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Country Report

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Report Highlights:

This report outlines the most important information that importers and exporters need to pay attention to when managing food and agricultural trade with Mozambique. It contains information from the government authorities who oversee the importation of food commodities and agricultural inputs, including the Ministries of Agriculture and Rural Development, Trade and Industry, Economy and Finance, and Health, as well as subordinated agencies of these institutions. The report summarizes Mozambique's general food laws, regulatory authorities, major import/export procedures, food and packaging/labeling regulations, registration measures, and other trade facilitation measures.

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This report was prepared by the USDA Foreign Agricultural Services in Maputo, Mozambique, for U.S. exporters of domestic food and agricultural products. While every possible care was taken in the 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 customers, who are normally best equipped to research such matters with local authorities, before any products are shipped. Final import approval of any product is subject to the importing country's rules and regulations as interpreted by border officials at the time of product entry.

All the sections of this report have been updated based on recent regulation amendments, updated website links, and to comply with the updated FAS reporting instructions. The report includes an assessment of laws and requirements for food and agricultural products imported into Mozambique.

Executive Summary

Mozambique is currently a net importer of agricultural products and relies heavily on South Africa, Europe, China, India, and the United States for much of its food and other agricultural import needs. Major U.S. exports include wheat, soybean oil, and poultry meat and products (excluding eggs). U.S. imports from Mozambique include tree nuts, raw beet and cane sugar, and tobacco.

Despite low average tariffs and relatively stable and predictable formal trade regulations, Mozambique's inefficient customs procedures hinder trade. The United States concluded a Trade and Investment Framework Agreement (TIFA) with Mozambique in 2005. The latest TIFA meeting was held in January 2012. Mozambique was a signatory of the Continental Africa Free Trade Area (CFTA) at the African Union's March 2018 Summit in Kigali but has yet to ratify the agreement. Mozambique is a member of the World Trade Organization (WTO) and the Southern African Development Community (SADC).

Information on various sectors of the Mozambican market is available in reports published via the Global Agricultural Information Network (GAIN) on the website of the <u>USDA Foreign Agricultural Service</u>.

Country Overview

In April 2020, Mozambique created the External Trade Portal site (http://portalcomercioexterno.gov.mz/pt), where importers and exporters may obtain useful information regarding trade with Mozambique. The portal contains info from different government and non-government institutions that support trade. Information in this portal includes import, export, and transit procedures, including required forms, import taxes, and preferential markets agreements.

The Mozambique Minister of Trade and Industry called the trade portal "a key public instrument for both the government and private sector that is in line with transparency and information access in general. The portal will be useful for legislators and policymakers, who will identify the complexity of actual procedures applied to imported goods and suggest reforms." The portal eases access to information related to import and export procedures and can help reduce the time spent locating relevant trade information.

Section I: Food Laws

Mozambique requires companies associated with the food value chain to ensure that food safety management processes are implemented to reduce consumer health risks. While the Ministry of

Agriculture and Rural Development is primarily responsible for domestic food regulations, the Ministry of Trade and Industry (MIC) is responsible for implementing import regulations. The MIC delegates many of the responsibilities associated with food imports to the National Institute for Normalization and Quality (known by the Portuguese acronym INNOQ). INNOQ is a public institute with a national scope and is supervised by the Ministry of Industry and Commerce. The fundamental objective of this organization is to implement the National Quality Policy, which ensures that standardization, methodologies, certifications, and quality management activities for agriculture and food products are implemented. Information on the responsibilities of the abovementioned government agencies is available in the table below.

Table 1: Mozambican Authorities Regulating Food Imports

Ministry/Agency	Department/Directora	Key responsibilities
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Ministry of Agriculture and Rural Development	Veterinary Services Department (DNV)	 Formulate policy and manage risks in the import and export of animals and animal products Issue licenses to import animals and animal products
Ministry of Agriculture and Rural Development	National Seed Service (SNS)	 Formulate policy and manage risks in the import and export of seeds Issue licenses to import planting seeds
Ministry of Agriculture and Rural Development	National Directorate of Agriculture and Forestry Services	 Formulate policy and manage risks in the import and export of vegetable products (plants and their derivatives) for food, ornamentation, processing, and/or propagation Issue licenses to import plants and plant products
Ministry of Agriculture and Rural Development	Codex Alimentarius Office	National contact point for the Codex Alimentarius National Commission along with the Ministry of Commerce
Ministry of Trade and Industry	Multiple Departments	 Coordinate interagency formulation and implementation of trade policy Manage all commercial activities, including issuing import licenses for agriculture, food, and non-food products Ensure the implementation of SPS measures Develop and implement quality-control standards Ensure compliance with obligations under the WTO and other international trade organizations
National Institute for Normalization and Quality (INNOQ)	Multiple Departments	 Responsible for overall standards in Mozambique Announce notifications presented by WTO members Notifies WTO on Mozambican trade regulations Analyze trade barriers

Sources: Ministry of Agriculture and Rural Development, Ministry of Trade and Industry, and INNOQ

Section II: Labeling Requirements

Mozambique requires "formal labeling tests" aimed at ensuring labeling compliance with government standards, including information on the product name, product identification, physical address of the producer, net quantity in legal unities and alphanumeric sizes (NM 15). Labeling requirements for foodstuffs are developed by INNOQ. The agency can conduct labeling tests at request of importers or the National Economic Activities Directorate (INAE). Additional information (in Portuguese) regarding labeling requirements can be found here: http://www.innoq.gov.mz/por/INNOQ2.

The Decree-Law 2/2010, of December 31, 2010, established measurement rules and specifies that all the information on the labels of any pre-measured product sold in the country must be in Portuguese. Pre-packaged foodstuffs with labels in foreign languages must also contain translations into Portuguese. Perishable pre-packaged food must contain instructions for its storage, use, date of manufacture, and expiration date. Any specific names on the label needs to be accompanied by the corresponding common name. The Ministry of Health can indicate and publish the list of foodstuffs that do not need to indicate the date of manufacture and or period of validity. Perishable pre-packaged food shall contain on its label, the instructions for storage, use, date of manufacture and expire date. Fortified foodstuffs must contain information regarding their chemical composition and must bear the fortification seal. The labelling of fortified foodstuffs shall be in accordance with the provisions of the NM 15 for the General Requirements for Labelling of Pre-packaged Products and NM 80 for Tolerance Allowed for Pre-Measured Products.

The label and any changes it may incur will need to be discussed with the Ministry of Health and submitted to INNOQ for approval. The labels of packaged foods and beverages must show the following information in legible characters in Portuguese:

- Name or brand of the product
- Name or business name of the producer
- The headquarters of the producing company
- Production facilities
- Nutritional content
- Ingredient list in descending order of quantities present, by weight or volume
- Additive list
- Net weight contained in the package
- Identification of "artificial colors" in the case of foodstuffs subject to dying or any treatment
- Date of manufacture
- Period of validity for human consumption
- Lot number

Alcohol

All alcohol labels need to be in Portuguese and have required product information, including a list of ingredients and a warning on the health effects of alcohol abuse. Pre-measured foods and beverages with labeling problems may be subject to sanctioning. This measure is aimed at bringing commerce in line with legislation and minimizing public health problems. Alcohol for consumption must have the

following phrase clearly written in capital letters on all labels: "The sale and consumption of alcoholic beverages to persons under 18 years of age is prohibited." All warning messages on container labels for alcoholic beverages shall be broad, clear, legible and in capital letters, and state the alcoholic content of the drink.

Section III: Packaging and Container Regulations

Packages for pre-measured products must contain clear and explicit information on the quantity expressed in legal units of measure. Products that are pre-measured in units of mass shall indicate the net quantity, excluding the weight of the packaging. The inclusion of any product other than the product for which the package was intended is not permitted. There is a broad array of legislation pertaining to the marking, labeling, and packaging of products classified in foodstuffs, alcohol and cigarettes, and general/non-foodstuffs, each of them with their respective regulatory decrees.

Section IV: Food Additive Regulations

Mozambique's food legislation is enforced by the Ministry of Health and includes guidance on food additives (Decree 100/87), pesticide regulations (Decree 88/87), policies for imported foods (Decree 80/87), food hygiene, and more. Decree 9/2016 (in Portuguese) establishes regulations governing processed food fortification, industrial micronutrients, the importation of processed foods, as well as sanctions applied for violators.

The Ministry of Agriculture and Food Security, the Ministry of Health, and the Ministry of Trade and Industry share responsibility for regulations pertaining to food additives and they are guided by International Codex Alimentarius standards. Codex maximum residue limits (MRLs) are recognized and accepted for imported foodstuffs in Mozambique, and INNOQ has enforcement responsibility.

Section V: Pesticides and Other Contaminants

Decree 45/2004, implemented on September 29, 2004, outlines the scope of regulations for pesticides and contaminants throughout production, packaging, labelling, and storage. Pesticides must be registered through Agri-Chemical Registration Board (known by the Portuguese acronym RRCA).

Decree 153/2002, implemented on September 11, 2002, creates the administrative regime for pesticides registration, defines technical guidance, and clarifies the role of different official entities that regulate pesticides in Mozambique. Pesticide registration follows universal rules in relation to product identification, including the manufacturer and the authorized seller, and the product's physical characteristics (chemical, toxicological, environmental, and agronomical). Through the registration, precautions are defined to explain the following: defense of applicants, consumers, and the environment, as well as application indicators. Pesticide registration can only be done by companies that are legally established in Mozambique and with authorization by the Ministries of Industry and Trade, Agriculture and Rural Development, Land and Environment, and Health.

Section VI: Other Requirements, Regulations, and Registration Measures

Relevant documentation includes importer/exporter form and exporter/importer card. Importers must be licensed by the Ministry of Trade and Industry. No import taxes, aside from tariffs and Value-Added Tax (VAT), are imposed, except on sugar and some luxury items. Pre-shipment inspections are mandatory for all imported products. All food and animal and plant products entering the country are subject to registration with local authorities. Depending on the type of each product, different bodies may be consulted, as per the appendixes below. Sanitary and phytosanitary requirements exist in legislation for the importation of foodstuffs and plant materials but are rarely enforced in practice.

The Ministry of Agriculture and Rural Development requires that the importation of any kind of plant and animal product be approved by the respective National Directorates of Agriculture, Forests, and Veterinary Services (Decree34/2016, of August 24, 2016). U.S. facilities are required to be registered and certified with INNOQ and INAE.

Decree 49/2004, implemented on November 17, 2004, regulates the general process to register production facilities. The exporter must provide the name, age, nationality, place of birth, residence, ID number, date, and place of issue, if the producer is a private individual. If the producer is a company, the exporter needs to provide the official business name, public registration details, full address, and the full name of its representative. Once issued, the registration lasts for one year for individual importers/exporters (counted from the date of issue of the respective card) or five years for private companies.

Subject to audits/inspections, the major documents required are:

- Request for commercial activities registration
- Plan of the facilities for commercial activity
- Public registration of the social pact published in the Republic Bulletin
- Rental contract of the facility
- Proof of fiscal registration obtained from the Ministry of Economy and Finance

The "Documento Unico Certificado" (DUC) is a single document containing all the necessary information for customs and other stakeholders in the import process. In 2014, further progress in import procedures was made by the introduction of the electronic single-window system, called "Janela Única Electrónica" (JUE), including not only trade information but also is the interface for financial control to clearance agents, sellers, buyers, and customs. There exists a so-called 'positive list' of products that require pre-shipment inspection (PSI). See Section IX for more details.

Besides customs duties, imported products are subject to a VAT and the Specific Consumption Tax (Imposto sobre Consumos Específicos - ICE). The VAT is a uniform rate set at 17 percent, whereas ICE is between 15 percent and 75 percent applied to different product subgroups. To protect some of the domestic agricultural production some products are zero-rated: cornmeal, rice, bread, powdered milk for nursing mothers, wheat and wheat flour, tomatoes, horse mackerel, animal feed rations, and sugar cane production inputs.

Section VII: Other Specific Standards

In 2016, Mozambique launched <u>Decree 9/2016</u>, which created the Regulation for Food Fortification with Industrially Processed Micronutrients. This regulation provides rules for implementing the mandatory addition of micronutrients in food produced, marketed, and imported in accordance with Mozambican standards. The decree introduced mandatory fortification of wheat flour and corn meal (with iron, folic acid, zinc, and vitaminB12), cooking oil and sugar (with Vitamin A), and salt (with iodine), following legislation designated to combat malnutrition. Flour may optionally be fortified with vitamin A, thiamine, riboflavin, niacin, and vitamin B6. Additional details available <u>here</u>. Economic operators who import, produce, or sell fortified foods must comply with the rules on fortification, labelling, and use. Offences and penalties for illegal activities are specified in the text.

Mozambique also follows and implements international food safety management standards (ISO) for vitamin-enrichment requirements; dietetic or special-use foods; halal and kosher certification; and food sanitation laws and guidelines.

Section VIII: Trademarks, Brand Names, and Intellectual Property Rights

The Mozambique Industrial Property Institute (IPI) regulates and implements the country's copyright and trademark laws through Decree 1/2018, enacted on May 4, 2018, superseding the 2005 Commercial Code. The decree establishes the special regimes of copyright and mandatory obligations related to industrial property, invention copyrights, utility models, and trademark registration for industrial designs, logos, commercial names, denomination of origin, geographic indications, etc. Industrial property covers all market, services, agricultural, forestry, fishery, food, construction, and extractive industries.

Mozambique is part of the International Union for Industrial Property Protection, per the Paris Convention of March 20, 1883. More details can be found at www.ipi.gov.mz.

Section IX: Import Procedures

Mozambique is a member of the World Customs Organization and complies with the harmonized customs system. Documents required to import in Mozambique include:

- 1. Import license
- 2. Commercial invoice
- 3. Packing list
- 4. Bill of Entry
- 5. Certificate of Origin
- 6. Transport Documentation (road manifest, AWB or Bill of Lading).
- 7. Cargo Release Order
- 8. Delivery Order
- 9. Inspection Report
- 10. Payment Receipts

No import taxes, aside from tariffs and VAT, are imposed, except on sugar and some luxury items.

All importers must be licensed by the National Directorate of Trade, which is part of the Ministry of Trade and Industry. Registration is straightforward and has not been used as a trade barrier.

There are no specific procedures for sample shipments, and they require the same set of documents as a normal shipment. The value of goods should appear on the commercial invoice indicating "for customs clearance purpose only" on the invoice. Zero value invoices are not acceptable. Pre-shipment inspections are mandatory for all imports.

Sanitary and phytosanitary requirements exist in legislation for the importation of foodstuffs and plant materials but are rarely enforced in practice. Special import permits, and licenses are necessary for pharmaceuticals, firearms, munitions, and explosives. The importation of live animals (other than domestic pets) requires veterinary certificates.

Regulated goods (known as the "positive list") are subject to compulsory Pre-Shipment Inspection (PSI) in the country of export before they are allowed to enter Mozambique. Goods on the positive list must comply with import regulations and must be accompanied by a Documento Unico Certificado (DUC). Where the tariff code is indicated, all goods contained there are subject to PSI.

Table 2: Positive List

Chapter & Tariff Code Position	Exclusion from PSI
Chapter 2 PP 02.07.12; 02.07.14; 02.07.25;	None
02.07.27; 02.07.33; 02.07.36. – Frozen meat	
and edible parts of poultry 01.05	
Chapter 11 PP 11.02 - Flour	Quantities up to 20 kgs
Chapter 15 PP 15.07; 15.08; 15.11; 15.12;	Quantities up to 20 liters
15.13; 15.15 – Cooking Oil	
Chapter 25 PP 25.23 - Cement	Quantities up to 100 kgs
Chapter 28 Chemical products	None
Chapter 29 Chemical products	None
Chapter 30 Pharmaceutical products under HS	Quantities for personal use
codes: 30.01; 30.02; 30.03; 30.04; 30.05 and	
30.06	
Chapter 36 PP 36.05 – matches	None
Chapter 40 PP 40.11; 40.12 – New tires and	Quantities up to 5 tires
used tires	
Chapter 87 Vehicles - 87.01, 87.05, 87.11	New vehicles that have never been registered
	in the country of manufacture

Source: Mozambique Revenue Authority

Agricultural products associated with the positive list cover the following categories:

- Food and live animals
- Meat and meat preparations.
- Dairy products and bird eggs
- Fish, crustaceans, mollusks, and preparations thereof
- Cereals and cereal preparations

- Vegetables and fruits
- Sugar, sugar preparations, and honey
- Coffee, tea, cocoa, spices, and manufactures thereof
- Feedstuff for animals (excluding unmilled cereals)
- Miscellaneous edible products and preparations

Additional import requirements and details can be obtained through government official channels on appendix I below.

Table 3: Prohibited Imports

	ole 5.11 ombited imports
1	Counterfeit merchandise, books and works of art
2	Objects, photographs, albums, recordings or images and film of a pornographic nature or other
	materials that are judged offensive to the public
3	Medication and food products harmful to public health
4	Food products that are harmful to public health that cannot be used for other purposes, like
	animal feed, or compost.
5	Distilled alcoholic drinks that contain essences or chemical products recognized as harmful such
	as: Aldeido Benzoico, Badia, Eteres silicitos, Hissopo e Tulinana
6	Hallucinatory and psychiatric substances (recreational/Illegal drugs), except when imported for
	hospital use
7	Certain gases as specified below: - Chlorofluorocarbons (CFCs) - Halogens (Halon 1211, Halon
	1301 and Halon 2402) - Carbon Tetrachloride of Carbon (CCL4) - Other substances banned as
	per the Montreal Protocol as regards substances that destroy the ozone layer as ratified by
	Resolution No. 8/93 of the 8th December
8	Vehicles where the driver is sitting on the left-hand side that are used for commercial purposes.
	'Commercial purposes' has been defined as: - sale or resale to third parties - use in transport
	which generates income - use in support of income

Source: Mozambique Revenue Authority

Section X: Trade Facilitation

Two multilateral agreements establish Mozambican best practices on trade facilitation: the Revised Kyoto Convention of the World Revenue Organization, which the country adhered to in 2012, and the WTO Trade Facilitation Agreement, which Mozambique ratified in 2016.

Mozambique uses the electronic revenue platform added to the Electronic Single Window (JUE), which aims to accelerate evaluations for imported goods. More information available here.

The imported goods database, called "eValuator," facilitates trade by reducing time spent in disputes on the value of goods.

All procedures established by import and export modules are in line with best international practices. The declaration processes of import/export, followed by payments, subsequent verification, and risk management are normalized and supported by best practices of the World Revenue Organization, as well as the required documentation. The average release time is 24 hours, with delays that vary from 24 to 48 hours, depending on mode of transport (sea, air, or land).

Appendix I: Government Regulatory Key Agency Contacts

Ministry of Trade and Industry (MIC)

Av. Praça 25 de Junho, 300 Maputo - Mozambique Tel: +258 21343500

Fax: +258 21352669 E-mail: mic.@gov.mz

http://portalcomercioexterno.gov.mz/pt/ministry-of-industry-and-commerce

Ministry of Agriculture and Rural Development (MADER)

Praça dos Heróis Moçambicanos

Maputo - Mozambique

Tel: +258 21468200 +258 0000000

Fax: +258 214874121

E-mail: geral@agricultura.gov.mz

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National Institute for Normalization and Quality (INNOQ)

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http://www.innoq.gov.mz/por/INNOQ2

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Maputo - Mozambique

www.ipi.gov.mz

Mozambique Revenue Authority

http://www.at.gov.mz/Tabelas-de-Requisitos/Importador-Exportador

http://www.at.gov.mz/por/Media/Files/Importacao-de-Carga-Geral

http://www.at.gov.mz/por/Media/Files-1/Importacao-Pre-Embarque/Lista-Positiva

http://www.at.gov.mz/por/Perguntas-Frequentes2/Procedimento-de-Importação-e-Exportação

http://www.fao.org/fao-who-codexalimentarius/about-

codex/members/detail/faolex/en/?country iso3=MOZ

Appendix II: Other Import Specialist Technical Contacts

Office of the Agricultural Affairs (FAS Maputo)

U.S. Embassy Maputo Av. Kenneth Kaunda, 193

Tel: (+258) 21492797 ext. 3016 E-mail: <u>Almeida.Zacarias@usda.gov</u>

Office of the Agricultural Affairs (FAS Pretoria)

U.S. Embassy Pretoria 877 Pretorius Street Pretoria, South Africa 0001

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Animal and Plant Health Inspection Service (APHIS)

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Attachments:

No Attachments