

**AGREEMENT ON TRADE AND SAFETY OF FEED
AND FEED INGREDIENTS
BETWEEN
THE EXPORT INSPECTION COUNCIL OF INDIA,
MINISTRY OF COMMERCE AND INDUSTRY,
GOVERNMENT OF INDIA
AND
THE GENERAL ADMINISTRATION OF QUALITY SUPERVISION,
INSPECTION AND QUARANTINE OF THE
PEOPLE'S REPUBLIC OF CHINA**

The Export Inspection Council of India, Ministry of Commerce and Industry, Government of India (hereinafter referred to as EIC) and the General Administration of Quality Supervision, Inspection and Quarantine of the People's Republic of China (hereinafter referred to as AQSIQ) have resolved to sign an Agreement as per details given below:

The EIC is an official inspection and certification body for various commodities notified under the Export (Quality Control and Inspection) Act, 1963. It operates through its field organisations viz. Export Inspection Agencies (EIAs), headquartered at Mumbai, Kolkata, Kochi, Delhi and Chennai with a network of 29 sub-offices backed by state-of-the-art laboratories. The EIC is the Competent Authority for handling export of feed and feed ingredients to the People's Republic of China.

The AQSIQ is a governmental agency under the direct leadership of the State Council of China and is in charge of quality and supervision, metrology, import and export commodity inspection and quarantine, certification and accreditation, and standardization. AQSIQ is also a law enforcement body and the inspection and quarantine authority on imported and exported commodities.

The above referred two parties would, hereinafter, be jointly referred to as 'Both Parties'.

Article 1

Aims

This Agreement aims at strengthening the mutual cooperation in trade and safety of feed and feed ingredients, and to meet the regulatory requirements with respect to safety & hygiene and plant quarantine requirements with respect to the feed and feed ingredients and to address the issue of growing trade deficit between the two countries. The Agreement is to establish a working mechanism which will strengthen co-operation between both parties, form an effective mechanism of communication, negotiations and settlement, protect the public health of the two countries and to develop and promote fair trade in mutually beneficial manner between China and India.

Feed and feed ingredients be inspected as per the following:

- a) Feed and feed ingredients to be exported shall meet the requirements of the importing country.

- b) The shipment of any feed and feed ingredients from each party shall be accompanied by Certificate of Export issued by the Competent Authorities and the Certificate shall be negotiated and reached by consensus by both parties.
- c) Each party shall accept the shipments accompanied by the Certificate of Export duly signed and stamped by Competent Authority of the other party.
- d) From time to time, AQSIQ and EIC, may undertake field assessment of the supervision system of each other. These assessments will be conducted according to the applicable regulations of both Parties.

Article 2

Obligations

Each party will recognize the other party as Competent Authority (CA) to issue Certificate of Export and conducting the verification as per the legal requirements of both parties. Both parties will inform each other the relevant laws and regulations covering inspection of feed and feed ingredients and of any changes in these laws and rules.

Article 3

Communication

Both parties shall promptly communicate with each other on any changes in the inspection technique of feed and feed ingredients.

Both parties will co-operate and communicate to the fullest practicable extent, their requirements as well as any changes in their

requirements that may be relevant to the other party and have an effect on the operation of this arrangement. This will include, but not be limited to legislation, policies, procedures and guidelines concerning enforcement and inspection.

Both parties shall develop regular channel of information exchange so as to inform each other of any new requirement under relevant laws and regulations as well as the introduction of any new measure on supervision and quality control.

Both parties will develop system for the verification of the Export Certificates and respond to queries.

Article 4

Dispute settlement

Any dispute or claim, arising out of this Agreement, EIC and AQSIC, both being Government Agencies, shall be dealt with consultations and negotiations so as to ensure a mutually acceptable and effective resolution of the problem.

This agreement will not prejudice commitments and responsibilities of each party in other international treaties, conventions, agreements and memoranda to which they are parties.

Article 5

Application

Any arrangement shall be implemented on the basis of consensus and will comply with existing laws.

Both parties shall designate contact persons to ensure implementation of this Protocol. Both parties shall meet regularly (at

least once in a year) to review the progress on the implementation of the Agreement.

This Agreement may be amended as mutually consented to in writing by both parties.

This Agreement shall come into force on the date of its signature and shall remain valid for a period of five years. Thereafter, it shall be automatically extended for a subsequent period of five years unless a written notice is given by either side for termination of this Agreement at least three months before the date of its expiry.

Signed in New Delhi, India on 20th May 2013 in two original copies each in Chinese, Hindi and English language. The three texts shall be equally authentic, in case of any divergence in the interpretation, the English text shall prevail.



(Anand Sharma)
Minister

Ministry of Commerce and
Industry,
Government of India
The Republic of India



(Zhi Shuping)
Minister

The General Administration of
Quality Supervision,
Inspection and Quarantine
The People's Republic of China