

## <Korea Feed Ingredients Association-Public Announcement 2012-20>

### © Korea Feed Ingredients Association Public Announcement No.2012-20

In accordance with the *Agro-Fisheries Product Tariff Rate Quota Recommendation and Import Management Guideline Pursuant to the Free Trade Agreement Between the Republic of Korea and the United States of America* (Ministry for Food, Agriculture, Forestry and Fisheries Public Notice No.2012-302), the Korea Feed Ingredients Association hereby announces the Detailed Guideline on Import License Allocation and Recommendation of Tariff Rate Quotas for supplemental feeds.

December 26, 2012

Chairman of Korea Feed Ingredients Association

### **Detailed Guideline on Import License Allocation and Recommendation of Tariff Rate Quotas Under the Korea-US FTA**

#### **Article 1 (Product for Allocation and Recommendation)**

The product for tariff rate quota (TRQ) allocation and recommendation for applying FTA duty under this Detailed Guideline is described below.

HS NO.	Product	TRQ Quantity	Country of Origin	Applied Tariff Rate	Applicable Period
2309.90.2010 2020 2099 9000	Supplemental Feeds	5,065 tons	United States of America	0%	Jan. 1, 2013 ~ Dec. 31, 2013

## **Article 2 (Persons Eligible for Allocation and Recommendation)**

The persons eligible for TRQ product recommendation in accordance with this Guideline shall be “feed producers and feed importers.”

## **Article 3 (Application Period and Guidelines)**

- ① Applicants as described in Article 2 shall submit applications for allocation of anticipated import quantity for year 2013 (Year 2) during the period from January 1, 2013 to January 10, 2013 using the form in Annex Form1.
- ② When submitting the application pursuant to Paragraph ① above, the applicant must include information on most recent past two-year U.S. import performance (supplemental feeds) and quantity requested for allocation.

## **Article 4 (Allocation Method and Procedures)**

- ① The quantity allocated to applicants shall be within the quota allocated to KFA as determined by the Minister of Food, Agriculture, Forestry and Fisheries.
- ② 80% of the quantity allocated to KFIA shall be given priority in allocating to applicants, and 20% shall be allocated and recommended, on a first-come first-served basis, to newly applying importers and importers who have used in full the previously allocated quantity and request additional allocations. Notwithstanding, the allocated and recommended quantity cannot exceed 100 metric tons for each importer.
- ③ Past two-year U.S. import performance of the product concerned shall be given a weight of 90% and the quantity requested described in Article 3 a weight of 10%.  
Notwithstanding, for the quantity requested, the volume that will be recognized will be a maximum of twice the import volume of the previous year. For newly applying importers, feed import plan shall be taken into consideration in determining allocations.
- ④ In the event returned or unused quantities from among the allocated volume occur during the quota year, such quantities shall be allocated to requesting importers on a first-come first-served basis.
- ⑤ For newly applying importers with no previous import record, their feed import plan shall be taken into account in the allocation process.

## **Article 5 (Validity Period of a Recommendation)**

The validity period of a Recommendation shall be ninety (90) days from the date of issue and shall not extend beyond December 31<sup>st</sup> of the quota year.

## **Article 6 (Required Documents for Recommendation)**

Persons who wish to apply for a Korea-US FTA TRQ Recommendation are

required to submit the documents described in each of the following subparagraphs:

1. One copy of *Application Form for Korea-US FTA Tariff Rate Quota Recommendation*,
2. One copy of commercial invoice,
3. One copy of bill of lading,
4. One copy of packing list,
5. One copy of document certifying country of origin,
6. One copy of import agent service contract (if using import agent), and
7. One copy of product usage plan

### **Article 7 (Obligations)**

① All persons who are allocated import licenses for Korea-US FTA tariff rate quotas must comply with and implement the Ministry for Food, Agriculture, Forestry and Fisheries Public Notice No. 2012-302 (revised Dec. 18, 2012) on *Agro-fisheries Product Tariff Rate Quota Recommendation and Import Management Guideline Pursuant to the Free Trade Agreement Between the Republic of Korea and the United States of America*.

② In the event an importer anticipates that a certain quantity out of the allocation will not be imported during the quota year, the importer must return such unused quantity at least six months prior to the TRQ expiry date. In addition, if 5% or more of the allocated quantity remains not imported or if the return requirements are not complied with, the importer will be excluded from the allocation process the following year or be subject to a reduction in allocated quantity.

## Addendum

### **Article 1 (Date of Enforcement)**

This Guideline shall be enforced starting January 1, 2013.

### **Article 2 (Public Announcement)**

Public announcement of this Guideline shall be posted on the website of Korea Feed Ingredients Association ([www.kfeedia.org](http://www.kfeedia.org)).

<Annex Form 1>

<b>Application Form for Korea-US FTA TRQ Allocation For Year 2</b>
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(Unit: tons)

Product (HS NO.)	Past Two-year Import Performance	Quantity Requested	Remarks
2309.90.2010 2020 2099 9000			

- ※ ◦ If the import record from the past two-years is not provided, then the KFIA will look at the record for the recommendation that our association made for the company and that amount shall apply.
- For the quantity requested, the amount that will be recognized will be a maximum of twice the import volume of the previous year.

**I hereby request TRQ allocation.**

**mm.dd.year**

**Name of Company:**

**Representative:**

**(seal)**

Staff in charge	Telephone No.

