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# **Report Highlights:**

This report includes technical information and certificate requirements for food and agricultural product exports to the Republic of South Korea.

#### Disclaimer

This report was prepared by the USDA/FAS Office of Agricultural Affairs (OAA) in Seoul, Korea for U.S. exporters of domestic food and agricultural products. While all possible care was given in preparation of this report, information provided may not be completely accurate either because policies have changed since its preparation, or because clear and consistent information about these policies was not available. It is highly recommended that U.S. exporters verify the full set of import requirements with their foreign customers, who are normally best equipped to research such matters with local authorities, before any goods are shipped. Final import approval of any product is subject to Korea's rules and regulations as interpreted by border officials at the time of product entry.

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# **Executive Summary**

This report provides an overview of the agricultural export certificates required by the Korean government for import inspection. Prior to export, U.S. exporters are strongly encouraged to consult with the appropriate U.S. authority and their Korean importers on product eligibility and the specific requirements imposed by the Korean government.

## Section I. Export Certificates Required by the Korean Government and Products Covered (Matrix):

Product(s)	Title of Certificate	Attestation Required on Certificate	Purpose	Requesting Ministry <sup>1</sup>
Beef and beef products	FSIS Form 9060-5 and 9305-7 (issued by USDA/FSIS)	Multiple statements on 9305-7. See Appendix.	Health certificate / Food Safety	APQA/ MAFRA & MFDS
Pork	FSIS Form 9060-5 and 9305-5 (issued by USDA/FSIS)	Multiple statements on 9305-5. See Appendix.	Health certificate / Food Safety	APQA/ MAFRA & MFDS
Poultry <sup>2</sup>	FSIS Form 9060-5 and 9305-2A (10/01/2018 edition) for fresh and frozen products / 9305-2B (12/29/2015 edition) for heat treated products (issued by USDA/FSIS)	Multiple statements on 9305-2A and 9305-2B. See Appendix.	Health certificate / Food Safety	APQA/ MAFRA & MFDS
Shell eggs	AMS Form PY-210S and Disease Free Statements for Korea	Multiple statements on PY-210S and on Disease Free Statement. See Appendix for details.	Health certificate / Food Safety	APQA/ MAFRA & MFDS
Egg products <sup>3</sup>	FSIS Form 9060-5EP and FSIS Letterhead Certificate issued by USDA/FSIS for liquid, frozen, and dried eggs and a certificate issued by USDA/AMS for food products containing eggs regulated by FDA	See note <sup>3-1</sup> below for specific time/ temperature attestation to pasteurization treatment for individual egg products that should be stated in the "Remarks" section.	Health certificate / Food Safety	APQA/ MAFRA & MFDS
Dairy <sup>4/ 4-1/4-2</sup> Products including ice cream	Export Certificate (issued by USDA/AMS effective July 1, 2021)	See note below for specific time/temperature attestation to heat treatment for dairy products and eggs contained in dairy products	Export certificate / Food Safety	APQA/ MAFRA & MFDS

# List of Export Certificates Required by Korea

			TT 1.1	
Pork casing	FSIS Form 9060-7 and	Only pork casings from	Health	APQA/
	9305-9 (03/19/2018	animals slaughtered and		MAFRA &
	edition)	processed in the United	Food Safety	MFDS
	(issued by USDA/FSIS)	States are eligible for		
		export to Korea.		
Protein-free	FSIS Form 9060-5	"Certified materials	Health	APQA/
tallow	(issued by USDA/FSIS)	have been tested and	certificate /	MAFRA &
		found to have a level of	Food Safety	MFDS
		insoluble impurities of		
		0.15% or less."		
Live animal	Health Certificate	Attestation required on	Health	APQA/
	(issued by USDA/APHIS)	certificate varies	certificate /	MAFRA
		depending on species.	Animal Health	
		See Appendix.		
Fresh	PPQ Form 577	Attestation required on	Phytosanitary	APQA/
vegetables,	(issued by USDA/APHIS)	certificate varies	certificate /	MAFRA
grains, fruits,		depending on products.	Plant Health	
nuts		See Appendix.		
Frozen	Form SC-146E, SC-	"Products have been	Certificate of	APQA/
vegetables and		frozen at -17.8C or	Quality &	MAFRA
fruits	149	below."	Condition	
	(issued by USDA/AMS)		or Export	
			Certificate	
U.S. organic	1) For U.S. processed	(A) A NAQS Import	Certificate to	NAQS/
products	organic products that are	Certificate of organic	confirm the	MAFRA
	covered by the US-Korea	-		
	equivalency arrangement 5	Korea's e-NAQS Import		
		Certificate System by	equivalency	
		USDA/AMS/NOP	arrangements	
		accredited certifying	have been met	
		agents <sup>5-2</sup>		
		(B) A copy of an organic		
		certificate issued by a		
		USDA/AMS/NOP		
		accredited certifying		
		agents		
	2) For non-processed	1) A copy of the organic		
	organic products including		Korean organic	
	livestock products <sup>5-1</sup>	Korea's accredited	standards	
		certifying agents****		
		2) A transaction		
		certificate issued by		
		certifying agents in the		
		exporting country		

	Full IP (identity preserved) Documentation (issued by private entities), Non-GMO Certificate (issued by exporting government) or a negative test certificate issued by MFDS recognized laboratories	6 6	Certificate to prove IP handling of bulk grains from seed to final export	MFDS
To obtain an exemption from mandatory GMO labeling for Non-GMO processed products <sup>6</sup>	6	Attestation to identity preserved (IP) handling of raw materials from seed purchasing to manufacturing	Certificate or statement to provide IP handling of raw materials used in processed products	MFDS

Notes

\*MAFRA: Ministry of Agriculture, Food and Rural Affairs

\*APQA: Animal and Plant Quarantine Agency

\*MFDS: Ministry of Food & Drug Safety

\*NAQS: National Agricultural Products Quality Management Service

\*USDA: U.S. Department of Agriculture

\*AMS: Agricultural Marketing Service

\*NOP: National Organic Program

\*FSIS: Food Safety Inspection Service

\*GIPSA: Grain, Inspection, Packers, and Stockyards Administration

\*APHIS: Animal Plant Health Inspection Service

\*PPQ: Plant Protection & Quarantine

\*VS: Veterinary Service

2

For fresh and frozen poultry and poultry products that are eligible for export to Korea, FSIS provides updates on eligible products with certification requirements. https://www.fsis.usda.gov/inspection/import-export/import-export-library/korea

3

USDA's AMS (Livestock and Poultry Division) is the certifying agency for export certificates for further processed egg products regulated by FDA. In addition to shell eggs, FDA-regulated products include hard boiled eggs, cooked omelets, frozen egg patties, imitation egg products, etc. For more

information on jurisdiction overlap for commercial products regulated by either or both FDA and USDA, please refer to the <u>FDA/USDA jurisdictional chart</u> (Exhibit 3-1).

3-1

The specific time/temperature requirements for processed egg products on certificates are as follows:

Product Type	Common Heat Treatment Standard		
Whole liquid eggs	Heat treatment for 2.5 minute with the core temperature of 64 degrees		
whole inquite eggs	centigrade or equivalent or higher treatment.		
	Heat treatment for 870 seconds with the core temperature of 55.6 degrees		
Liquid egg white	centigrade or for 232 seconds with the core temperature of 56.7 degrees		
	centigrade or equivalent or higher treatment.		
Liquid agg yolk	Heat treatment for 138 seconds with the core temperature of 62.2 degrees		
Liquid egg yolk	centigrade or equivalent or higher treatment.		
Whole agg poyudar	Heat treatment for 188 seconds with the core temperature of 60 degrees		
Whole egg powder	centigrade or equivalent or higher treatment.		
	Heat treatment for 20 hours with the core temperature of 67 degrees		
Egg white powder	centigrade or for 513 hours with the core temperature of 54.4 degrees		
	centigrade or equivalent or higher treatment.		
Heat treatment for 3.5 minutes with the core temperature o			
Egg yolk powder	centigrade or equivalent or higher treatment.		
Other processed egg	Heat treatment for seconds with the core temperature of		
products	degrees centigrade.		

Please refer to the following link for details: FSIS Export Library

4

In 2021, the United States and Korea agreed to new dairy export certificates for U.S. dairy products. As of July 1, 2021, all U.S. dairy products intended for human consumption must be accompanied by the AMS Dairy Export Certificate. For details on the AMS Dairy Export Certificate, please refer to GAIN KS2021-0019 from the following link: <u>FAS/GAIN</u>

4-1

For dairy products, the specific time/temperature requirements are as follows:

No	Type of heat	Time/Temperature
	treatment	
1	Low Temperature	$63 \sim 65^{\circ}$ C for 30 minutes (1,800 seconds) or equivalent heat
	Long Time (LTLT)	treatment
2	LTLT for milk	$65 \sim 68^{\circ}$ C for 30 minutes (1,800 seconds) or equivalent heat
	creams	treatment (only to milk creams)
3	LTLT for ice cream	68.5°C for 30 minutes (1,800 seconds) or equivalent heat
	and ice cream mix	treatment (only to ice creams and ice cream mix)
4	High Temperature	$72 \sim 75^{\circ}$ C for 15-20 seconds or equivalent heat treatment
	Short Time (HTST)	
5	HTST for milk	$74 \sim 76^{\circ}$ C for 15-20 seconds or equivalent heat treatment (only

	creams	to milk creams)
6	Ultra-High	$130 \sim 150^{\circ}$ C for 0.5-5 seconds or equivalent heat treatment
	Temperature (UHT)	-
7	Other for cured	2°C or higher for cured cheese cured over 60 days or °C for days
	cheese	
8	Countries not	HTST (XX°C XX seconds) or UHT (XX °C seconds) and if pH
	recognized as FMD	of raw milk is 7.0 or higher, 2 times of HTST
	free country	

4-2

For dairy products containing eggs including ice cream, the specific time/temperature requirements for the egg ingredients are as follows:

Product Type	Common Heat Treatment Standard
Whole egg ingredients	Heat treatment for a minimum of 188 seconds with a minimum core
whole egg ingredients	temperature of 60 degrees centigrade or equivalent
Whole aga bland	Heat treatment for a minimum of 188 seconds with a minimum core
Whole egg blend ingredients	temperature of 60 degrees centigrade, 61.1 degrees centigrade for a
ingreatents	minimum of 94 seconds, or equivalent or higher treatment
Liquid egg	Heat treatment for 870 seconds with the core temperature of 55.6 degrees
white ingredients	centigrade or for 232 seconds with the core temperature of 56.7 degrees
	centigrade or equivalent or higher treatment.
Liquid egg yolk	Heat treatment for 138 seconds with the core temperature of 62.2 degrees
Elquid egg yolk	centigrade or equivalent or higher treatment.
Dried egg white	Heat treatment for 20 hours with the core temperature of 67 degrees
ingredients (egg white	centigrade or for 513 hours with the core temperature of 54.4 degrees
powder)	centigrade or equivalent or higher treatment.
Dried egg yolk	Heat treatment for 3.5 minutes at 63.5 degrees centigrade or equivalent or
ingredients	higher treatment

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Processed organic products covered by the terms of the U.S. – Korea organic equivalency agreement may be exported to Korea if they are accompanied by both a NAQS Import Certificate of Organic Processed Foods issued by Korea's e-NAQS Import Certificate System by NOP-accredited certifying agents and a copy of the NOP organic certificate. A list of USDA/AMS/NOP accredited organic certifying agents is available from the following link: <u>USDA Accredited Certifying Agents</u>

5-1

This organic equivalency arrangement does not cover non-processed organic products including livestock products.

5-2

In August 2021, NAQS introduced the electronic import certificate system. All U.S. organic certifying agents are now required to register with NAQS to issue the Import Certificate electronically. Certifying agents issue the NAQS Import Certificate in the e-NAQS Import Certificate System and provide a

printed copy of the certificate to exporters/importers through postal mail. Importers must present the printed copy of the certificate to the Korean authorities upon product arrival. The documentation must include this statement: "Certified in compliance with the terms of the U.S.-Korea Organic Equivalency Arrangement." See more details on this from the following link: <u>NOP Organic</u>

6

Owing to the expanded biotech labeling requirement implemented in February 2017, MFDS changed documentation requirements for non-GMO processed food. To receive an exemption from the labeling requirement, MFDS offers the following options:

- 1. Full IP documentation,
- 2. A government issued certificate,
- 3. A notarized self-statement for U.S. products or

4. A negative test certificate issued by a MFDS-recognized GMO testing laboratory and a manufacturer statement combined with a supporting document such as a negative testing certificate.

For details, please refer to Biotech Labeling Report from the USDA/FAS GAIN Report website.

# Section II. Specific Attestations Required on Export Certificate:

The specific attestation required on the export certificate is provided in the table and annotations in Section I. In addition, certain livestock products, grains and fruits require pre-printed attestations in the corresponding certificates. Links to these certificates are included in the Appendix.

Given the complexity, the documents required to ship beef to Korea should be thoroughly reviewed by potential exporters. Korea requires beef imports to come from plants approved under the Export Verification (EV) Program within USDA's Agricultural Marketing Service (AMS). Beef must be slaughtered and/or processed at plants identified in the <u>Official Listing of Bovine Eligible Suppliers</u> (aka, USDA Bovine EV Programs).

Beef slaughtered and processed under an approved EV program may only be stored in a warehouse approved by USDA's FSIS. A list of all of the establishments can be found in <u>the FSIS Meat, Poultry</u> and Egg Products Inspection Directory.

Korean beef importers and U.S. exporters have reached a commercial understanding, as a transitional measure, to source U.S. beef from cattle less than 30-months of age. AMS has set up a voluntary Quality System Assessment (QSA) Program to verify that beef from participating plants will be from cattle less than 30 months of age. Participation in this program is not required for issuance of the FSIS 9060-5. However, for establishments that do participate in the AMS QSA program, the following statement may appear in Remarks on the FSIS 9060-5: "The beef or beef products were produced at a verified establishment under the Less than 30 Month Age Verification USDA Quality System Assessment (QSA) Program for Korea." At this time, shipments of beef without the QSA program statement will not be accepted for port-of-entry inspection, and any such shipment will be returned to the owner/agent by Korean quarantine officials. A list of <u>QSA approved establishments</u> and their approval dates is maintained by AMS.

As for poultry meat and poultry meat products, AMS has established a voluntary Poultry Export Verification (EV) Program for Korea to verify poultry meat and poultry meat from *non*-commercially raised chickens, ducks and geese, which were hatched and raised in the United States. Certification for commercially raised chickens, ducks, and geese are hatched and raised in the United States is provided by the USDA Animal Plant Health Inspection Service (APHIS), Veterinary Services (VS). Exporting establishments that slaughter and process birds, other than commercially raised chickens, ducks, and geese, must participate in the Poultry EV Program to be eligible to export poultry meat and poultry meat products to Korea.

Additionally, AMS maintains a voluntary Poultry Export Verification (EV) Program for Korea to verify poultry meat and poultry meat products eligible for export to Korea are not commingled with non-U.S. origin poultry meat and poultry meat products. Exporting establishments that receive and process imported poultry meat or poultry meat products must participate in the Poultry EV Program to be eligible to export poultry to Korea.

Information about the Poultry EV Program and a list of Poultry EV approved establishments and their approval dates can be found at the <u>AMS website</u>. Each establishment that participates in the Poultry EV Program for Korea is required to maintain a unique product identification system, which can be accessed by authorized FSIS inspection personnel from the FSIS Intranet site.

# Section III. Government Certificate Legal Entry Requirements

With the exception of IP certificate, the original certificate is required for all products listed above at the time of entry according to Section I. Both MFDS and APQA require an original or duplicative (with original signatures) of health, sanitary, and export certificate for livestock products. The original certificate for IP grain and shipments of non-processed organic products is only required for the first shipment. Subsequent shipments can be accompanied by copies of the original.

In cases where a government issued certificate is required, any government entity (including city/municipal, state, federal) can issue certificates. However, health certificates must be issued by U.S. federal authorities.

The Korean government does not require a Certificate of Free Sale for imports.

# Section IV. Other Certification/Accreditation Requirements

Phytosanitary certificate: The "issuance date" and "inspection date" of phytosanitary certificates must be prior to the "on-board date" listed on the Bill of Lading.

Health certificate: A health certificate "issuance date" for meat products originating from the United States may be after the "on-board date" listed on the Bill of Lading. However, an "inspection date" must also appear on the certificate and be conducted prior to loading. Presentation of certificates are required the day of product arrival into Korea.

Following the introduction of the new dairy certificate system in July 2021, Korea temporarily permits the "issuance date" marked on U.S. dairy certificates to be after the "shipping date" listed on the Bill of

Lading. Under this condition, the dairy certificate must be issued and in the importer's possession before applying for MFDS and APQA inspection. This is an interim measure and subject to change.

The Korean government does not require attestation of radioactivity for imports.

# Appendix I. Electronic Copy or Outline of Each Export Certificate

1. FSIS certificates for meat products

Please refer to the website below for details on Korea's export requirements.

Korea's Export Requirements

- 2. APHIS Certificate
- A. Plant Certificate

Please refer to the website below for details about plant certificate requirements.

## APHIS Plant Health

PPQ Form 577 can be viewed at the website below:

APHIS PPQ Form 577

B. Animal Certificates

Please refer to the website below for details about animal product requirements.

APHIS Animal Product Certificate Requirements

Korean requirements for live animal exports can be found at:

APHIS Animal Health

C. Dairy Certificate

Please refer to the website below for details about certificate requirements for dairy products.

Dairy products:

#### AMS Dairy

# 3. Egg Certificate

A. Shell egg certified by AMS Please refer to the website below for details about export procedures for table eggs to Korea.

# AMS Shell Egg Export to Korea

B. Egg products regulated and certified by FSIS Please refer to the website below for details about certificate requirements for liquid, frozen, or dried eggs regulated and certified by FSIS.

## FSIS Egg Products

C. Further processed egg products regulated by FDA and certified by AMS Please refer to the website below for details about certificate requirements for FDA regulated further processed egg and egg products, which are certified by AMS.

## AMS Further Processed Egg Products

4. Organic Certificate for Processed Organic Products

Please refer to the website below for details about the US-Korea equivalency arrangement for processed organic products.

## Equivalency with Korea

## 5. Sample of Notarized Self Declaration for Non-GMO Processed Food Products

[DATE]

To: [X] Customer [Address], Korea [Exporter] [Address], USA

To Whom It May Concern:

I hereby certify that the following product(s) [product name(s)] is (are) made by [company name] at its manufacturing facility in [city, state] using [name of ingredient] sourced from non-GM varieties with identity preserved (IP) systems. The crop(s) for [name of ingredient] were grown and managed with appropriate agricultural practices to maintain the integrity of the non-GM varieties from seed purchasing to manufacturing. The [name of ingredient(s)] supplier certifies that these ingredients are sourced from IP, non-GM varieties. Our manufacturing operation segregates this [name of ingredient(s)] to maintain its integrity.

This certificate covers the period between [date] and [date]. [List name of products as per

attached invoice(s) [number(s)] and other identifying information considered relevant by the certifier].

I certify that the information submitted above is true and the above product complies with the Korean Government requirements that the level of accidental mixing of GM varieties in the raw ingredient used in the product is below the 3-percent threshold. Full documentation of identity preservation is available upon request after notification to our company of the GM ingredient(s) that have been detected in our product(s).

Sincerely,

[Name] [Title] [Company name]

State of [Name] [City]

Subscribed and sworn to before me this [day] of [month, year] [Expiration Date of the Commission] [Signature of Notary Public] [SEAL]

## Attachments:

No Attachments