



12 November 2019

(19-7686)

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Committee on Import Licensing

Original: English

AGREEMENT ON IMPORT LICENSING PROCEDURES

NOTIFICATION UNDER ARTICLE 5.1 TO 5.4 OF THE AGREEMENT¹

REPUBLIC OF KOREA

The following notification, dated 7 November 2019, is being circulated at the request of the delegation of the Republic of Korea.

	Category	Notification details
1	Notifying Member	Republic of Korea
2	Title of new legislation/procedure	Special Act on Imported Food Safety Control
3	Date of Publication	03/02/2015
4	Date of entry into force	04/02/2016
5	Website link/Official publication of the new regulation/procedure	http://www.law.go.kr/LSW/eng/engLsSc.do?menuId=2&section=lawNm&query=Special+Act+on+Imported+Food+Safety+Control&x=0&y=0#liBgcolor2
6	Have you attached a copy of the regulation (PDF) to the Secretariat	[X] Yes. (Please attach a copy of the regulation to the notification.) [] No.
7	Type of notification	[X] (a) New licensing regulation/procedure ² ; (please answer question 8 to 14) [] (b) Changes to a regulation/procedure which has been previously notified in document: _____ ; (please answer question 15 and 16)
8	List of products subject to licensing	- The purpose of this Act is to contribute to a sound trade order and improve people's health by ensuring the safety of imported food etc., promoting the quality of such imports and providing proper information. - Products subject to the Food Hygiene Law such as foods, except for the following specified below, may be imported as long as they meet the standards and specifications under Article 7 or 9 of the Food Hygiene Act, and must report to the Commissioner of Food and Drug Safety each time they are imported.

¹ It is understood that the notifying Member has also completed its notification obligations under Article 1.4(a) and Article 8.2(b) regarding the relevant law/regulation/procedure notified for by filling this form in a full and complete manner.

² "New licensing regulation/procedure" is understood to refer to any newly introduced law, regulation or procedure, and those which are in force but being notified for the first time to the Committee.

	Category	Notification details
		<ul style="list-style-type: none"> - Food or food additives shall be reported to the Commissioner of the local Food and Drug Administration in accordance with Article 20 of the Special Act on Imported Food Safety Management. - The following may be reported to the Commissioner of the local Food and Drug Administration in accordance with the provisions of Article 20 of the Act on Health Functional Foods, Article 14 and 15, as well as the provisions of Article 20 of the Special Act on Imported Food Safety Management. - Food items must be reported to the Director of the Agricultural and Livestock Quarantine Headquarters (including the Director of Quarantine Inspection Office) in accordance with Article 20 of the Special Act on Imported Food Safety Management. - Imports under the food hygiene law may be carried out only as long as they meet the standards and specifications under Article 7 or 9 of the Food Hygiene Act. - Food hygiene law shall be reported to the Commissioner of the local Food and Drug Administration pursuant to Article 20 of the Special Act on Imported Food Safety Management. - Imports under The Food Hygiene Act may be carried out as long as they meet the standards and specifications under Article 7 or 9 of the Food Sanitation Act. - When imported from a country designated by the Commissioner of the Korea Food and Drug Administration with respect to mad cow disease (BSE) etc., manufactured and processed ruminant axis as raw materials cannot be imported due to interim import declarations. In the case of importation, the importer can attach a certificate stating that he / she did not use any raw materials from a country which has been suspended under the temporary import declaration. - Food and food additives may be imported as long as they meet the standards and specifications separately announced by the Commissioner of the Korea Food and Drug Administration. - Other products may be imported only with the confirmation of the competent director. - Appliances, containers and packaging that have come into contact with food, food additives, nutraceuticals or livestock products shall be reported to the Commissioner of the local Food and Drug Administration in accordance with Article 20 of the Special Act on Imported Food Safety Management.
9	Nature of licensing	<p>Automatic: []</p> <p>Non-Automatic: [X]</p>
10	Administrative purpose/measure being implemented	<ul style="list-style-type: none"> (a) <input type="checkbox"/> Protect public morals; (b) <input checked="" type="checkbox"/> Protect human, animal or plant life and health; protect environment; (c) <input type="checkbox"/> Collect trade statistics or market surveillance; (d) <input type="checkbox"/> Protection of patents, trademarks and copyrights, and the prevention of deceptive practices; (e) <input type="checkbox"/> Pursue obligations under the UN Charter and other international treaties (<i>i.e. CITES, Basel Convention, Rotterdam Convention, UNSC Resolutions etc.</i>) (f) <input type="checkbox"/> Quota (including TRQ) administration; (g) <input type="checkbox"/> Regulate imports of arms, ammunition or fissionable materials and safeguard national security; (h) <input type="checkbox"/> Other: _____ (<i>please specify</i>)

	Category	Notification details
11	Administrative body(ies) for submission of applications	Ministry/authority and Department: Ministry of Food and Drug Safety Address: 187, Osongsaengmyeong 2-ro, Osong-eup, Heungdeok-gu, Cheongju-si, Chungcheongbuk-do, Republic of Korea Website: www.mfds.go.kr Telephone: +82-43-719-1564
12	Contact point for information on eligibility	Ministry/authority and Department: Ministry of Food and Drug Safety Address: 187, Osongsaengmyeong 2-ro, Osong-eup, Heungdeok-gu, Cheongju-si, Chungcheongbuk-do, Republic of Korea Website: www.mfds.go.kr Telephone: +82-43-719-1564
13	Expected duration of licensing procedure	There is no related regulation.
14	A summary of the notification in one of the WTO official languages	The purpose of this Act is to contribute to a sound trade order and to improve people's health by ensuring the safety of imported food etc., promoting the quality of such imports and providing proper information.
15	In the case of 7(b), please indicate the type of new change(s)	<p>(a) <input type="checkbox"/> Termination</p> <p>(b) <input type="checkbox"/> Suspension</p> <p>(c) <input type="checkbox"/> Modification of specific details in existing procedures:</p> <p><input type="checkbox"/> Product coverage;</p> <p><input type="checkbox"/> Administrative purpose;</p> <p><input type="checkbox"/> Automatic or Non-automatic;</p> <p><input type="checkbox"/> Duration of licensing;</p> <p><input type="checkbox"/> Change the nature of quantity/value restriction;</p> <p><input type="checkbox"/> Eligibility of applicants;</p> <p><input type="checkbox"/> Contact information on eligibility;</p> <p><input type="checkbox"/> Administrative body(ies) for submission of application;</p> <p><input type="checkbox"/> Documentation requirements (including application form);</p> <p><input type="checkbox"/> Period for Application;</p> <p><input type="checkbox"/> Administrative body(ies) to issue licence;</p> <p><input type="checkbox"/> Processing time for issuing licence;</p> <p><input type="checkbox"/> Licence fee/administrative charge;</p> <p><input type="checkbox"/> Deposit/advance payment and relevant conditions;</p> <p><input type="checkbox"/> Appeal regulations/procedures;</p> <p><input type="checkbox"/> Validity of licence;</p> <p><input type="checkbox"/> Other conditions of licence (extension, transferability, penalty of non-use etc.);</p> <p><input type="checkbox"/> Foreign exchange requirements;</p> <p><input type="checkbox"/> Other: _____ (please specify).</p>
16	Please elaborate the changes in detail (in one of the WTO official languages)	