

Protocol of Sanitary and Phytosanitary Requirements for the Export of the Rapeseed Meal from Ukraine to the People's Republic of China between the State Service of Ukraine on Food Safety and Consumer Protection and the General Administration of Customs of the People's Republic of China

To ensure the safely export of rapeseed meal from Ukraine to China, in accordance to the principles of WTO/SPS and the results of risk assessment, General Administration of Customs, the People's Republic of China (GACC) and the State Service of Ukraine on Food Safety and Consumer Protection (SSUFSCP) (Hereinafter referred to as “Parties”) have reached consensus as follows after mutual consultations.

ARTICLE 1

The rapeseed meal to be exported to China is rapeseed residue generated after oil extraction from Ukrainian rapeseed by way of crushing, leaching and other processes.

ARTICLE 2

The rapeseed meal to be exported to China should comply with Chinese feed safety and hygiene standards, and should not contain pests, diseases and weeds of quarantine concern to China (refer Annex1), other quarantine pests and plant seeds, animal manure, animal carcasses and poultry feathers, soil, GMO components which are not approved by the Chinese authorities.

ARTICLE 3

SSUFSCP shall recommend to GACC with information of the plants meeting the requirements of this protocol, which shall be inspected or examined by SSUFSCP. GACC will evaluate the information, and if necessary, send experts to Ukraine for on-site inspection and register after passing the inspection. SSUFSCP should ensure that the rapeseed meal transported to China comes from registered plants. The list of the approved manufactures to export rapeseed meal to China can be traced on the GACC website, and will be updated regular.

ARTICLE 4

SSUFSCP should ensure the approved manufactures are in compliance of Hazard Analysis and Critical Control Point (HACCP) and traceability, and the manufactures are following the HACCP management.

ARTICLE 5

The rapeseed meal to be exported to China should be stored separately from other products to avoid contamination by quarantine pests, soil, animal carcasses

and feces, plants or animal residues etc. Meanwhile, manufactures should not add toxic and hazardous substances or any animal-derived ingredients.

ARTICLE 6

Package bags for rapeseed meal to be exported to China should be used first time and clean, and are free of toxin or hazardous substance. Means of transport should be cleaned thoroughly and be disinfected when necessary.

ARTICLE 7

Each container or each hold of the ship (such as bulk shipping) of each consignment of rapeseed meal should have at least one labeling with plant name, registration number and the declaration on the label stating as "rapeseed meal exported from the Ukraine to the People's Republic of China" written in Chinese and English.

The labeling of each consignment of rapeseed meal should comply with national standard of the People's Republic of China for Feed Label (GB 10648).

ARTICLE 8

SSUFSCP should enforce the official regular surveillance (control) on the processing plants to ensure the product safety and health-hygiene conditions.

ARTICLE 9

Each lot of rapeseed meal to China should obtain original Phytosanitary certificate (refer Annex 2) and International Veterinary certificate (refer Annex 3) issued by the SSUFSCP. The Phytosanitary certificate should meet the requirements of International Standard for Phytosanitary Measures No. 12 and additionally declare that "The consignment complies with the requirements of Protocol of Sanitary and Phytosanitary Requirements for the Export of the Rapeseed Meal from Ukraine to the People's Republic of China between the General Administration of Customs of the People's Republic of China and the State Service of Ukraine on Food Safety and Consumer Protection and is free from quarantine pests of China's concern". It should also indicate the name and approval number of the Plant as well as the container number or the vessel name (in case of bulk shipping). If shipments with treatment before transportation should be indicated along with the methods and targets of treatment.

ARTICLE 10

China customs will conduct inspection and quarantine on arrival of the rapeseed meal. The consignment which do not meet the requirements of Article 3, may be Returned or destroyed; The consignment which do not meet the requirements of Article 7, may be corrected, returned or destroyed; The consignment which do not meet the requirements of Article 2 and 9 of this

Annex 1

PESTS, DISEASES AND WEEDS OF QUARANTINE CONCERN TO CHINA

NO.	Scientific name	English name
1	<i>Trogoderma granarium</i>	Khapra beetle
2	<i>Leptosphaeria maculans</i>	Stem canker
3	<i>Avena barbata</i>	Slender oat
4	<i>Ambrosia psilostachya</i>	Perennial Ragweed
5	<i>Ambrosia trifida</i>	Giant ragweed
6	<i>Avena ludoviciana</i>	Winter wild oat
7	<i>Cuscuta</i> spp.	Dodder
8	<i>Orobanche</i> spp.	Broomrape
9	<i>Sorghum halepense</i>	Johnson grass
10	<i>Callosobruchus maculatus</i>	Cowpea weevil
11	<i>Ambrosia artemisiifolia</i>	Common ragweed
12	<i>Lolium temulentum</i>	Poison Darnel

protocol , may be treated according to the following provisions:

- (1) Returned or destroyed in the absence of a phytosanitary certificate, or if the phytosanitary certificate does not meet the requirements;
- (2) Treated, returned or destroyed, if quarantine pests of China's concern are found;
- (3) Treated, returned or destroyed, if other live pests are found;
- (4) Returned or destroyed, if soil or non-approved GMO components by China are found;
- (5) Treated, returned or destroyed, if plant seeds, animal manure or carcasses, poultry feathers are found;
- (6) Returned or destroyed, if it does not meet the requirements of Chinese feed-related health and safety standards.

If the above-mentioned non-compliances are found, GACC will notify SSUFSCP and take measures such as suspending the relevant manufacture or even Ukraine rapeseed meal depending on the severity of the non-compliance. Once the corrective measures are taken and verified by SSUFSCP, the SSUFSCP can apply to GACC for restarting the export to China.

ARTICLE 11

Before the starting of export of rapeseed meal from Ukraine to China, the GACC will conduct on-site inspection of the system (SSUFSCP, Plant Quarantine & establishments control system).

This protocol shall come in force on the date of its signature and shall remain valid for five years. It may be extended for further five years after review above mentioned system with mutual written consent of Parties. It may be revised with mutual written consent of Parties. If one Party intends to terminate the protocol, written notice should be made to the other Party before three months.

Done in Beijing, on 27th November 2019, in two originals, each in the Ukrainian, Chinese and English languages, all texts being equally authentic. In case of discrepancies in interpretation of the provisions of this Agreement, the English text shall prevail.

For the
The State Service of Ukraine on Food
Safety and Consumer Protection



For the
The General Administration of
Customs, People's Republic of China

