

**Voluntary Report** – Voluntary - Public Distribution

**Date:** March 20,2020

**Report Number:** VM2020-0017

**Report Name:** Vietnam Issues Decree Guiding the Law on Animal Husbandry

**Country:** Vietnam

**Post:** Hanoi

**Report Category:** Livestock and Products, Dairy and Products, Grain and Feed, Oilseeds and Products, Sanitary/Phytosanitary/Food Safety, Poultry and Products

**Prepared By:** Thu Pham

**Approved By:** Robert Hanson

**Report Highlights:**

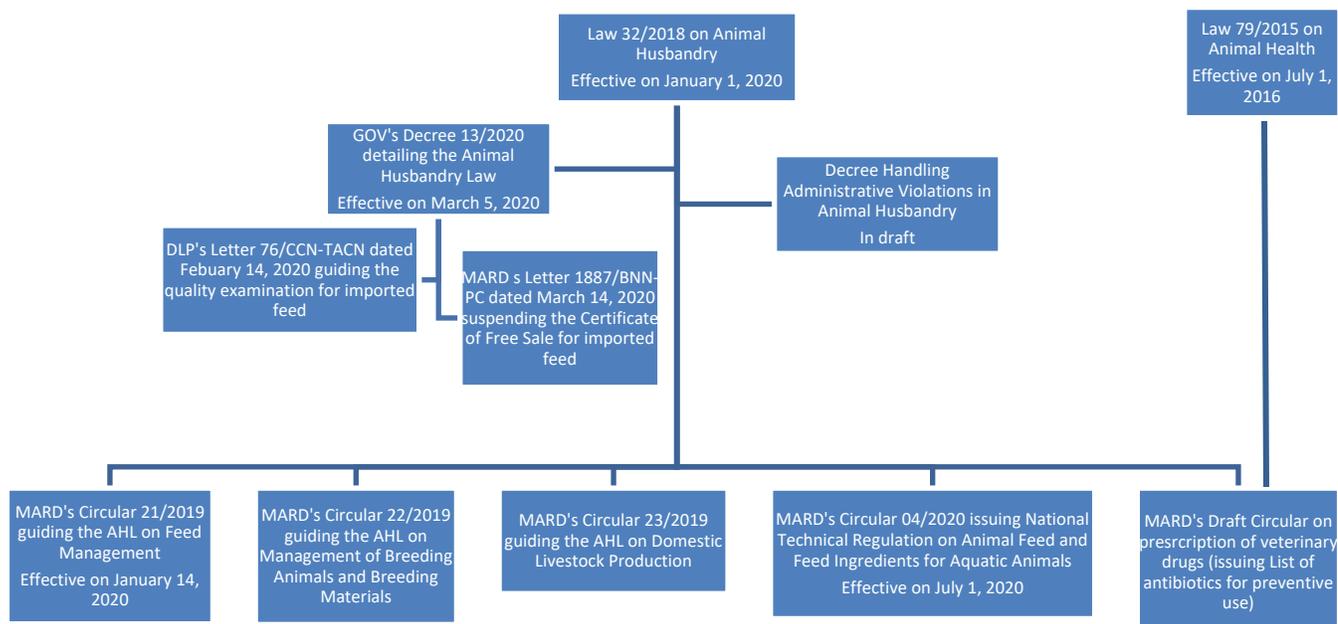
On January 21, 2020, the Government of Vietnam (GVN) issued Decree 13/2020 detailing the Law on Animal Husbandry. This Decree renews provisions on the manufacture and trade of animal feed, domestic livestock production, and the import of animal products and live animals. This Decree also extends the timeline for the preventive use of antibiotics in animal feed to the end of 2025 for specific classes of antibiotics. Decree 13 took effect on March 5, 2020.

## Summary

Vietnam's Law on Animal Husbandry was passed in 2018 and took effect on January 1, 2020 ([GAIN Report 9004](#)). The GVN drafted multiple decrees and circulars to guide the implementation of the law. Decree 13/2020 details conditions for manufacturing and trading animal feed, domestic livestock production, and the import of animal products and live animals. Decree 13 changes the process for quality examinations and adds additional requirements for the import of feed and feed ingredients to Vietnam, which previously included a new requirement for a Certificate of Free Sale. **The Ministry of Agriculture and Rural Development (MARD) as of March 20, 2020, has indefinitely suspended the requirement for a Certificate of Free Sale.** MARD also issued a new National Technical Regulation that guides the quality examinations and includes renewed tolerances and maximum levels of micro-organisms, heavy metals, and mycotoxins in feed ingredients.

Vietnam initially notified this draft Decree as G/SPS/N/VNM/106 to the World Trade Organization (WTO) on May 15, 2019. An addendum G/SPS/N/VNM/106/Add.1 was submitted to WTO on September 18, 2019, to notify the modification of Article 12 of the draft Decree revising the provisions on preventive use of antibiotics in animal feed. Vietnam did not notify the new requirements for a Certificate of Free Sale for imported feed and feed ingredients in either WTO notification. The National Technical Regulations on the maximum limits of undesirable substances in animal feed was notified in 2016 as G/SPS/N/VNM/83 but the revised regulations have not been notified.

**Diagram: Animal Husbandry Law and Guiding Regulations**  
(Updated on March 20, 2020)



On January 21, 2020, the GVN issued Decree 13/2020 guiding the Law on Animal Husbandry. Decree 13 took effect on March 5, 2020 and replaces Decree 39/2017 on Feed Management. This Decree includes seven chapters and 35 Articles as follows:

- Chapter I: General Provisions (Article 1 - 4)
- Chapter II: Livestock Breeds (Article 5 - 8)
- Chapter III: Animal Feed (Article 9 - 20)
- Chapter IV: Conditions on Animal Husbandry (Article 21 - 27)
- Chapter V: Import of Animal Products and Live Animals (Article 28 - 29)
- Chapter VI: Treatment of Livestock Waste (Article 30 - 32)
- Chapter VII: Implementation Provisions (Article 33 - 35)

**Quality Examination for Imported Feed and Feed Ingredients**

Decree 13/2020 renews requirements on import quality examinations for feed and feed ingredients in compliance with Decree 74/2018 guiding the Law on Quality of Goods and Products (Article 18, Item 2). Accordingly, the inspection method has changed from the inspection body's determination to the importers' determination of one of the following methods, based on a conformity assessment with the national technical regulations (NTR) for animal feeds:

- Self-assessment of conformity with technical regulations
- Certification of conformity with technical regulations by registered Certification Bodies
- Certification of conformity with technical regulations by appointed Certification Bodies

Currently, the Department of Livestock Production (DLP) has guided inspection bodies and importers to apply National Technical Regulation 78:2011 Hygiene and Safety Indicators and Maximum Allowable Limits in Animal Feeds (see attachment 1) for assessment of conformity for feed ingredients. However, MARD has issued a new NTR 190:2020 (see attachment 2) on March 9, 2020, to renew tolerances and maximum levels of micro-organisms, heavy metals, and mycotoxins in feed ingredients. These new technical regulations include zero tolerances for *Salmonella* and *E.coli* and maximum levels for heavy metals and mycotoxins. NTR 190:2020 shall replace NTR 78:2011 and take effect from July 1, 2020. Please see GAIN Report VM2020- 0016.

As part of the change in inspection scheme, a Certificate of Free Sale (CFS) or an equivalent document was required in the dossier to register for the quality examination (Article 18, Item 3, Point c of Decree 13/2020). **As of March 20, MARD has suspended this requirement indefinitely.**

Should U.S. exporters have any questions or concerns please contact: [aghamoi@fas.usda.gov](mailto:aghamoi@fas.usda.gov).

### **Import of Animal Product and Live Animals**

Article 29 provides the following provisions on live animals imported for food use:

- Live animals are certified by the competent agency of the country of origin to be used as food,
- No substances that are prohibited in Vietnam are used during the raising and breeding process,
- Comply with the provisions on animal origin and certification prescribed in Clause 1, Article 44 of the Law on Animal Health ([GAIN Report VM5068](#)).

The import of animal products for food and feed uses continues to follow the current regulations in GVN's Decree 15/2018 on Food Safety and Decree 35/2016 detailing the Law on Animal Health (Article 28).

### **Preventive Use of Antibiotics in Animal Feeds**

Decree 13 allows the preventative use of antibiotics in complete compound feeds for livestock and poultry and starch feeds for cattle, in the following circumstances (Article 12, Item 1 and Item 2):

- Pigs weighing up to 25 kg or from birth to 60 days old
- Chickens, ducks, geese or quails from 1 to 21 days old
- Rabbits from birth to 30 days old

- Calves from birth to 6 months old

Decree 13 extends the preventive use of certain antibiotics in animal feed until the end of 2025, but assigns MARD to develop their own lists of antibiotics allowed for preventive use per the following timeline:

- Veterinary drugs containing antibiotics belonging to a particularly important group of antibiotics in human medical treatment according to the recommendations of the World Health Organization (WHO), shall be allowed for use until the end of December 31, 2020.
- Veterinary drugs containing antibiotics belonging to a very important group of antibiotics in human medical treatment according to the recommendations of WHO, shall be allowed for use until the end of December 31, 2021.
- Veterinary drugs containing antibiotics belonging to an important group of antibiotics in human medical treatment according to the recommendations of WHO, shall be allowed for use until the end of December 31, 2022.
- Veterinary drugs containing antibiotics other than those aforementioned, shall be allowed for use until the end of December 31, 2025.

Decree 13/2020 detailing the Animal Husbandry Law is currently available at:

<http://vbpl.vn/tw/Pages/vbpq-van-ban-goc.aspx?dvid=13&ItemID=140558>

**Attachments:**

[20200110 Decree 13-2020 guiding animal husbandry translated.doc](#)

[Technical regulation 78 2011 animal feed translated.docx](#)

[20200309 Circular 04 MARD translated.docx](#)

[Vietnam Issues Safety Technical Regulation on Animal Feed and Feed Ingredients Hanoi Vietnam 03-10-2020.pdf](#)