

## Fiscal and Legal Aspects of Food Imports

German Delegation of Food and Beverage Companies visiting China

Beijing, 30<sup>th</sup> Oct, 2017

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45

YEARS IN THE ART OF BEING  
LOCAL WORLDWIDE  
1972 - 2017

★ ★  
20

YEARS IN CHINA  
1994 - 2014



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## Fiscal and Legal Aspects of Food Imports

- Import Food Safety Management
- Food Import Procedure
- Chinese Label
- Tariff and VAT
- Trademark Protection

## Import Food Safety Management

### ■ Governing Department

- AQSIQ (General Administration of Quality Supervision, Inspection and Quarantine)
- Customs House
- MCC (Municipal Commerce Committee)
- MSA & FDA (Market Supervision and Administration & Food and Drug Administration)

## Import Food Safety Management

- Import Management Regulation by AQSIQ
  - Measures for the Safety Administration of Imported and Exported Food
  - The Provisions on the Administration of Registration of Foreign Enterprises Producing Imported Food (CNCA License)
  - Other rules for single category's import and export

## Import Food Safety Management

- Qualification of Overseas Exporters/Agents/Manufacturers
  - CNCA License (Meat, Aquatic products, Dairy products, Bird's nest)
  - Exporters/agents registrationGoverning Department : AQSIQ
  
- Qualification of Importer
  - Importer Registration (AQSIQ)
  - Having Right of Food Import (MCC)
  - Food Business Permit (MSA/FDA)

## Food Import Procedure

- General Food and Beverages Import
- Special Food and Beverages Import: CNCA License required
  - Meat
  - Aquatic products
  - Dairy products
  - Bird's nest

## Food Import Procedure

### ■ General Food and Beverages Import

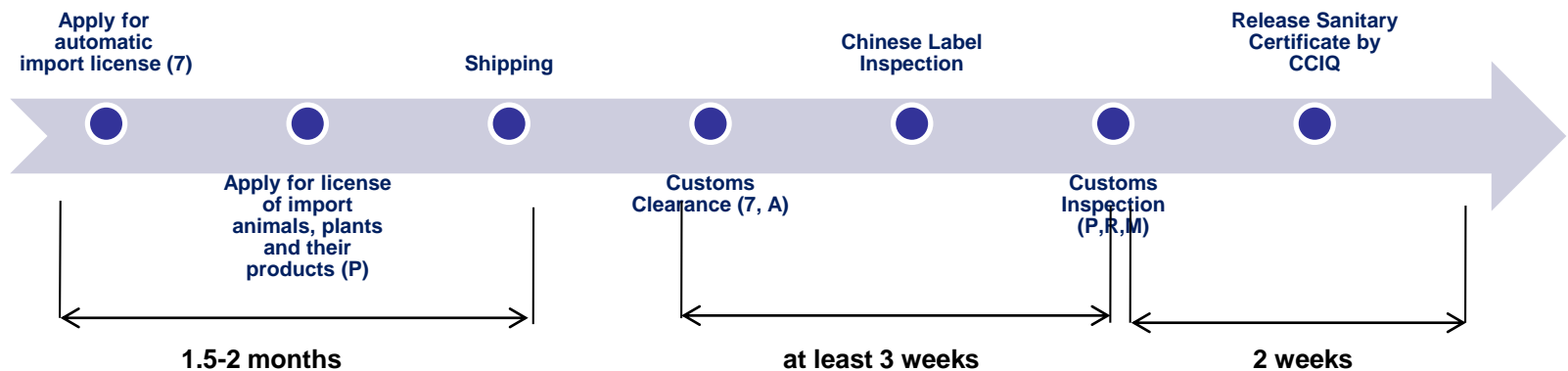
- Exporter Qualification

Complete Registration for Exporters or Agents Overseas @ AQSIQ before 1<sup>st</sup> shipment  
Lead-time: 5 working days

- Importer Qualification

Having right to import Food Products and Obtaining Food Business Permit  
Complete Registration for Importer within Border @ AQSIQ

- Import Procedure



The above is a standard procedure and lead time. The lead time is different from ports, commodity & freight conditions.



## Food Import Procedure

### ■ General Food and Beverages Import

#### ● Documents Required for Import

##### ➤ Exporter

- ✓ Official Certificate of Origin
- ✓ Official Health/ Sanitary Certificate
- ✓ Ingredients Inspection Report/Report of Analysis
- ✓ PHYTOSANITARY Certificate (for plant products)
- ✓ Sample of origin label in English and it's Chinese Translation
- ✓ Production Process
- ✓ Invoices and packing list
- ✓ Others depends on request

##### ➤ Importer

- ✓ Food Distribution Permit/Wine Sales Permit
- ✓ Customs Registration Certificate
- ✓ Trading contracts and other trading documents
- ✓ Chinese Label (jpg & word)
- ✓ Others depends on request

## Food Import Procedure

### ■ Special Food and Beverages Import (CNCA License Required)

- Manufacturer/Exporter Qualification

- Overseas Manufacturer shall obtain CNCA License (Dairy products, Meat)

Lead-time: 1-2 years

Approved by Competent  
Authority under supervision  
by Federal Ministry of Food  
and Agriculture;  
Recommend to China  
(Germany)



The Chinese  
Embassy/Consulate in  
Germany  
(Germany)



China Administration of  
Quality Supervision,  
Inspection and Quarantine  
Approval and Release the  
License  
(China)

- Complete Registration for Exporters or Agents Overseas @ AQSIQ before 1<sup>st</sup> shipment

Lead-time: 5 working days

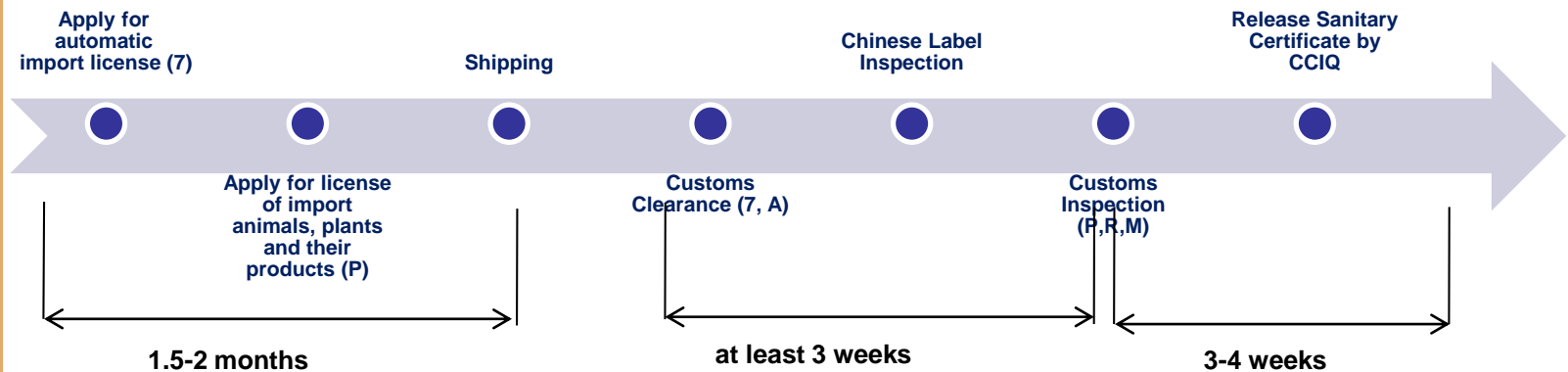
- Importer Qualification

Having right to import Food Products and Obtaining Sales Permit

Complete Registration for Importer within Border @ AQSIQ

## Food Import Procedure

- **Special Food and Beverages Import (CNCA License Required)**
  - Import Procedure



The above is a standard procedure and lead time. The lead time is different from ports, commodity & freight conditions.

## Food Import Procedure

- **Special Food and Beverages Import (CNCA License Required)**
  - **General Documents Required for Import**
    - Exporter
      - ✓ Official Certificate of Origin
      - ✓ Official Health/ Sanitary Certificate
      - ✓ Ingredients Inspection Report/Report of Analysis
      - ✓ CNCA License
      - ✓ Sample of origin label in English and it's Chinese Translation
      - ✓ Invoices and packing list
      - ✓ Others depends on request
    - Importer
      - ✓ Food Distribution Permit/Wine Sales Permit
      - ✓ Customs Registration Certificate
      - ✓ Trading contracts and other trading documents
      - ✓ Chinese Label (jpg & word)
      - ✓ Others depends on request

## Chinese Label

### ■ Chinese Label

The Chinese label is required for pre-packaged food and cosmetics.

- Governing Department: FDA & AQSIQ
- After-supervision: 5 working days
- Label can be prepared both in and out side of the border
- General Contents on Food Chinese Label
  - Commodity Name
  - Specifications
  - Composition of ingredients
  - Net weight
  - Production date
  - Shelf/expiration date
  - Storage condition
  - Scope of use, dosage and usage
  - Origin
  - Manufacturer
  - Address and contact of manufacturer
  - Sales agent in China
  - Address and contact of the agent



## Tariff and VAT

- Most-favored-nation-treatment (MFN), enjoy favorable tariff

HS Code	Article Description	Tariff (%)	VAT (%)	Import customs supervision conditions	Import Inspection and quarantine conditions
2204100000 2204210000	Wine	14%	17%	A	R
2007991000	Other cooked jams, jelly cans (including puree, fruit paste)	5%	17%	A	R
1806320000 1806310000 1806200000	Cocoa Food	8%~10%	17%	A	R
1704900000	Other cocoa free sweets (including white chocolate)	10%	17%	A	R
2009901000 2009891900	Fruit Juice	20%	17%	A	P, R
0813409090 0801320000.....	Dried Fruit / Nuts	10%~25%	13%	A	P, R
0409000000	Nature honey	15%	13%	A	P, R
1509100000.....	Olive Oil	10%	17%	7, A	P, R

**Notes:**

**7:** Automatic import license; **A:** import goods declaration form  
**P:** Quarantine for import animals, plants and their products;  
**R:** Health supervision and inspection for import food;

## Trademark Protection

- Word Trademark and Graphic Trademark
- Procedure for trademark registration
  - (a), Acceptance Notice (about 2-3 months)
  - (b), Initial Appraisal (about 9 months)
  - (c), Publicity for Registration (about 3 months)
  - (d), Release Trademark Certificate (about 1-2 months)
- Lead-time: 18 months
- Governing Department: Trademark Office of the State of Administration for Industry and Commerce



## InterGest Worldwide

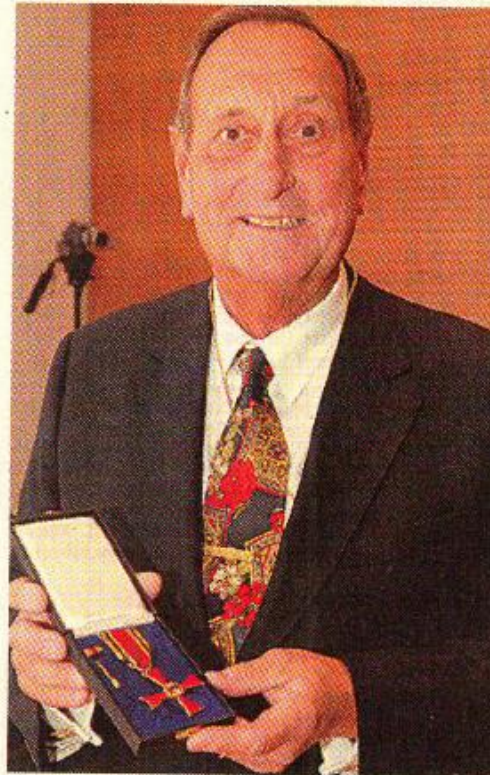
- 45 years history
- 50 countries professional
- SME clients

## InterGest China

- 23 years in China
- 4 offices in mainland
- Inbound
- Outbound

## Helfer beim Start auf Weltmarkt

### Bundesverdienstkreuz für Firmenförderer Anterist



Professor Heinz Anterist erhielt das Bundesverdienstkreuz am Bande.

Foto: Becker&Bredel

**Saarbrücken.** Professor Heinz Anterist erhielt gestern vom saarländischen Wirtschaftsminister Dr. Hanspeter Georgi das Bundesverdienstkreuz am Bande. Der gebürtige Berliner gründete vor 30 Jahren in Saargemünd die Inter-Gest-Organisation. Aufgabe dieser Institution ist es, deutschen Unternehmen bei der Erschließung der Weltmärkte behilflich zu sein. Allein in Frankreich entstanden 4000 Arbeitsplätze bei deutschen Firmen.

Mittlerweile hat Heinz Anterist sein Konzept auf 60 Länder ausgeweitet. „Professor Heinz Anterist hat sich Verdienste für die deutsch-französische Zusammenarbeit erworben und die Exportfähigkeit kleiner und mittlerer Unternehmen wesentlich gesteigert“, sagte Georgi. Diese Leistung werde durch die Verleihung des Ordens anerkannt. *bub*



**Thank you  
for your attention.**

**If you have any question,  
don't hesitate to ask!**