

File No. L-110110/17/2017-Trade (E-15243)
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 15th January, 2025.

OFFICE MEMORANDUM

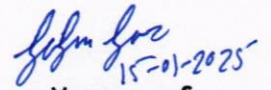
Subject: Submission of filled in proforma for notifying new NTMs-reg.

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 new NTMs: the further amendment in the notification of the Government of India in the Ministry of Agriculture, Department of Animal Husbandry, Dairying and Fisheries number S.O. 2666, dated the 16th October, 2014, published in the Gazette of India, Extraordinary, part-II, Section 3, Sub-section (ii), dated the 17th October, 2014. 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.


15-01-2025

(डॉ गगन गर्ग)

(Dr. Gagan Garg)

उप-आयुक्त (व्यापार)

Deputy Commissioner (Trade)

Email: gagan.garg@nic.in

To,

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

Copy for information to;

1. Sr. PPS to the Secretary, DAHD.
2. PPS to the Additional Secretary (VJ), DAHD.
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.

Name of issuing agency:		MINISTRY OF FISHERIES, ANIMAL HUSBANDRY AND DAIRYING (DEPARTMENT OF ANIMAL HUSBANDRY AND DAIRYING)
NTM classification per UNCTAD Standard:		Chapter A on Sanitary and Phytosanitary Measures
Submitted date to Director (Customs)/ NCTF:		15 January, 2025
#	Questions	Answers by PGAs
1.	<p>Please give (or append) the text of the measure. When is it to enter into force?</p> <p>Please note enforcement of the NTM shall apply only to Bills of Entry filed on the date indicated or subsequent period.</p>	<p>In exercise of the powers conferred by clause (d) of section 2 and section 3A of the Livestock Importation Act, 1898 (9 of 1898), the Central Government hereby makes the following amendments in the notification of the Government of India in the erstwhile Ministry of Agriculture, Department of Animal Husbandry and Dairying and Fisheries <i>vide</i> number S.O. 2666 (E), dated the 16th October, 2014 published in the Gazette of India, Extraordinary, Part II, Section 3, Sub-section (ii), dated the 17th October, 2014, namely:—</p> <p>In the said notification,- (1) In the SCHEDULE, in paragraph (3), after sub-paragraph (viii), the following sub-paragraphs shall be inserted, namely:—</p> <p>“(ix) The sanitary import permit shall not be required for import of raw fishery products if the importer, —</p> <p>(a) is in possession of an advance license issued by</p>

the Directorate General of Foreign Trade to the effect that the product is intended for re-export; and

(b) has obtained a No Objection Certificate from the officer-in-charge of the Animal Quarantine and Certification Services Stations or any other officer duly authorised by the Ministry of Fisheries, Animal Husbandry and Dairying:

Provided that the No Objection Certificate shall be issued only after verifying that the certificates issued by the competent authority of the exporting country conforms to the following, namely: –

(A) in case of the products from cultured sources, the sanitary requirements conforms to the standards specified by the Ministry of Fisheries, Animal Husbandry and Dairying;

(B) in case of the products sourced from wild caught material, a catch certificate has been issued to the effect that the product is so sourced from wild caught material.

(x) Import of livestock products, which requires no objection certificate from the Officer-In-Charge of the Animal Quarantine and Certification Services Stations, through sale on high seas shall be prohibited.”.

(2) In the SCHEDULE, in paragraph (4), the following provisos shall be added at the end, namely:-

		<p>“Provided also that in case of import of perishable fish items exclusively meant for human consumption but excluding seed material for breeding or rearing purposes, the import shall be allowed through the land port, located at Dawki (Meghalaya) and Sutarkandi (Assam) under the jurisdiction of Animal Quarantine and Certification Station in Kolkata.</p> <p>Provided also that livestock products listed at serial numbers (x) and (xi), of para 1 shall be allowed to import into India through the airport or land port, as the case may be, located at Kanpur under the jurisdiction of Animal Quarantine and Certification Station in New Delhi.”.</p> <p>Date enforcement of the NTM: Only to Bills of Entry filed after date of Notification into Gazette of India.</p>
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.	<p>(i) Raw fishery products included in tariff lines under HS 03.</p> <p>(ii) Raw hide, skin and furskins under HS 41 & 43.</p> <p>(iii) Any HS Codes which requires no objection certificate from the Officer-In-Charge of the Animal Quarantine and Certification Services Stations.</p>
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	Regulation will be published on the Departmental website; http://dahd.nic.in/trade

	specific web address.	
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?	The requisites documents have to be uploaded on Custom's IceGate by the importers while filing Bill of Entry. Regional Officer / Quarantine Officer, Animal Quarantine and Certification Services will verify the same for compliance.
9	Is there a risk management at the border, which allows your agency to selectively interdict incoming/outgoing cargo?	Yes.
10	Is a breach by the trader under the appended NTM remediable? <i>For e.g.:</i> <i>If a good is not labelled, can labelling be allowed pre- clearance?</i> <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>	In the absence of requisite documents 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?	N.A.
12	Was there a consultation process followed prior to entry into force?	Consultation with stakeholders within the country.
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. (i) Presently, the sanitary import permit issued by DAHD, Gol and veterinary health certificate issued by official authority of exporting country with each consignment is required for issuance of no objection from AQCS on IceGate Portal. The measure may facilitate Ease of Doing

		<p>Business, while also striving to achieve seafood export.</p> <p>(ii) Measure will facilitate import of perishable fish items exclusively meant for human consumption but excluding seed material for breeding or rearing purposes, through the land port, located at Dawki (Meghalaya) and Sutarkandi (Assam).</p> <p>(iii) Measure will facilitate import of raw hide, skin and furskins through Kanpur.</p> <p>(iv) Measure will prohibit import of livestock products which requires no objection certificate from the Officer-In-Charge of the Animal Quarantine and Certification Services Stations, through sale on high seas, so as to prevent ingress of exotic animal diseases.</p>
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[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)

DRAFT NOTIFICATION

New Delhi, the January, 2025.

S.O. (E). — In exercise of the powers conferred by clause (d) of section 2 and section 3A of the Livestock Importation Act, 1898 (9 of 1898), the Central Government hereby makes the following amendments in the notification of the Government of India in the erstwhile Ministry of Agriculture, Department of Animal Husbandry and Dairying and Fisheries *vide* number S.O. 2666 (E), dated the 16th October, 2014 published in the Gazette of India, Extraordinary, Part II, Section 3, Sub-section (ii), dated the 17th October, 2014, namely:—

In the said notification,-

(1) In the SCHEDULE, in paragraph (3), after sub-paragraph (viii), the following sub-paragraphs shall be inserted, namely:—

“(ix) The sanitary import permit shall not be required for import of raw fishery products if the importer, —

(a) is in possession of an advance license issued by the Directorate General of Foreign Trade to the effect that the product is intended for re-export; and

(b) has obtained a No Objection Certificate from the officer-in-charge of the Animal Quarantine and Certification Services Stations or any other officer duly authorised by the Ministry of Fisheries, Animal Husbandry and Dairying:

Provided that the No Objection Certificate shall be issued only after verifying that the certificates issued by the competent authority of the exporting country conforms to the following, namely: —

(A) in case of the products from cultured sources, the sanitary requirements conforms to the standards specified by the Ministry of Fisheries, Animal Husbandry and Dairying;

(B) in case of the products sourced from wild caught material, a catch certificate has been issued to the effect that the product is so sourced from wild caught material.

(x) Import of livestock products, which requires no objection certificate from the Officer-In-Charge of the Animal Quarantine and Certification Services Stations, through sale on high seas shall be prohibited.”

(2) In the SCHEDULE, in paragraph (4), the following provisos shall be added at the end, namely:-

“Provided also that in case of import of perishable fish items exclusively meant for human consumption but excluding seed material for breeding or rearing purposes, the import shall be allowed through the land port, located at Dawki (Meghalaya) and Sutarkandi (Assam) under the jurisdiction of Animal Quarantine and Certification Station in Kolkata.

Provided also that livestock products listed at serial numbers (x) and (xi), of para 1 shall be allowed to import into India through the airport or land port, as the case may be, located at Kanpur under the jurisdiction of Animal Quarantine and Certification Station in New Delhi.”

[F. No. L-110110/17/2017-Trade (E-15243)]

Varsha Joshi,
Additional Secretary

Note: The principal notification was published in the Gazette of India, Extraordinary, Part II, Section 3, Sub-section (ii), *vide* notification number S.O. 2666(E), dated the 17th October, 2014 and subsequently amended *vide* notification numbers S.O. 3356(E), dated the 10th December, 2015, S.O. 2640(E), dated the 3rd August, 2016, S.O. 3112(E), dated the 30th September, 2016, S.O. 948(E), dated the 22nd March, 2017, S.O. 2486(E), dated the 4th August, 2017, S.O. 5758(E), dated the 16th November, 2018, S.O. 2679(E), dated the 10th August, 2020, S.O. 4559(E), dated the 16th December, 2020 and S.O. 4953 (E), dated the 1st December, 2021.