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Draft GOR Decrees on Distribution of TRQs for 2016

Report Categories:

Trade Policy Monitoring

Poultry and Products

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Dairy and Products

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Report Highlights:

On August 31, 2015, two draft government decrees on the distribution of Russia's 2016 tariff-rate quotas (TRQs) for beef, pork, poultry, and whey were published on the Russian Government website for public review at <http://regulation.gov.ru/>. The draft TRQ allocations and the mechanism of their distribution as established in the draft decrees appear to be consistent with Russia's WTO commitments. The draft decree on the distribution of Russia's 2016 TRQs for beef, pork, and poultry contains a provision that, should Russia's food ban be lifted, country-specific 2016 TRQs for the U.S. and EU with regard to beef and poultry are to be distributed among eligible Russian importers within five working days.

General Information

On August 31, 2015, the following two draft Russian government decrees on the distribution of Russia's 2016 tariff-rate quotas (TRQs) were posted on the Russian Government website for public review at <http://regulation.gov.ru/>:

- [On the Distribution of Volume of Tariff-Rate Quotas for Beef, Pork and Poultry Meat in 2016;](#)
- [On the Distribution of Volume of Tariff-Rate Quota for Whey in 2016.](#)

The draft TRQ allocations and the mechanism of their distribution as established in both draft decrees above appear to be consistent with Russia's WTO commitments.

The draft decree on the distribution of Russia's 2016 TRQs for beef, pork, and poultry contains a new provision compared to a similar decree for the previous year that, should Russia's food ban be lifted, country-specific 2016 TRQs for the U.S. and EU with regard to beef and poultry are to be distributed among eligible Russian importers within five working days.

An unofficial English translation of the above draft documents can be found below.

BEGIN UNOFFICIAL TRANSLATION:

GOVERNMENT OF THE RUSSIAN FEDERATION

DECREE

of _____ 2015 No. _____

**On the Distribution of Volume of Tariff-Rate Quotas
for Beef, Pork and Poultry Meat in 2016**

The Government of the Russian Federation decrees:

1. To approve the distribution of the volumes of the tariff-rate quotas established for 2016 by decision of the Collegium of the Eurasian Economic Commission of August 18, 2015 No. 99 “On Establishment of Tariff-Rate Quotas for Import of Certain Agricultural Goods into the Customs Territory of the Eurasian Economic Union in 2016, as well as Volumes of Tariff-Rate Quotas for Import of these Goods in the Territories of the Eurasian Economic Union Member-States” in respect of fresh or chilled (EAEU HS code 0201) and frozen (EAEU HS code 0202) beef (hereinafter – beef), fresh, chilled or frozen pork (EAEU HS code 0203) (hereinafter – pork), pork trimmings (EAEU HS code 0203 29 550 2, 0203 29 900 2) (hereinafter – pork trimmings), frozen boneless chicken meat (EAEU HS code 0207 14 100 1), frozen bone-in halves or quarters of domestic chicken carcasses and frozen bone-in chicken legs and cuts thereof (EAEU HS codes 0207 14 200 1 and 0207 14 600 1), frozen boneless turkey meat and frozen cuts of bone-in turkey (EAEU HS codes 0207 27 100 1, 0207 27 300 1, 0207 27 400 1, 0207 27 600 1, and 0207 27 700 1), meat and edible byproducts of poultry under heading 0105, fresh, chilled, or frozen not specified above (EAEU HS code 0207 except for codes 0207 14 100 1, 0207 14 200 1, 0207 14 600 1, 0207 27 100 1, 0207 27 300 1, 0207 27 400 1, 0207 27 600 1, and 0207 27 700 1) (hereinafter – poultry cuts), among exporting countries according to the annex.

2. The Ministry of Economic Development of the Russian Federation:

a) shall distribute:

by December 15, 2015 - 25 percent of the volume of the tariff-rate quotas established for Costa-Rica and other countries and specified in the annex to this decree among foreign trade participants that imported beef, pork and poultry meat (EAEU HS code 0207) (hereinafter - poultry) into the territory of the Russian Federation in 2015 in accordance with the customs procedure of release for domestic consumption proportionally to the volume of beef, pork and poultry, imported between January 1, 2013, through September 30, 2015, under the customs regime of release for domestic consumption, except for beef, pork and poultry originating and imported from the CIS member-states, as well as beef, classified in accordance with the EAEU HS codes under the following sub-subheadings: 0201 10 000 2, 0201 10 000 3, 0201 20 200 2, 0201 20 200 3, 0201 20 300 2, 0201 20 300 3, 0201 20 500 2, 0201 20 500 3, 0201 20 900 2, 0201 20 900 3, 0201 30 000 5, 0201 30 000 6, 0202 10 000 2, 0202 10 000 3, 0202 20 100 2, 0202 20 100 3, 0202 20 300 2, 0202 20 300 3, 0202 20 500 2, 0202 20 500 3, 0202 20 900 2,

0202 20 900 3, 0202 30 100 5, 0202 30 100 6, 0202 30 500 5, 0202 30 500 6, 0202 30 900 5, 0202 30 900 6;

by April 15, 2016 - 100 percent of the volume of the tariff-rate quotas established for Costa-Rica and other countries and specified in the annex to this decree, after deduction of the volume of products distributed in accordance with the second paragraph of this item, among foreign trade participants that imported beef, pork and poultry meat into the territory of the Russian Federation in 2015 in accordance with the customs procedure of release for domestic consumption proportionally to the volume of beef, pork and poultry, imported in 2013 – 2015 under the customs regime of release for domestic consumption, except beef, pork and poultry originating and imported from the CIS member-states, as well as beef, classified in accordance with the EAEU HS codes 0201 10 000 2, 0201 10 000 3, 0201 20 200 2, 0201 20 200 3, 0201 20 300 2, 0201 20 300 3, 0201 20 500 2, 0201 20 500 3, 0201 20 900 2, 0201 20 900 3, 0201 30 000 5, 0201 30 000 6, 0202 10 000 2, 0202 10 000 3, 0202 20 100 2, 0202 20 100 3, 0202 20 300 2, 0202 20 300 3, 0202 20 500 2, 0202 20 500 3, 0202 20 900 2, 0202 20 900 3, 0202 30 100 5, 0202 30 100 6, 0202 30 500 5, 0202 30 500 6, 0202 30 900 5, 0202 30 900 6;

within 5 working days after a decision is taken with regard to goods (any of the goods), which are subject to tariff-rate quotas, to cancel the application of the special economic measures established by Decree of the President of the Russian Federation No. 560 of August 6, 2014, “On the application of special economic measures in order to ensure security of the Russian Federation and Decree of the Government of the Russian Federation No. 778 of August 7, 2014 “On the measures for implementation of Decree of the President of the Russian Federation No. 560 of August 6, 2014, “On the application of special economic measures in order to ensure security of the Russian Federation” (hereinafter – special economic measures) – 100 percent of the volume of tariff-rate quotas established for the United States of America and for the European Union for goods (any of the goods) for which the application of the special economic measures has been cancelled, and established by the annex to the present decree, among foreign trade participants that imported beef and poultry meat into the territory of the Russian Federation in 2015 in accordance with the customs procedure of release for domestic consumption proportionally to the volume of beef and poultry, imported in 2013 – 2015 under the customs regime of release for domestic consumption, except beef and poultry originating and imported from the CIS member-states, as well as beef, classified in accordance with the EAEU HS codes 0201 10 000 2, 0201 10 000 3, 0201 20 200 2, 0201 20 200 3, 0201 20 300 2, 0201 20 300 3, 0201 20 500 2, 0201 20 500 3, 0201 20 900 2, 0201 20 900 3, 0201 30 000 5, 0201 30 000 6, 0202 10 000 2, 0202 10 000 3, 0202 20 100 2, 0202 20 100 3, 0202 20 300 2, 0202 20 300 3, 0202 20 500 2, 0202 20 500 3, 0202 20 900 2, 0202 20 900 3, 0202 30 100 5, 0202 30 100 6, 0202 30 500 5, 0202 30 500 6, 0202 30 900 5, 0202 30 900 6;

b) shall determine the procedure for calculating the volume of the tariff-rate quotas specified in the annex to this decree for their distribution among foreign trade participants;

c) shall submit to the Ministry of Industry and Trade of the Russian Federation the data on the volumes of beef, pork, pork trimmings, and poultry cuts distributed among foreign trade participants in accordance with subparagraph “a” of this item.

3. The Ministry of Industry and Trade of the Russian Federation from December 21, 2015 through December 31, 2016, shall issue licenses to foreign trade participants for the import of beef,

pork, pork trimmings, and poultry cuts within the limits of the volumes of the tariff-rate quotas distributed according to item 2 of this decree.

4. A decision on the issuance of licenses for the import of beef, pork, pork trimmings, and poultry cuts or refusal to issue a license shall be taken by the Ministry of Industry and Trade of the Russian Federation within 5 working days from the date after a foreign trade participant's application is filed in the prescribed manner.

The period of validity of these licenses is established from January 1 through December 31, 2016.

5. The Federal Customs Service shall submit to the Ministry of Economic Development:

a) prior to March 1, 2016 – a list of foreign trade participants, which imported beef, pork or poultry in accordance with the customs procedure of release for domestic consumption from January 1 to December 31, 2015, except beef, pork or poultry originating and imported from the CIS member-states;

b) starting from January 2016, no later than 39 calendar days from the end of each reporting month - data on the volumes of beef, pork or poultry imported into the territory of the Russian Federation in the reporting month;

c) until November 10, 2016 – a list of foreign trade participants, which imported beef, pork or poultry in accordance with the customs procedure of release for domestic consumption from January 1 to September 30, 2016, except beef, pork or poultry originating and imported from the CIS member-states;

Chairman of the Government
of the Russian Federation

D. Medvedev

ANNEX
to Decree of the Government
of the Russian Federation
of _____ 2015 No. _____

Distribution
of the tariff-rate quota volumes established for 2016 by decision of the Collegium of the Eurasian
Economic Commission No. 99 of August 18, 2015, with regard to beef, pork and poultry among
exporting countries

(1,000MT)

	Description of Goods	TRQ volume
1.	Meat of bovine animals, fresh or chilled (EAEU HS Code 0201) – total	40
	including:	
	European Union	29
	Other countries	11
2.	Meat of bovine animals, frozen (EAEU HS Code 0202) – total	530
	including:	
	European Union	60
	USA	60
	Costa-Rica	3
	Other countries	407
3.	Pork, fresh, chilled, and frozen (EAEU HS 0203) – all countries	400
4.	Pork trimmings (EAEU HS 0203 29 550 2 and 0203 29 900 2)* – all countries	30
5.	Meat and edible byproducts of poultry under heading 0105, fresh, chilled, or frozen (EAEU HS Code 0207) – total,	364**
	including:	
	Frozen deboned chicken meat (EAEU HS Code 0207 14 100 1) – total	100
	including:	
	European Union	80
	Other countries	20
	Frozen bone-in chicken halves or quarters and frozen bone-in chicken legs and cuts thereof (EAEU HS Codes 0207 14 200 1 and 0207 14 600 1) – all countries	250

	frozen deboned turkey meat, frozen cuts of bone-in turkey (EAEU HS codes 0207 27 100 1, 0207 27 300 1, 0207 27 400 1, 0207 27 600 1, 0207 27 700 1) – all countries	14
	Meat and edible byproducts of poultry under heading 0105, fresh, chilled, or frozen, not specified above (EAEU HS Code 0207 except codes 0207 14 100 1, 0207 14 200 1, 0207 14 600 1, 0207 27 100 1, 0207 27 300 1, 0207 27 400 1, 0207 27 600 1, 0207 27 700 1) – all countries	0

* Pork trimmings can be imported both as part of the tariff-rate quota established for pork trimmings and the tariff-rate quota established for pork

** This volume is allocated with regard to certain types of meat and edible byproducts of poultry imported into the Russian Federation in accordance with the commodity structure and within the scope specified in the lines below.

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BEGIN UNOFFICIAL TRANSLATION:

GOVERNMENT OF THE RUSSIAN FEDERATION

DECREE

of _____ 2015 No. _____

MOSCOW

On the Distribution of Volume of Tariff-Rate Quota for Whey in 2016

The Government of the Russian Federation decrees:

1. The Ministry of Economic Development of the Russian Federation:

a) shall distribute by December 15, 2015, the volume of the tariff-rate quota established for 2016 decision of the Collegium of the Eurasian Economic Commission of August 18, 2015 No. 99 “On Establishment of Tariff-Rate Quotas for Import of Certain Agricultural Goods into the Customs Territory of the Eurasian Economic Union in 2016, as well as Volumes of Tariff-Rate Quotas for Import of these Goods in the Territories of the Eurasian Economic Union Member-States” in respect of certain types of whey and modified whey, in powder, granules, or other solid forms, not containing sugar or other sweetening matter (hereinafter - whey) (EAEU HS codes 0404 10 120 1 and 0404 10 160 1) among foreign trade participants that imported whey (EAEU HS codes 0404 10 120 1 and 0404 10 160 1) into the territory of the Russian Federation from September 1, 2012, through September 30, 2015, under the customs regime of release for domestic consumption, proportionally to the volume of whey (EAEU HS codes 0404 10 120 1 and 0404 10 160 1) imported from September 1, 2012, through September 30, 2015, under the customs regime of release for domestic consumption, except for whey (EAEU HS codes 0404 10 120 1 and 0404 10 160 1) originating and imported from the CIS member-states;

b) shall determine the procedure for calculating the volume of the tariff-rate quota established for whey (EAEU HS codes 0404 10 120 1 and 0404 10 160 1) by decision of the Collegium of the Eurasian Economic Commission of August 18, 2015 No. 99 “On Establishment of Tariff-Rate Quotas for Import of Certain Agricultural Goods into the Customs Territory of the Eurasian Economic Union in 2016, as well as Volumes of Tariff-Rate Quotas for Import of these Goods in the Territories of the Eurasian Economic Union Member-States” for their distribution among foreign trade participants;

c) shall submit to the Ministry of Industry and Trade of the Russian Federation the data on the volume of whey (EAEU HS codes 0404 10 120 1 and 0404 10 160 1) distributed among foreign trade participants in accordance with subparagraph “a” of this item.

2. The Ministry of Industry and Trade of the Russian Federation from December 21, 2015 through December 31, 2016, shall issue licenses to foreign trade participants for the import of whey

(EAEU HS codes 0404 10 120 1 and 0404 10 160 1) within the limits of the volume of the tariff-rate quota distributed according to item 1 of this decree.

3. A decision on the issuance of licenses for the import of whey (EAEU HS codes 0404 10 120 1 and 0404 10 160 1) or refusal to issue a license shall be taken by the Ministry of Industry and Trade of the Russian Federation within 15 working days from the date after a foreign trade participant's application is filed in the prescribed manner.

The period of validity of these licenses is established from January 1 through December 31, 2016.

4. The Federal Customs Service shall submit to the Ministry of Economic Development:

a) starting from January 2016, no later than 39 days from the end of each reporting month - data on the volumes of whey (EAEU HS codes 0404 10 120 1 and 0404 10 160 1) imported into the territory of the Russian Federation in the reporting month;

b) until November 10, 2016 – a list of foreign trade participants, which imported whey (EAEU HS codes 0404 10 120 1 and 0404 10 160 1) in accordance with the customs procedure of release for domestic consumption from September 1, 2013, through September 30, 2016, except for whey (EAEU HS codes 0404 10 120 1 and 0404 10 160 1) originating and imported from the CIS member-states;

Chairman of the Government
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D. Medvedev

END UNOFFICIAL TRANSLATION.