

File No. L-110109(4)/4/2017-Trade (E-3212)  
भारत सरकार  
Government of India  
मत्स्य पालन, पशुपालन और डेयरी मंत्रालय  
Ministry of Fisheries, Animal Husbandry and Dairying  
पशुपालन और डेयरी विभाग  
Department of Animal Husbandry and Dairying

कृषि भवन, नई दिल्ली- 110 001,  
Krishi Bhawan, New Delhi-110 001,  
दिनांक / Dated the 28<sup>th</sup> June, 2021.

**OFFICE MEMORANDUM**

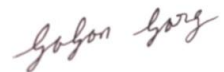
**Subject: Submission of filled in proforma for notifying new NTMs-reg.**

The undersigned is directed to refer to the Standard Operating Procedures for non-tariff measures issued by the National Committee on Trade Facilitation (NCTF) and to enclose filled in proforma for amended NTMs, in supersession of the Pet Food Products of Animal Origin (Import into India) Order, 2008. The attached draft Notification has already been vetted by the Ministry of Legal Affairs.

2. The comments, if any may please be forwarded to the undersigned within 15 days from the date of issuance of this letter. In absence of receipt of any comments, the said NTM may be notified by publication in the Gazette of India for implementation.

3. This issues with approval of the competent authority.

**Enclosures: As above.**



**(डॉ गगन गर्ग)**  
**(Dr. Gagan Garg)**

सहायक आयुक्त (व्यापार)  
Assistant Commissioner (Trade)

To,

1. Director (Customs),  
Department of Revenue (dircus@nic.in)
2. Director, Trade Policy Division (TPD),  
Department of Commerce (d2tpd-doc@nic.in).

Copy to;

- 1) NCTF Secretariat.
- 2) PS to the Joint Secretary (GNS).
- 3) NIC, DAHD with a request to upload on the Department website.

### Proforma for submission of new NTMs

Note: This proforma to be appended with each NTM identified for customs enforcement individually.

<b>Name of issuing agency:</b>		MINISTRY OF FISHERIES, ANIMAL HUSBANDRY AND DAIRYING (DEPARTMENT OF ANIMAL HUSBANDRY AND DAIRYING)
<b>NTM classification per UNCTAD Standard:</b>		Chapter A on Sanitary and Phytosanitary Measures
<b>Submitted date to Director (Customs)/ NCTF:</b>		25 June 2021
<b>#</b>	<b>Questions</b>	<b>Answers by PGAs</b>
1.	Please give (or append) the text of the measure. When is it to enter into force?  Please note enforcement of the NTM shall apply only to Bills of Entry filed on the date indicated or subsequent period.	The draft Notification has been appended.  Bills of Entry filed after date of Notification into Gazette of India, for which the proposed amended NTM has been annexed with Sanitary Import Permits, to be issued by DAHD.
2	Please identify the NTM category of the measure (Refer Annexure II)	Chapter A on sanitary and phytosanitary measures
3	Please specify as precisely as possible what product or category of products are concerned, using the HS system.	Dog and cat food products (containing animal origin material) under the ITC-HS Code 23091000.
4	What is the legal nature of the measure? (regulation, executive order etc.)?	Regulation
5	Is the information contained in the NTM confidential in nature, barring its publication prior entry into force?	No
6	Is the measure accessible to users? How? Is it intended to be available online? If yes, please provide the specific web address.	Regulation will be published on the Departmental website; <a href="http://dahd.nic.in/trade">http://dahd.nic.in/trade</a>
7	What is the legal compliance required of traders (importers or exporters) to be in compliance with the measure?	Sanitary compliance by the exporters
8	How is compliance with the measure verified? Please explain the entire procedure, including each step?	Exporting country will issue the Veterinary Health Certificate for Import of Dog and Cat Food Products into India (Form-I of appended draft Notification) duly certified by the official

		<p>authority of exporting country, along with each consignment. Same has to be uploaded on Custom's Ice Gate by the importers while filing Bill of Entry.</p> <p>Regional Officer / Quarantine Officer, Animal Quarantine and Certification Services will verify the certificate for compliance.</p>
9	Is there a risk management at the border, which allows your agency to selectively interdict incoming/ outgoing cargo?	Yes.
10	<p>Is a breach by the trader under the appended NTM remediable?</p> <p><i>For e.g.:</i></p> <p><i>If a good is not labelled, can labelling be allowed pre- clearance?</i></p> <p><i>If a registration with some authority was required to be obtained and it is not available at the time of import, could Customs allow the goods to be warehoused pending such registration?</i></p>	In the absence of Veterinary Health Certificate for Import of Dog and Cat Food Products into India issued by official authority of exporting country with the consignment, the consignment shall be deported or destroyed.
11	How long, on an average, is it proposed to take to be granted a permit (if applicable)? Is there a transparent, publicly available timeline?	Sanitary Import Permit to be issued by DAHD (approx. 7 days).
12	Was there a consultation process followed prior to entry into force?	Yes. Draft Certificate was notified to SPS Committee of WTO on 04.02.2016 for comments of member countries
13	Does the measure have a sunset clause?	No
14	Does the NTM, impact an existing measure which is in force? If yes, please identify such measure and explain the impact on the existing measure?	Yes. The proposed NTM will replace in force measure i.e. Pet Food Products of Animal Origin (Import into India) Order, 2008.

**[TO BE PUBLISHED IN THE GAZETTE OF INDIA, EXTRAORDINARY  
PART-II, SECTION-3, SUB SECTION (ii)]**

**Government of India  
Ministry of Fisheries, Animal Husbandry and Dairying  
(Department of Animal Husbandry and Dairying)**

**Notification**

New Delhi, the      April, 2021.

**S.O. ....(E).**—In exercise of the powers conferred by section 3A of the Live-stock Importation Act, 1898 (9 of 1898), and in supersession of the Pet Food Products of Animal Origin (Import into India) Order, 2008, except as respect things done or omitted to be done before such supersession, the Central Government hereby notifies the veterinary health certificate requirements for dog and cat food products (containing animal origin material) imported into India as follows, namely,-

1. **General Conditions.**- The import of consignments of dog and cat food products shall comply with the following conditions, namely:-

(i) the import of consignments of dog and cat food products for retail sale containing raw-materials sourced from meat of ovine, caprine, swine, poultry fish, egg and egg products as one of the ingredients as such covered under the ITC-HS Code 23091000 relating to dog and cat food products put up for retail sale shall be regulated as per the conditions laid down in the notification of the Government of India in the Ministry of Agriculture published *vide* number S.O. 2666 ( E) dated the 17<sup>th</sup> October, 2014.

(ii) the imported consignment of the dog and cat food products shall be accompanied with the following declarations and documents, namely:-

(a) a separate veterinary health certificate as prescribed in Form-I annexed to this notification shall be accompanied with each consignment of dog and cat food products transported in the same aircraft, railway wagon, lorry or ship for the same destination and where the consignment contains more than one container, the certificate shall include the container number along with batch numbers;

(b) the certificate referred to in clause (a) shall accompany the consignment until it reaches the border inspection post in India;

(iii) a declaration from the manufacturer shall be pasted on each container with following details, namely:-

(a) that the traceability records of the source animal (name of animal species) up to slaughter houses has been maintained from where the meat, rendered fats and animal protein were processed;

- (b) that the veterinary health certificate bears the batch number of the product, to which this declaration applies;
- (c) that the dog and cat food products does not contain beef or beef tallow or beef flavor originated from beef or any kind of tissue originating from slaughtering of cow and its progeny in any form as import of beef into India is prohibited;
- (d) that the dog and cat food products has not been manufactured by using meat of animals and marine products which are prohibited by any Indian or international law for international trade;
- (e) that the manufacturing plant shall liable for verification or inspection by the officials of the Government of India, if any, doubt arises in respect of the declaration.

Note:

- (i) the declaration shall be completed for each consignment prior to loading of dog and cat food products in the foreign port of shipment and validity of the certificate shall be indicated referring the date of expiry;
- (ii) the consignment shall not be permitted into India in the event of the same arriving in the country either in an unsealed container or in a container with broken seal or with evidence of contamination with risk material or with inadequate certification.

**2. Post –import border clearance requirements.-** The post-import border clearance requirements shall be as under:-

(i) on arrival into India, the Custom officer shall refer the consignment to the Animal Quarantine and Certification Services and the Regional or Quarantine Officer at the port of entry shall verify the following before his recommendation for release of the consignment of dog and cat food products, namely:-

(a) a valid copy of the Sanitary Import Permit issued by the Department of Animal Husbandry and Dairying, Ministry of Fisheries, Animal Husbandry and Dairying, Government of India;

(b) Veterinary Health Certificate as in Form-I, in original or certified copy, issued by the official veterinarian of the exporting country;

(ii) after verification, if necessary, random samples shall be drawn by the Custom officer as per the instruction of the Regional Officer or Quarantine Officer for testing of the materials for microbiological criteria as specified in clause (iv) of paragraph II in Form-I.

(iii) after satisfactory verification of the documents, the Regional Officer or Quarantine Officer shall release the consignment after taking the following declaration from the importer, namely:-

- (a) that the imported product shall not find way into animal food chain other than for feeding of dogs and cats;
- (b) that left over product shall be disposed of properly;
- (c) that the labeling of the products shall be done in local or regional language.

**3. Power of Central Government to relax conditions** – The Central Government may, in public interest, relax any of the conditions specified under this notification relating to the permit in relation to the import of dog and cat food products of animal origin into India.

4. The notification shall come into force on the date of publication of this notification in the Gazette of India.

**Form-I**  
[See paragraph 2.(i)(b)]

**VETERINARY HEALTH CERTIFICATE FOR IMPORT OF DOG AND CAT FOOD PRODUCTS INTO INDIA**

**I. GENERAL INFORMATION FOR IMPORTATION**

1. Consignor (name and address in full) (i) Name (ii) Address (iii) Contact No. (iv) email	2. Health certificate No Date
3. Consignee (name and address in full) (i) Name (ii) Address (iii) Contact No. (iv) email	4. Country of origin (i) Name (ii) Address (iii) Contact No. (iv) email
5. Issuing Competent Authority (i) Ministry (ii) Department	6. Place of loading (i) Name (ii) Address (iii) Contact No. (iv) email
7. Quantity (in words and figures) (i) Number of packs (ii) Net weight	8. Consignment identification details Batch numbers of the product(s)
9. Address of dog and cat food products manufacturing plant	10. Destination country (i) Final destination (name and address)

11. Registration or Accreditation or Approval number of the manufacturing plant (Number or Date or Validity)	12. Mode of Transport
13. Name and address of the Registration or Accreditation or Approving authority	14. Sanitary Import Permit No. Date and Validity

## II. SANITARY INFORMATION

The undersigned official veterinarian certifies that the dog and cat food products described that:

- (i) originates from:
  - (i) meat or meat products of healthy poultry;
  - (ii) meat or meat products of healthy lamb, sheep, goat and pig;
  - (iii) fish and fish products  
(please tick appropriately).
  
- (ii) originates from meat or meat products of animals and complies the following:
  - (i) the sourced animals have undergone ante-mortem and post-mortem examinations;
  - (ii) the meat has been obtained from healthy animals.
  
- (iii) is the one with no ingredients of specific risk materials from ruminant origin as defined by Office International des Epizooties have been incorporated (in the dog and cat food products of ruminant origin), except for the following, namely:

- (a) milk or milk products;
- (b) protein-free tallow of ovine or caprine origin; and
- (c) if the ovine or caprine materials or ingredients are included in the dog and cat food products that has to be imported from countries free from Transmissible Spongiform Encephalopathy group of diseases and the following information shall be provided,-
  - (i) details of origin of ovine and caprine ingredients;
  - (ii) certificate number;
  - (iii) country of origin;
  - (iv) name of Animal Health Authority issuing Certificate for ingredients; and
  - (v) date of endorsement of the Certificate.
- (d) the dog and cat food products has been processed in any of the following heat treatment,-
  - (i) at ninety degree centigrade throughout its substance of the final product; or
  - (ii) under gone heat treatment at ninety degree centigrade of its animal origin materials for one second; or
  - (iii) seventy degree centigrade for thirty minutes; or
  - (iv) eighty degrees centigrade for nine minutes; or

- (v) have been processed at a temperature to attain  $F_0$  value not less than 3.0; or
- (vi) have been processed at a temperature to attain  $F_c$  value not less than 3.0.

(iv) before actual dispatch of dog and cat food products into India the product was examined by a random sampling of at least five samples from each processed batch taken during or after storage at the processing plant, and test results shows that,-

- (i) facultative aerobic micro-organisms are less than  $5 \times 10^3$  per gram or per milliliter of sample;
- (ii) no Salmonella in twenty five gram or twenty five ml of sample,
- (iii) sulphite reduced clostridium per gram or per milliliter of sample was not more than  $5 \times 10^3$  (in case of canned and moist food);
- (iv) activity of water in dehydrated products must not be higher than 0.93 or adequately dried to prevent microbiological growth mentioned above (in case of dry food);

(v) was not produced from,-

- (a) animals kept for agricultural production, which died but were not slaughtered, including stillborn and unborn animals, and, without prejudice to instances of emergency slaughtering for reasons of welfare, and farm animals that have died in transit;
- (b) animals which were killed in the context of disease control measures either on the farm or in any other place designated by the competent authority;
- (c) animal waste, including blood originating from animals which showed, during veterinary inspection carried out at the time of slaughtering, clinical signs of disease communicable to man or other animals;
- (d) those parts of animals slaughtered in the normal way which were not presented for post mortem inspection, with the exception of hides, skins, hooves, feathers, wool, horn, blood and similar products;
- (e) meat, poultry meat, fish and foodstuffs of animal origin which were spoiled;
- (f) the dog and cat food products has been produced in sanitary conditions and contains no harmful substances;
- (g) fish or offal from fish which was excluded from human consumption because of clinical signs of an infectious disease;
- (h) was not produced from using meat of animals which are prohibited by any other law in the territory of Union of India for international trade;
- (i) processed animal protein derived from high risk material.



(vi) has undergone all precautions to avoid recontamination with pathogenic agents after treatment;

(vii) was packed in a new packaging material;

(viii) the containers of dog and cat food products are sealed properly.

Date ....

Official Stamp

Signature .....

**Official Government Veterinarian**

Name: .....

Address: .....

**[F.No. L-110109(4)/4/2017-Trade]**

**GIRJA NAND SINGH,**  
Joint Secretary