

Voluntary Report – Voluntary - Public Distribution

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Report Name: Indonesian Quarantine Agency Notifies WTO on Requirements to Submit Prior Notice for the Export of All Agricultural Commodities

Country: Indonesia

Post: Jakarta

Report Category: Country/Regional FTA's, Trade Policy Incident Report, Trade Policy Monitoring, WTO Notifications, Fishery Products, Oilseeds and Products, Livestock and Products, Avocado, Canned Deciduous Fruit, Dried Fruit, Fresh Deciduous Fruit, Fresh Fruit, Kiwifruit, Raisins, Stone Fruit, Strawberries, Grain and Feed, Tree Nuts, Vegetables, Citrus, Dairy and Products

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Report Highlights:

On July 4, 2024, the Indonesian Quarantine Agency (IQA) notified the World Trade Organization (WTO) of their plans to issue a new regulation regarding Quarantine Documents and Seals under notification number G/SPS/N/IDN/149. The draft regulation has notable provisions which require that prior to a shipment's departure from the port of embarkation, exporters of all agricultural commodities are required to submit "prior notice," a document that includes requirements such as a Certificate of Analysis (COA) and information regarding a product's GMO status, for every shipment. The IQA is accepting comments until September 2, 2024, and plans to provide further information in a public dissemination session close to the comment period deadline sometime in late August.

General Information

On July 4, 2024, the Indonesian Quarantine Agency (IQA) notified the World Trade Organization (WTO) of their plans to issue a new regulation on Quarantine Documents and Seals under notification number G/SPS/N/IDN/149. Previously, provisions regarding documents and seals were scattered throughout various quarantine regulations and had never been compiled into a standalone regulation.

This notification refers to previous notification G/SPS/N/IDN/148 (January 24, 2024) on Presidential Decree No. 45 Year 2023 regarding the Indonesian Quarantine Authority's consolidation and elevation to a ministerial level from under the Ministry of Agriculture (for animal and plant quarantine) and from under the Ministry of Marine Affairs and Fisheries (for fish quarantine). Therefore, it is noted that the draft regulation on Quarantine Documents and Seals in this notification will fall under the scope of IQA's legal purview, and more new regulations and/or revisions can be expected in the future.

The notable provisions of this draft regulation include the requirement of the following documents for the importation of animal and animal products, fish and fish products, and plant and plant products into Indonesian territory:

1. **Prior Notice (PN):** Exporters are required to provide preliminary information and notification of the commodities to be exported to Indonesia.
 - a. This document must be sent by the consignor or exporter to the IQA prior to the departure of the commodities to Indonesia. The consignor in the country of origin shall draft, sign, and submit prior notice (Article 10) for the export of plant, fisheries, and animal products (Articles 2 through 4), and the derivatives import requirements documents based on the format and information available in Annexes I and II.
 - b. Besides the usual administrative information, prior notice requires the following supporting documents/information:
 - i. Health/Sanitary/Phytosanitary certificate
 - ii. Certificate of Analysis (COA) – does not apply to fresh food of plant origin commodities already covered by IQA Decree No. 447/2024 regarding the Recognition of the United States' Fresh Food Safety Supervision System of Plant Origin for Food Safety Supervision Purposes. For list of covered FFPO commodities (see Attachment III.)
 - iii. Information on the accreditation of the testing laboratory – does not apply to fresh food of plant origin commodities already covered by IQA Decree No. 447/2024 regarding the Recognition of the United States' Fresh Food Safety Supervision System of Plant Origin for Food Safety Supervision Purposes. For list of covered FFPO commodities (see Attachment III.)
 - iv. GMO Status – the PN form asks if the product is a Genetically Modified Organism (GMO). If the product is a GMO, then the GMO product's certificate number and its issuance date must be included in the form. Post is seeking clarity on what is meant by GMO certificate.

Currently, the PN requirement only applies to fresh food of plant origin (FFPO). Regulation of the Minister of Agriculture No. 55/2016 requires exporters of products from FFPO-recognized countries such as the United States to submit a “prior notice” notification on-line. Meanwhile, exporters of products from countries without FFPO recognition must provide “prior notice” notification, as well as a certificate of analysis (COA) from an Indonesia-recognized laboratory, and a food safety certificate from the country of origin. There are 78 U.S. plant products currently covered by the Government of Indonesia’s (GOI) FFPO recognition per IQA Decree No. 4471 Year 2024 (see Attachment III.)

2. **Notification of Non-Compliance:** Exporters are required to disclose past notifications of non-compliance for SPS issues found in previous shipments, though the language is not clear. It is stated that this non-compliance statement is required for the entry of agricultural commodities into Indonesian territory. The IQA has not provided a clear explanation regarding this provision. This provision is stated in the WTO notification number G/SPS/N/IDN/149, but in the regulation itself there are no clear instructions on how this information can be included when applying for import licenses for agricultural commodities into Indonesian territory.

According to contacts at the IQA, the IQA will conduct a public information dissemination session (“sosialisasi” in Indonesian) to help the industry understand the provisions of this draft regulation, but Post learned recently that the session will not happen until late August, which is too close to the notification’s comments submission deadline of September 2, 2024. Post will provide more details after the public information dissemination session takes place.

Post has contacted several importers of agricultural products, and they were not aware of this new draft regulation.

Attachments:

- I. WTO Notification G/SPS/N/IDN/149
- II. Draft Regulation of the Head of the Indonesian Quarantine Agency regarding the Quarantine Documents and Seals
- III. List of Commodities Covered by IQA Decree No. 447/2024 Recognition of the United States’ Fresh Food Safety Supervision System of Plant Origin for Food Safety Supervision Purposes (exempted from COA requirements)

Attachments:

[Attachment I. WTO Notification GSPSNIDN149.pdf](#)

[Attachment II. Draft Regulation of the Head of the Indonesian Quarantine Agency regarding the Quarantine Documents and Seals.pdf](#)

[Attachment III. List of Commodities Covered by IQA Decree No. 4472024 FFPO.pdf](#)