo, Instituto Nacional de Reforma Agraria

David Wilson, Instituto Nacional de Reforma Agraria

José Noel Zamora, Banco Prodem S.A.

BOSNIA AND HERZEGOVINA

Banking Agency of the Republic of Srpska

Banking Agency of the Federation of Bosnia and Herzegovina (FBA)

MCO EKI

AgroDar s.p.z.

State Veterinary Office of Bosnia-Herzegovina

Snežana Akulović, Direction for the Plant Protection LOCAL EXPERTS 151

Eldin Alikadić, Ministry of Agriculture, Water Management and Forestry of the Federation of Bosnia and Herzegovina

Marina Antić, University of Banja Luka

Sadina Bina, MCO EKI

Stevan Dimitrijević, Karanović & Nikolić

Amina Djugum, Marić & Co. Law Firm

Dražen Marić, Euro Part HB d.o.o

Nusmir Huskić, Huskić Law Office

Jesenka Jahić, Ministry of Agriculture, Water Management and Forestry of the Federation of Bosnia and Herzegovina

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