

Russian Federation: Advisory Regarding Consignments Potentially Affected by August 6, 2014 (as amended) , Russian decree banning a list of agricultural products from the United States, Canada, European Union, Australia, and Norway

The Russian Federation has announced that, for reasons unrelated to animal health, they have banned certain commodities from several countries including the United States. While most (if not all) consignments that would be certified by APHIS do not appear to be affected by this ban, exporters should review carefully the following Foreign Agricultural Service (FAS) GAIN report and confirm that they are not shipping items to the Russian Federation that fall under any of the referenced HS codes.

Voluntary Report – Voluntary - Public Distribution

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Report Number: RS2020-0017

Report Name: Some Whey and Seeds Excluded from Russian Food Ban

Country: Russian Federation

Post: Moscow

Report Category: Agriculture in the News, Trade Policy Monitoring, FAIRS Subject Report

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Report Highlights:

On April 6, 2020, the Russian Government issued decree No. 453, amending the list of agricultural products that are subject to Russia's food ban to exclude some whey powder (from HS heading 0404) from the ban. This is a second relaxation of the food ban since 2019 when chickpea seeds and lentil seeds were excluded from the ban under certain conditions according to the Russian Government decree No. 1293 of October 7, 2019. This report contains unofficial English translations of both decrees mentioned above, as well as Russia's food import ban, listing the countries and products covered, as it currently stands.

General Information

On April 6, 2020, the Russian Government issued [decree No. 453](#), amending the list of agricultural products that are subject to Russia's food ban to exclude 90 percent demineralized whey powder (HS heading 0404) used specifically for the production of baby food from the ban. The decree also mandates that the Ministry of Agriculture shall establish a procedure to verify intended use and determine the volume of such imports. The document shall come into effect on April 16, 2020.

This is a second relaxation of the Russian food ban since 2019 when chickpea seeds and lentil seeds were excluded from the ban under certain conditions according to the Russian Government [decree No. 1293](#) of October 7, 2019. In particular, chickpeas and lentils for sowing were added to the exceptions from the banned category "vegetables and edible root and tuber crops." To be excepted from the ban, the chickpea and lentil seeds must be either included in the Russian federal register of selection achievements allowed for use (which is currently a barrier to trade with Russia as fewer imported seeds have been granted registrations in recent years), or imported for scientific research, state testing and production of seeds for export from Russia.

Additionally, the decree mandates that the Ministry of Agriculture shall establish a procedure to verify intended use and determine the required import volume of the following seeds to be imported for scientific research, state testing and production of seeds for export from Russia:

- seed potatoes (EAEU HS code 0701 10 000 0),
- onion sets, fresh or chilled (0703 10 110 0)
- dried sweetcorn, hybrid, for sowing (0712 90 110 0),
- peas, 'pisum sativum', dried and shelled, for sowing (0713 10 100 0),
- dried, shelled chickpeas 'garbanzos', whether or not skinned or split (0713 20 000 0),
- dried, shelled lentils, whether or not skinned or split (0713 40 000 0).

Below please find unofficial translations of Government decrees No. 453 of April 6, 2020, and No. 1293 of October 7, 2019, as well as attachment to the initial Government decree of 2014, listing the countries and products covered, as it currently stands.

For the original Russian ban and related amendments, please see GAIN reports:

2014:

- [RSATO017 Russia Announces Ban on Variety of US Agricultural Products](#),
- [RS1455 Amended List of Banned US Agricultural Products](#),

2015:

- [RS1540 Russian Food Ban Extended Until August 2016](#),

2016:

- [RS1628 Organic Baby Food Inputs Excluded from Russian Food Ban](#),
- [RSATO038 Russia Extends Import Food Ban through End 2017](#),
- [RS1660 Several Fish Fry Species Excluded from Russia's Countersanctions](#),

2017:

- [RS1741 Russia Extended Food Import Ban through End 2018](#),
- [RS1754 Russia Expands Food Import Ban to Swine and By-Products](#),

2018:

- [RS1821 Russia Extended Food Import Ban through End 2019,](#)
2019:
- [RS1907 Russia Extended Food Import Ban through End 2020.](#)

BEGIN UNOFFICIAL TRANSLATION:

GOVERNMENT OF THE RUSSIAN FEDERATION

DECREE

No. 453 of April 6, 2020

MOSCOW

**On Amending the Attachment to the Decree of the Government of the Russian Federation No. 778
of August 7, 2014**

The Government of the Russian Federation decrees:

1. To approve the attached amendments in the attachment to the decree of the Government of the Russian Federation No. 778 of August 7, 2014 “On the Measures to Implement the Decrees of the President of the Russian Federation No. 560 of August 6, 2014, No. 320 of June 24, 2015, No. 305 of June 29, 2016, and No. 293 of June 30, 2017, and No. 420 of July 12, 2018, and No. 293 of June 24, 2019” (Collection of laws of the Russian Federation, 2014, No. 32, art. 4543; No. 34, art. 4685; 2015, No. 26, art. 3913; No. 33, art. 4856; No. 39, art. 5402; 2016, No. 10, art. 1426; No. 23, art. 3320; No. 28, art. 4733; No. 38, art. 5546; No. 44, art. 6142; 2017, No. 22, art. 3161; No. 28, art. 4164; No. 45, art. 6659; 2018, No. 31, art. 4996; 2019, No. 26, art. 3457; No. 41, art. 5724.)

2. The Ministry of Agriculture of the Russian Federation shall:

develop and approve a procedure for confirmation of intended use of the imported product – 90 percent demineralized whey powder, intended for the production of dry baby formula (breast milk substitutes,) as provided by the attachment to the decree of the Government of the Russian Federation No. 778 of August 7, 2014 “On the measures to implement the Decrees of the President of the Russian Federation No. 560 of August 6, 2014, No. 320 of June 24, 2015, No. 305 of June 29, 2016, and No. 293 of June 30, 2017, and No. 420 of July 12, 2018, and No. 293 of June 24, 2019” and classified under the EAEU HS code 0404;

approve the volume of the product specified in the second sub-paragraph of the present paragraph to be imported into the Russian Federation in 2020.

3. The present decree shall apply through December 31, 2020.

Head of the Government of the
Russian Federation

M. Mishustin

APPROVED
by decree of the Government of the
Russian Federation
No. 453 of April 6, 2020

AMENDMENTS
in the Attachment to the Decree of the Government of the Russian Federation
No. 778 of August 7, 2014

1. The following item:

“from 0401**, from 0402**,
from 0403**, from 0404**,
from 0405**,0406 Milk and dairy products (except for specialized lactose-free
milk and specialized lactose-free dairy products for
therapeutic dietary nutrition and preventive dietary
nutrition)”

shall read as follows:

“from 0401**, from 0402**,
from 0403**, from 0404**,
from 0405**,0406 Milk and dairy products (except for specialized lactose-free
milk and specialized lactose-free dairy products for
therapeutic dietary nutrition and preventive dietary nutrition,
90 percent demineralized whey powder*****)”

2. The following note ten shall be added:

***** 90 percent demineralized whey powder intended for the production of dry baby
formula (breast milk substitutes,) provided that the Ministry of Agriculture of the Russian Federation
confirms the intended use of the imported products in accordance with its established procedure and
within the volume of permitted imports of the specified product in 2020.

GOVERNMENT OF THE RUSSIAN FEDERATION

DECREE

No. 1293 of October 7, 2019

MOSCOW

On Amending the Attachment to the Decree of the Government of the Russian Federation No. 778 of August 7, 2014

The Government of the Russian Federation decrees:

1. To approve the attached amendments in the attachment to the decree of the Government of the Russian Federation No. 778 of August 7, 2014 “On the Measures to Implement the Decrees of the President of the Russian Federation No. 560 of August 6, 2014, No. 320 of June 24, 2015, No. 305 of June 29, 2016, and No. 293 of June 30, 2017, and No. 420 of July 12, 2018, and No. 293 of June 24, 2019” (Collection of laws of the Russian Federation, 2014, No. 32, art. 4543; No. 34, art. 4685; 2015, No. 26, art. 3913; No. 33, art. 4856; No. 39, art. 5402; 2016, No. 10, art. 1426; No. 23, art. 3320; No. 28, art. 4733; No. 38, art. 5546; No. 44, art. 6142; 2017, No. 22, art. 3161; No. 28, art. 4164; No. 45, art. 6659; 2018, No. 31, art. 4996; 2019, No. 26, art. 3457.)

2. The Ministry of Agriculture of the Russian Federation shall:

a) develop and approve a procedure for confirmation of intended use of imported products, in which shipments of seeds are intended for scientific research, stated testing, and production of seeds for exports from the Russian Federation, as provided by the attachment to the decree of the Government of the Russian Federation No. 778 of August 7, 2014 “On the Measures to Implement the Decrees of the President of the Russian Federation No. 560 of August 6, 2014, No. 320 of June 24, 2015, No. 305 of June 29, 2016, and No. 293 of June 30, 2017, and No. 420 of July 12, 2018, and No. 293 of June 24, 2019” (as amended by the present decree)and classified under the EAEU HS codes 0701 10 000 0, 0703 10 110 0, 0712 90 110 0, 0713 10 100 0, 0713 20 000 0, and 0713 40 000 0;

b) approve as needed the volume of the products specified in the sub-paragraph a) of the present paragraph to be imported into the Russian Federation.

Head of the Government of the
Russian Federation

D. Medvedev

APPROVED
by decree of the Government of the
Russian Federation
No. 1293 of October 7, 2019

AMENDMENTS
in the Attachment to the Decree of the Government of the Russian Federation
No. 778 of August 7, 2014

1. The following item:

“0701 (except for 0701 10 000 0),
0702 00 000, 0703
(except for 0703 10 110 0), 0704,
0705, 0706, 0707 00, 0708, 0709,
0710*****, 0711, 0712*****,
(except for 0712 90 110 0),
0713 (except for 0713 10 100 0), 0714

Vegetables, edible roots and tuber crops
(except for seed potatoes, seed onion,
hybrid sweetcorn seed, seed peas)”

shall read as follows:

“0701 (except for 0701 10 000 0*****,
*****), 0702 00 000, 0703
(except for 0703 10 110 0*****,
*****), 0704, 0705, 0706, 0707 00,
0708, 0709, 0710*****, 0711, 0712*****,
(except for 0712 90 110 0*****,
*****), 0713 (except for 0713 10 100 0
*****, *****, from 0713 20 000 0**,
from 0713 40 000 0**), 0714

Vegetables, edible roots and tuber crops
(except for seed potatoes, seed onion,
hybrid sweetcorn seed, seed peas,
chickpea seeds*****, *****,
lentil seeds*****, *****)”

2. The following notes eight and nine shall be added:

***** Shipments of seeds of varieties that are included in the State register of selection achievements allowed for use, provided an excerpt therefrom is provided, issued by the Ministry of Agriculture of the Russian Federation.

***** Shipments of seeds intended for scientific research, state testing, and production of seeds for exports from the Russian Federation, provided that the Ministry of Agriculture of the Russian Federation confirms the intended use of the imported products in accordance with its established procedure and within the volume of allowed imports of the specified products determined by the Ministry.

ATTACHMENT
to the Decree of the Government of the
Russian Federation
No. 778 of August 7, 2014
(as amended through April 6, 2020)

LIST
of agricultural products, raw materials and food, originating from the United States of America,
European Union countries, Canada, Australia,
the Kingdom of Norway, Ukraine, the Republic of Albania, Montenegro, the Republic of Iceland,
and the Principality of Liechtenstein, which are prohibited for import into the Russian Federation
through December 31, 2020

EAEU HS Code	Name of goods*, **
0103 (except for 0103 10 000 0)	Live swine (except for pure-bred breeding animals)
0201	Meat of cattle, fresh and chilled
0202*****	Meat of cattle, frozen
0203	Pork fresh, chilled or frozen
0206 (except for 0206 10 100 0, 0206 22 000 1, 0206 29 100 0, 0206 30 000 1, 0206 30 000 3, 0206 41 000 1, 0206 49 000 1, 0206 80 100 0, 0206 90 100 0*****)	Edible offal of bovine animals, swine, sheep, goats, horses, asses, mules or hinnies, fresh, chilled or frozen (except for products for the production of pharmaceutical products*****)
0207*****	Meat and food byproducts of poultry, indicated in the HS item 0105, fresh, chilled or frozen
0209	Pig fat, free of lean meat, and poultry fat, not rendered or otherwise extracted, fresh, chilled, frozen, salted, in brine, dried or smoked
from 0210**	Meat salted, pickled, dried or smoked
from 0301 (except for 0301 11 000 0, 0301 19 000 0)**	Live fish (except for fry of Atlantic salmon (<i>Salmo salar</i>) and fry of trout (<i>Salmo trutta</i> , <i>Oncorhynchus mykiss</i>), fry of flounder-turbot (<i>Psetta maxima</i>), fry of sea perch (<i>Dicentrarchus labrax</i>), live decorative fish)
0302, 0303, 0304, 0305, from 0306**, from 0307**, 0308	Fish and crustaceous, mollusks and other aquatic invertebrates (except for young oysters and mussels (spat), spat of white shrimp (<i>Litopenaeus vannamei</i>))
from 0401**, from 0402**, from 0403**, from 0404**, from 0405**, 0406	Milk and dairy products (except for specialized lactose-free milk and specialized lactose-free dairy products for therapeutic dietary nutrition and preventive dietary nutrition, 90 percent demineralized whey powder*****)

EAEU HS Code	Name of goods*, ***
0701 (except for 0701 10 000 0 *****, *****), 0702 00 000, 0703 (except for 0703 10 110 0 *****, *****), 0704, 0705, 0706, 0707 00, 0708, 0709, 0710****, 0711, 0712***** (except for 0712 90 110 0 *****, *****), 0713 (except for 0713 10 100 0 *****, *****), from 0713 20 000 0**, from 0713 40 000 0**), 0714	Vegetables, edible roots and tuber crops (except for seed potatoes, seed onion, hybrid sweetcorn seed, seed peas, chickpea seeds*****, *****), lentil seeds*****, *****)
0801, 0802, 0803, 0804, 0805, 0806, 0807, 0808, 0809, 0810, 0811, 0813	Fruits and nuts
1501	Pig fat (including lard) and poultry fat, other than that of heading 0209 or 1503
1502	Fats of bovine animals, sheep or goats, other than those of heading 1503
1503 00	Lard stearin, lard oil, oleo stearin, oleo-oil and tallow oil, not emulsified or mixed or otherwise prepared”
1601 00	Sausages and similar products from meat, meat byproducts or blood; prepared meat products prepared therefrom
from 1901 90 110 0**, from 1901 90 910 0**, from 2106 90 920 0**, from 2106 90 980 4**, from 2106 90 980 5**, from 2106 90 980 9**	Food or prepared products (except for biologically active additives, specialized food products for nutrition of sportsmen****, vitamin and mineral additives, flavorings, protein concentrates (of animal and plant origin) and their mixes; food fibers, food additives (including complex ones)
from 1901 90 990 0**	Food or prepared products prepared according to the technologies for cheese production and containing 1.5 % mass fraction or more dairy fat
from 2501 00*****	Salt (including table salt and denatured salt) and pure sodium chloride, whether or not in aqueous solution or containing added anti-caking or free-flowing agents; sea water (except for biologically active additives)

* For the application of this list it is necessary to follow the EAEU HS code description exclusively, the name of the good is indicated for convenience.

** For the application of this item it is necessary to follow both the EAEU HS code description and the name of the good.

*** Except for goods designed for baby nutrition.

**** For national teams of the Russian Federation provided that the Ministry of Sports of the Russian Federation confirms the intended use of the imported products.

***** Except for products intended for the production of baby food, provided that the Ministry of Agriculture of the Russian Federation confirms the intended use of the imported products in accordance with its established procedure and within the volume of permitted imports of the specified products as approved by the Ministry.

***** Except for products intended for the production of pharmaceutical products, medicinal goods, and biologically active additives, provided that the Ministry of Industry and Trade of the Russian Federation confirms the intended use of the imported products in accordance with its established procedure. For the application of this item, it is necessary to follow both the EAEU HS code description and the name of the good.

***** Except for products intended for the production of pharmaceutical products, provided that the Ministry of Industry and Trade of the Russian Federation confirms the intended use of the imported products in accordance with its established procedure. For the application of this item, it is necessary to follow both the EAEU HS code description and the name of the good.

***** Shipments of seeds of varieties that are included in the State register of selection achievements allowed for use, provided an excerpt therefrom is provided, issued by the Ministry of Agriculture of the Russian Federation.

***** Shipments of seeds intended for scientific research, state testing, and production of seeds for exports from the Russian Federation, provided that the Ministry of Agriculture of the Russian Federation confirms the intended use of the imported products in accordance with its established procedure and within the volume of allowed imports of the specified products determined by the Ministry.

***** 90 percent demineralized whey powder intended for the production of dry baby formula (breast milk substitutes,) provided that the Ministry of Agriculture of the Russian Federation confirms the intended use of the imported products in accordance with its established procedure and within the volume of permitted imports of the specified product in 2020.

END UNOFFICIAL TRANSLATION.

Attachments:

No Attachments.