
AQSIQ 118 – New Importing Regulation

Chapter I – BRIEF

The General Administration of Quality Supervision, Inspection and Quarantine (AQSIQ) of the People's Republic of China, issued the new regulations in controlling animal feedstuffs importing/exporting quality and risk. This new regulation was officially announced on 20 July 09 and to be effective on September 1st, 2009.

Chapter II - RISK MANAGEMENT

AQSIQ is working toward to risk management in controlling all import/export feedstuffs safety. To have a better risk management, all feed products and suppliers have to be classified into various risk level and also controlling the risk and set up the alert system.

We highlight below significant points which all shippers must be concern:

Chapter III - IMPORT

ACT I : REGISTRATION

Clause 10 : All foreign suppliers (from the countries which are allowed to exports feedstuffs into China) shall do the registration at AQSIQ.

Clause 11: All Foreign suppliers shall be approved & registered in government Health authority in country of origin first and then be recommended to PRC AQSIQ via country of origin 's government channel.

Recommendation documents required by PRC AQSIQ:

- (1) Company info: Name/address/approval no.
- (2) Product info: name/raw material/application
- (3) Free sales certificate issued by government body

Clause 12: AQSIQ shall check all above suppliers' information materials. If these foreign suppliers not qualified, then, AQSIQ shall inform the country of suppliers to re-submit the proper documents. If qualified, AQSIQ shall send the staff to foreign countries to random check these suppliers. If these suppliers are not approved by AQSIQ then, these kind of suppliers shall be not allowed to be registered in China and AQSIQ will publish name list of those not qualified suppliers and who are not allowed to be registered in China.

Clause 13: Validity of registration at AQSIQ is 5 years. Any renewal shall be done 6 months before this registration expired. If necessary AQSIQ could send the staff to those countries to review again their qualification.

Clause 14: Those suppliers who have had suspended operation, sold, shut down then AQSIQ shall withdrawn their registration certificate.

ACT II : INSPECTION

Clause 15: All importers shall proceed the necessary importing procedures per PRC regulation.

Clause 16: All importers/receivers/cargo agent shall report and provide full set of documents including Certificate origin, contract, LC, BL, Invoice, Health certificate, MOA China License, AQSIQ importing permit.. etc to AQSIQ before cargo arrival..

Clause 17: Quarantine & Inspection Department shall follow below regulation to inspect the importing cargo.

- (1) PRC law, PRC standard and AQSIQ requirements
- (2) Two countries agreements/memo (if any)
- (3) Importing animal quarantine requirements

Clause 18: The Inspection and Quarantine Bureau at ports shall conduct the inspections on imported feedstuffs in accordance with the following provisions:

- (I) **Documents check** : check the documents to identify whether they are identical to goods name, quantity (weight), packaging, production date, container number, the exporting country or region, manufacturers' name and China License number;
- (II) **Label check:** whether the labels are in line with national PRC standards for feed labeling;
- (III) **Sensory checking** : whether the packaging and containers are in good condition, whether the goods has exceeded their shelf-life, whether the goods is spoilage, whether they carry harmful organisms, soil, animal carcasses, animal waste and other materials prohibited from entering into China.

Clause 19: The product shall be either returned to the Shipper or destroyed if cargo is found any of the following conditions:

- (1) The countries that are prohibited to export products to China
- (2) The foreign suppliers are not obtained China License yet
- (3) Unregistered product from the registered foreign suppliers
- (4) The good doesn't match to the China License /document
- (5) Inappropriate label on the packaging which cannot be amended
- (6) Shelf-life of product expired and quality changed
- (7) Good was found contaminated by soil, animal carcass, animal excrement, and harmful organisms.

Clause 20: Whereas scattered and broken packages were found at the ports, the owner or agent shall be responsible for finishing it well. Whereas the packaging was damaged and there is the risk of the spread of animal and plant diseases, the venue, goods, and apparatus subject to the pollution shall be treated for quarantine.

Clause 21: The inspection and quarantine agencies will carry out sampling on goods from different types of foreign suppliers in accordance with the relevant inspection and quarantine supervision mode, then issue a "drawing/sampling certificate" and send to laboratories for safety and health testing. The goods subject to sampling for the laboratory testing shall be transferred to a waiting storage place designated by the inspection and quarantine agencies

Clause 22: An "entry permit" will be issued to Chinese importers for goods that meet the AQSIQ inspection requirements, and will be allowed to enter into China. Goods that don't meet the requirements will do the process harmless treatment, returned or destroyed. After harmless treatment completed and cargo is approved without harmful problem then cargo could be entered into China. Any claim raised from Chinese importers to foreign suppliers, AQSIQ shall issue the related certificate as an evidence. And AQSIQ shall report this quality problem case to National AQSIQ Bureau in Beijing.

Clause 23: Before the Inspection and Quarantine Bureau issued an "Inspection and quarantine certificate for goods entry", the goods owner or its agent shall not transfer, sale, use the imported feed without authorization.

Clause 24: Whereas the imported feed needs to be unloaded at different ports, the inspection and quarantine agencies at previous unloading ports shall send the results of inspection and quarantine to the Inspection and Quarantine Bureau at other ports in written. Whereas a certificate needs to be issued, the Inspection and Quarantine Bureau at final unloading port shall issue such certificate.

ACT III : SUPERVISION

Clause 25: The packaging should clearly include the label of product in Chinese; the label has to fulfill the requirements of the 'Chinese feed labeling'.

For bulk feedstuffs, importers should complete the bagging and add the Chinese label before cargo was released at the place which AQSIQ appointed under their supervision. For those cargo will be directly delivered to AQSIQ appointed

processing plants for directly feed production are not necessary to add labels.

PRC has limitation in using animal materials in feed products, Therefore, all animal origin materials must state the suitable scope of the animal that could be fed.

Clause 26: AQSIQ started set up a filing system to control Chinese importers activities. All importers shall provide a copy of company license at the first time doing the importing activity.

Clause 27: All importers shall set up the well filing system and cover the full details as below:

cargo lot no/ name of products/quantity/weight/packing/exporting country/name, address, license no of suppliers, track record of cargo movement for at least 2 years.

Clause 28: AQSIQ will regularly inspect the filing system, for those companies didn' t keep the right records shall be black listed and tighten their importing activities

Clause 29: Any safety incident happened outside of China are found , or any feedstuffs which has been imported into China but being reported or prosecuted by users found safety problems, the AQSIQ shall trace back the origin of feedstuffs from and do the necessary action.

APPENDIX: All below products are included

(1) Feedstuffs: material for animal feed including finished products or raw materials such as processed animal protein/fat, pet food, grains for feed, vegetable protein/meal compound feed, pre-mixed feed.. etc

(2) Feed Ingredients: feed additives

(3) Animal protein/fat: such as meat meal, meat and bone meal,, fishmeal, fish oil, shrimp meal, squid meal, blood meal, whey power , tallow, blended feed grade oil etc.

This regulation to be executed from 1stSept 2009 and if any conflicts shall use this 118 regulation as final.