

**PROTOCOL OF PHYTOSANITARY REQUIREMENTS FOR THE
EXPORT OF MESONA CHINENSIS FROM VIET NAM TO CHINA
BETWEEN
THE MINISTRY OF AGRICULTURE AND RURAL DEVELOPMENT
OF THE SOCIALIST REPUBLIC OF VIET NAM
AND
THE GENERAL ADMINISTRATION OF CUSTOMS OF THE
PEOPLE'S REPUBLIC OF CHINA**

In order to safely export Asia Jelly Grass (*Mesona chinensis* Benth) from Viet Nam to China, and ensure the safety of agriculture and ecology in China, based on the results of the pest risk analysis (PRA), the Ministry of Agriculture and Rural Development of the Socialist Republic of Viet Nam (MARD) and the General Administration of Customs of the People's Republic of China (GACC) have exchanged views and reached agreement on the phytosanitary requirements of Vietnamese *Mesona chinensis* export to China as follows.

This Protocol pertains only to phytosanitary requirements. Other standards and requirements such as those regarding human health (e.g. China's national food safety standards), may also apply to Vietnamese *Mesona chinensis*, but are outside the scope of this Protocol.

Article 1

The responsible department of Viet Nam for implementing the Protocol is the Plant Protection Department of MARD, The responsible department of China for implementing the Protocol is the Department of Animal and Plant Quarantine of GACC.

Article 2

The *Mesona chinensis* exported to China is dried *Mesona chinensis* stem and leaf which are produced in Viet Nam and exported to China for processing.

Article 3

The *Mesona chinensis* exported to China shall comply with the animal and plant quarantine laws, regulations on import and national standards of China, and be free of quarantine pests concerned by GACC (see Annex), free from live insects, soil, plant seeds, plant debris.

Article 4

The growers of *Mesona chinensis* shall enhance growing management, draw up a pest-control plan, and take measures to control the pest when it occurs to eradicate the quarantine weeds in the field,remove quarantine weeds in the field.

The growers shall enhance harvesting management to prevent the *Mesona chinensis* carrying weed plants and its seeds, plant debris, soil, etc.

Article 5

MARD should ensure that *Mesona chinensis* exported to the People's Republic of China is from the assessed and approved processing establishments by which MARD should propose a list of such processing establishments to GACC. GACC should verify the documents, GACC may conduct on-site visit, if necessary. After approved by GACC,the processing establishments will be permitted to export to the People's Republic of China.

The list of the approved processing establishments exporting *Mesona chinensis* to China can be updated and found on the GACC website.

Article 6

The *Mesona chinensis* exported to the People's Republic of China shall be transported in packaging. The bags should be used for the first time, clean and hygienic, and shall not be carried toxic and harmful substances.The *Mesona chinensis* shall be stored separately from other product, and used only for storage of *Mesona chinensis* at all times.In order to

avoid the *Mesona chinensis* from being infested by quarantine pests ,soil, animal carcass and manure, residues of animal and plant, toxic and harmful substances shall not be added.

Article 7

The packaging bag of each batch of *Mesona chinensis* exported to China should have a label with information of the name of processing plant and its registration number, the name of products, producing place etc. Each packing case should be marked " *Mesona chinensis* of Viet Nam Export to China" in Chinese and English.

Article 8

MARD should conduct inspection and quarantine of the *Mesona chinensis* prior to export to China. For the consignment which meets requirements specified in this protocol, Phytosanitary certificate issued by MARD meet the requirements of International Standard for Phytosanitary Measures No.12 including an additional declaration in English: "The consignment is from registered processing plant (registration no.: ***), is in compliance with requirements described in the Protocol of phytosanitary requirements for the export of *Mesona chinensis* from Viet Nam to China between the General Administration of Customs of the People's Republic of China and the Ministry of Agriculture And Rural Development of the Socialist Republic Of Viet Nam". If the consignment had been fumigated, the date, temperature, concentration and duration of fumigation shall be marked out in the Phytosanitary Certificate.

MARD should provide samples of Phytosanitary Certificates for GACC to record and verify.

Article 9

Upon the arrival of *Mesona chinensis* consignment into the entry port of China, the China Customs carries out inspection and quarantine. Returned or destroyed, if consignment(s) which do not meet the requirements of Article 5;Corrected, returned or destroyed,

if consignment(s) which do not meet the requirements of Article 7; any other non-conforming consignment(s) shall be disposed according to the following provisions:

(1) Returned or destroyed, if the Phytosanitary Certificate do not meet the requirements;

(2) Treated, returned or destroyed, if live quarantine pest or other live pests are found;

(3) Returned or destroyed, if soil or non-approved GMO component by China are found;

(4) Treated, returned or destroyed according to relevant Chinese laws and regulations, if animal excrement or carcasses, poultry feathers, plant seeds or other prohibited materials are found.

GACC will notify MARD of the above non-compliance and take measures such as suspending relevant processing plants or even suspending the transporting of *Mesona chinensis* to China according to the severity of the violations.

Article 10

MARD shall inform GACC in writing of any newly occurrence of pests of *Mesona chinensis* in Viet Nam, and effective measures taken by MARD in a timely manner.

GACC will develop further risk assessment and review this Protocol based on a serious situation of pest occurrence and interceptions from Vietnamese *Mesona chinensis*.

Article 11

Both sides agree to solve possible quarantine issues through technical consultation regarding Vietnamese *Mesona chinensis* imports into China. If necessary, GACC will send inspectors to Viet Nam, in cooperation with MARD, to review the pest control management, quarantine management etc. by MARD, the expenses related to the visit, including transportation, accommodation and living expenses, will be covered by export country side.

Article 12

This Protocol will enter into force from the date of signature in duplicate copies. This Protocol is written in Chinese, English and Vietnamese, the three texts are equally valid. In case of ambiguity, the English version shall prevail. This Protocol shall have a validity of five years. If neither side gives notice to amend or terminate this Protocol at least six months prior to the expiry date, this Protocol will be extended automatically for an additional period of five years.

Representative of
the Ministry of Agriculture and
Rural Development of the
Socialist Republic of Viet Nam

Date:

Representative of
the General Administration of
Customs of the People's
Republic of China

Date:

ANNEX

List Of Quarantine Pest Concerned By China

1. *Pharaxonotha kirschi*
2. *Callosobruchus maculatus*
3. *Cryptolestes pusilloides*
4. *Listronotus bonariensis*
5. *Callosobruchus analis*
6. *Acanthoscelides obtectus* Say
7. *Eupatorium odoratum* L.
8. *Mikania micrantha* Kunth
9. *Sorghum alnum*