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# **Report Name:** Food and Agricultural Import Regulations and Standards **Country Report**

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**Prepared By:** Almeida Zacarias and Katie Woody

Approved By: Ali Abdi

# **Report Highlights:**

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 issues. At the end, it provides contact information for major government regulatory agencies and a list of useful local public and private sector contacts for additional technical product-specific information and import assistance. This report outlines the most important information that importers/exporters need to pay attention to when exporting food and agricultural products to Mozambique. It contains information from the government authorities who oversee import/export of food commodities and agricultural inputs, such as the Ministries of Agriculture and Rural Development, Trade and Industry, Economy and Finance, and Health, as well as subordinate agencies of these institutions.

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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 to Mozambique include wheat, soybean oil, and poultry and meat products (excluding eggs). U.S. imports from Mozambique include tree nuts, 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, but the most recent TIFA meeting was held in January 2012. Mozambique was a signatory of the African Continental Free Trade Agreement (AfCFTA) 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.

In April 2020, Mozambique created the <u>External Trade Portal</u> site, where importers/exporters may obtain useful information (in English or Portuguese) regarding trade with Mozambique. The portal was built with the support of the U.S. Agency for International Development and contains trade information related to import/export and transit procedures, required forms, import taxes, and trade agreements. The External Trade Portal site is a key public instrument for both the government and private sector to improve transparency and access trade information. The portal eases access to information related to import and export procedures and can help reduce the time spent locating relevant trade information.

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

## **Section I: General Food Laws**

Mozambican food and agricultural import regulations and standards are developed and administered by three government ministries: Agriculture and Rural Development, Trade and Industry, and Health. Under these ministries, other agencies directly involved in food and agricultural imports include the National Institute for Normalization and Quality and the Mozambique Revenue Authority.

Mozambique requires companies in the food value chain to implement food safety management systems to reduce risks to consumer health. 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 (Instituto Nacional de Normalização e Qualidade -INNOQ). Mozambique's major food regulations include Decree 9/2016 on Food Fortification and Decree 6/2009 regarding Pesticides Management.

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

#### Table 1: Mozambican Authorities Regulating Food Imports

National Institute for Normalization and Quality (INNOQ)	Multiple Departments	<ul> <li>Responsible for overall standards in Mozambique</li> <li>Announce notifications presented by WTO members</li> </ul>
		• 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 the request of importers or the National Economic Activities Directorate (INAE).** Additional information (in Portuguese) regarding labeling requirements can be found here: <u>http://www.innoq.gov.mz/por/INNOQ2</u>.

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 Prepackaged Products and NM 80 for Tolerance Allowed for Pre-Measured Products (text of both available here in Portuguese).

The label will need to be submitted to the Ministry of Health and approved by INNOQ. 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 (The Ministry of Health can determine whether certain foodstuffs do not need to indicate the date of manufacture and or period of validity.)
- Period of validity for human consumption
- Lot number

Any specific names on labels need to be accompanied by the corresponding common name. Prepackaged foodstuffs with labels in a foreign language also need to contain their total or partial translation into Portuguese. Labels for perishable pre-packaged food must contain instructions for storage, use, date of manufacture, and expiration date. **Pre-measured foods and beverages with labeling problems may be subject to sanctioning.** 

## Alcohol

All alcohol labels need to be in Portuguese and must have required product information, including a list of ingredients and a warning on the health effects of alcohol abuse. **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 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, cigarettes, and general/non-foodstuffs, each of them with their respective regulatory decrees. Information on various decrees and regulations is available on the INNOQ website in Portuguese.

## **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 regulation (Decree 88/87), policies for imported foods (Decree 80/87), food hygiene, and more. Decree 9/2016 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 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

**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.** 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 requires submitting information for 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.

## Section VI: Other Requirements, Regulations, and Registration Measures

The Ministry of Agriculture and Rural Development requires that the import of any kind of plant and animal product be approved by the respective National Directorates of Agriculture and Forests and Veterinary services (Decree34/2016, of August 24, 2016). U.S. facilities producing certain plant and animal products must be registered and certified with the National Institute for Normalization and Quality (INNOQ) and National Institute of Economic Activities (INAE).

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. 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 per the appendices 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. Some domestically produced agricultural products are except from the VAT, which makes them less expensive to consumers than imported alternatives: 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 Decree 9/2016, 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 are available here (in Portuguese) and here. Entities that 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.

Other Policy-Decree No. 8/22 (Mocambique Regulamento de Normalizacao e avaliacao da conformidade - Google Search) contains updates on compliance with standardized systems of measurements for imported food stuffs.

## 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 <u>www.ipi.gov.mz</u>.

# **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.

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. There are no specific procedures for sample shipments, and they require the same set of documents as a normal shipment.

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.

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; 15.13;	Quantities up to 20 liters
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 used	Quantities up to 5 tires
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 on positive list include 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**

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 <u>here</u>.

The imported goods database, called "eValuator," facilitates trade by reducing time spent in disputes on the value of goods. 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: <u>mic.@gov.mz</u> 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 www.agricultura.gov.mz

#### National Institute for Normalization and Quality (INNOQ)

Bairro Zimpeto Maputo - Moçambique Fixed line: +25821344600 Fax: +25821344610 Mobile: +258 82 4756985 Email: <u>info@innoq.gov</u> <u>http://www.innoq.gov.mz/por/INNOQ2</u>

#### **Intellectual Property Institute (IPI)**

R. Consiglieri Pedroso, 165 P.O. Box 1072 Maputo - Mozambique Tel: +251 21354900 Fax: +258 21354944 E-mail: <u>ipi@ipi.gov.mz</u> 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-Importacao-e-Exportacao http://www.fao.org/fao-who-codexalimentarius/aboutcodex/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 Tel: (+27) 12-431-4057 Fax: (+27) 12-342-2264 E-mail: <u>AgPretoria@usda.gov</u> <u>www.usdasouthernafrica.org/</u> <u>www.fas.usda.gov/</u>

## Animal and Plant Health Inspection Service (APHIS Pretoria)

U.S. Embassy Pretoria 877 Pretorius Street Pretoria, South Africa 0001 Tel: (+27) 12-431-4711 www.aphis.usda.gov

#### **Attachments:**

No Attachments