

Fresh Fruits Export Guide to Japan

December, 2021

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Fresh Fruits Export Guide to Japan

December, 2021

Prepared for the Agricultural Trade Office
U.S. Embassy, Tokyo, Japan

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Introduction to this Guide

- **The purpose of this Guide is to provide a representative example of regulatory procedures facing US products entering the Japanese market. This is the updated 2021 version of this Guide. This is not intended to be a do-it-yourself manual, but to inform you in your discussions with potential Japanese importers.**
- Please note that these requirements may change without warning. If you have any questions, please feel free to contact the Agricultural Trade Office.
- The series covers a total of 24 products listed below.
- This report is **#1 Fresh Fruits**.

24 products covered in this series:

- | | |
|---|---|
| #1 Fresh fruits | #13 Fruit/vegetable juice |
| #2 Frozen fruits/vegetables | #14 Sugar/flavor added water |
| #3 Processed fruit puree | #15 Mineral water |
| #4 Condiments & sauces | #16 Ice Cream |
| #5 Cookies & chips | #17 Wine |
| #6 Live seafood (e.g. shellfish, lobster, etc.) | #18 Distilled spirits |
| #7 Soups | #19 Cheese |
| #8 Health bars | #20 Dough Mixes |
| #9 Chocolates | #21 Dried fruits |
| #10 Breakfast Cereals | #22 Herbal teas |
| #11 Pet Food | #23 Non-alcoholic beverage bases and syrups |
| #12 Frozen breads | #24 Frozen prepared foods |

Disclaimer

- This Guide is for general information purposes only.
- While every effort has been taken to ensure accurate information at the time of publication, neither USDA nor Meros can accept liability for any content or information contained in any other website to which this guide refers.
- Any and all information is subject to change without notice.
- Legal or other professional advice should be sought for any specific matters of concern.
- All information must be re-confirmed with importers and competent authorities.

Step-by-step Checklist



A. Pre-Embarkation

- ❑ 1. Check the phytosanitary requirements that apply to your product
- ❑ 2. Confirm legal compliance with food standards and other regulations
- ❑ 3. Check the tariff classification and customs duty
- ❑ 4. Create a product label
- ❑ 5. Register trademarks and other intellectual property rights

B. Embarkation

- ❑ 6. Obtain a Phytosanitary Certificate and a Certificate of Analysis
- ❑ 7. Clear export customs

C. Import Clearance

- ❑ 8. Clear phytosanitary inspection
- ❑ 9. Clear food safety quarantine procedure
- ❑ 10. Clear import customs

*After Import Clearance

Food safety issues faced after import clearance


A.

Pre-Embarkation

These steps will help confirm product eligibility for import into Japan and provide guidelines for preparing required documentation.



A. Pre-Embarkation Checklist

- 
- 1. Check the **phytosanitary requirements** that apply to your product
 - 2. Confirm **legal compliance with food standards** and other regulations
 - 3. Check the **tariff classification** and customs duty
 - 4. Create a **product label**
 - 5. Register **trademarks** and other intellectual property rights

1 Check the Phytosanitary Requirements that Apply to Your Product

Fresh fruits are subject to phytosanitary quarantine inspection.

Certain fresh fruit are currently prohibited or have special requirements (i.e., fumigation, restrictions on production area, field inspection requirements). Phytosanitary regulations by plant and country of origin can be found in this searchable MAFF database:

<http://www.pps.go.jp/eximlist/Pages/exp/conditionE.xhtml>

A USDA Phytosanitary Certificate must accompany shipments of fresh produce, but a Certificate is not required for most dried or frozen products.

Compliance with phytosanitary requirements will be discussed in Step 8, Phytosanitary Inspection at the Plant Protection Station under MAFF

Steps to Take:

- 1-1 Confirm that your product is eligible for export to Japan under phytosanitary regulations.
- 1-2 Check the phytosanitary requirements that apply to your products.
- 1-3 Have your importer confirm these requirements through Prior Consultation at the Plant Protection Station that oversees the planned port of entry of your product.

Whose responsibility is this?

The importer is responsible, but the packer/exporter should be familiar with this process.

Timeframe / Cost:

No fees required at Prior Consultation.

Responsible government agencies:

- [Plant Protection Stations](#) (Japanese), [Ministry of Agriculture, Forestry and Fisheries \(MAFF\)](#)

Relevant laws and regulations:

- [Plant Protection Act](#)

Best Practices

- Some US products cannot be exported to Japan due to phytosanitary regulations. Therefore, it is best to investigate this area early in your export planning.
- USDA APHIS maintain a registry of exporter requirements but work closely with your importer to check the phytosanitary requirements in detail.

Key Contacts

- **[ATO Tokyo](#)**
E-mail: atotokyo@usda.gov
- **USDA contact points** for exporters are:
 - You local Export Certification Specialists, Animal and Plant Health Inspection Service (APHIS), USDA
https://www.aphis.usda.gov/aphis/ourfocus/planthealth/SA_Export/SA_ECS
 - Trade Directors, Phytosanitary Management, APHIS, USDA
Contacts are here:
https://www.aphis.usda.gov/import_export/plants/plant_exports/downloads/trade_directors_areacoverage.pdf

Contact Information for Prior Consultation

- [5 main offices of Plant Protection Stations under MAFF](#) offer Prior Consultation for importers. (Japanese only)

2 Confirm Legal Compliance with Food Standards and Other Regulations

Japan's Food Sanitation Act (FSA) establishes the sanitation standards for food which can be sold. Depending on the product category, you may need to check compliance with other related regulations.

Compliance with food standards will be discussed in Step 10, in Food Safety Inspection at the Quarantine Station under MHLW.

Steps to take:

- ❑ 2-1 Confirm legal compliance regarding **agrochemical residues**
- ❑ 2-2 Confirm legal compliance regarding **food additives**
- ❑ 2-3 Confirm legal compliance and risk regarding **contamination by harmful substances**
- ❑ 2-4 Confirm legal compliance and risk regarding **agricultural biotechnology**
- ❑ 2-5 Confirm legal compliance regarding **packing process and packaging**
- ❑ 2-6 Have your importer confirm legal compliance through Prior Consultation at the Quarantine Station that oversees the expected port of entry of your product.

Whose responsibility is this?

The importer is responsible, but the packer/exporter should be familiar with these issues.

Responsible government agency:

- [Quarantine Stations, Ministry of Health, Labour, and Welfare \(MHLW\)](#)
- [Ministry of Economy, Trade and Industry \(METI\)](#)
- [Ministry of Agriculture, Forestry and Fisheries \(MAFF\)](#)

Relevant laws/regulations:

- [The Food Sanitation Act \(FSA\)](#)
- [Specifications and Standards for Foods, Food Additives, etc. Under the FSA](#)
- [MHLW Notice on Control of Unapproved Medicine \(Japanese\)](#)

Best Practices

- Assess your product's compliance with food standards before moving forward.
- Since the number of English-language documents are limited and the regulations can change, collaborate closely with an importer or a trusted advisor to ensure your product meets all standards.

Common Concerns

- For fresh fruit, **agrochemical residues** can be a problematic issue, due to the differences in the level of tolerance between the US and Japan. A single violation can lead to 'enhanced monitoring' at quarantine stations, which can affect ALL imports of the same product from the US.
- **Regulations on food additives (including anti-mold agents for produce as defined by Japan)** are very strict. Japan has approved only about 800 additives (excluding natural flavorings), while the US FDA has approved around 1,600 additives.
- **Harmful substances (e.g., Pathogenic microorganisms)** can also lead to US foods being ineligible for importation to Japan.

Key Contacts

- [ATO Tokyo](#)
E-mail: atotokyo@usda.gov
- [11 Quarantine Stations under MHLW](#) offer Prior Consultation for importers (Japanese only). See Step 3-7
- [MIPRO](#) also provides free phone consultation.

2-1

Confirm Legal Compliance regarding Agrochemical Residue

Japan has a **Positive List System for agrochemical residue**, which means it is prohibited to distribute any foods which contain agrochemicals, unless MHLW has specifically approved their use and set a maximum residue limit (MRL).

MRLs for around 800 agrochemicals have been established by MHLW. Note that there is a zero tolerance policy set for antibiotics and synthetic antibacterial substances in foods. There are also another 20 agrochemicals which have zero tolerance for foods. Any other substances are subject to the default MRL of 0.01 ppm. (See column on the right.)

Agrochemical residue can be a problematic issue, due to the occasional differences in the MRLs between the US and Japan. You may want to get a Certificate of Analysis for agrochemical residue in advance to reduce the risk of detection of excessive MRLs during the food safety inspection at the port of entry. (See Step 6)

Steps to Take:

- ❑ 2-1 Confirm that any agrochemical residues are within the maximum residue limits by comparing product-specific MRLs in the MHLW's lists of MRLs with the agrochemicals applied to your product (check by chemical formula or CAS number).

What if an agrochemical residue contained in your product cannot meet the standards for use?

- ❑ Consider ways to avoid using that agrochemical for exports to the Japanese market.
- ❑ Consult with ATO Tokyo.

Some recent cases involving agrochemical residues on US products:

- Buprofezin (fresh blueberry)
- Dihydrostreptomycin and streptomycin (fresh grapefruit)
- Etoxazole (fresh raspberry)
- Methoxyfenozide (fresh raspberry)

MHLW's lists of agrochemical MRLs by category:

1) Substances with designated MRLs

- MRLs for around 800 agrochemicals have been designated by MHLW.
- Some of them are still provisional and will be modified later. New MRLs are also designated from time to time. Thus, the list changes frequently.
- MRLs by product can be found at: <http://db.ffcr.or.jp/front/?lng=en>

2) Substances with zero tolerance

- Antibiotics and synthetic antibacterial substances have zero tolerance for foods.
- FSA also banned 20 agrochemicals for use in foods (zero tolerance). The list of 20 agrochemicals is here: <https://www.ffcr.or.jp/en/zanryu/the-japanese-positive/positive-list-system---not-detected.html>

3) Substances having no potential to cause damage to human health

- There are 74 substances specified as substances having no potential to cause damage to human health by the MHLW. These are exempted from MRLs. The list is here: <https://www.ffcr.or.jp/en/positive-list-system---exempted-substances.html>

4) Other substances

- Any other substances which are not included above three categories are subject to the uniform, default MRL of 0.01 ppm.
- Such regulation is shown here: <https://www.ffcr.or.jp/en/zanryu/the-japanese-positive/positive-list-system---uniform-limit.html>

Confirm Legal Compliance regarding Food Additives

Japan has a **Positive List System for food additives**, which means a food additive is not permitted at all unless MHLW has specifically approved it.

Food additives, according to the Japanese definition, include vitamins, minerals, amino acids, flavors, colors and **post-harvest agrochemicals** (e.g. anti-mold agents for produce).

For some food additives, MHLW defines allowable standards, including accepted usages, target food products and tolerance levels.

Steps to Take:

- 2-2-1 Confirm that all food additives contained in your product are listed in one of the MHLW's lists of authorized additives. (See column on the right)
- 2-2-2 Confirm that all food additives contained in your product meet allowable standards.

What if some additives contained in your product are not listed or do not meet the standards for use?

- Consider reformulation to avoid using non-listed food additives.
- Contact the ATO Tokyo for further help if you are considering requesting Japan's approval for a new food additive.

MHLW's lists of authorized additives by category, but not limited to:

1) Designated additives (post 1995)

- Designated by MHLW based on Article 10 of FSA.
- The list (472 in total as of Jan 15, 2021) is here: <http://www.ffcr.or.jp/zaidan/FFCRHOME.nsf/pages/list-desin.add-x>
- Standards for use are here: <http://www.ffcr.or.jp/zaidan/FFCRHOME.nsf/pages/stanrd.use>

2) Existing food additives

- Additives that had already had a long history of use for human consumption in Japan at the time of the FSA revision in 1995.
- The list (365 in total) is here: <http://www.ffcr.or.jp/zaidan/FFCRHOME.nsf/pages/list-exst.add>
- Standards for use are here: <http://www.ffcr.or.jp/zaidan/FFCRHOME.nsf/pages/stanrd.use>

3) Natural flavoring agents

- Natural agents derived from animals/plants and used as flavoring. No designated standards for use, if used as flavoring.
- The list (612 in total) is here: <http://www.ffcr.or.jp/zaidan/FFCRHOME.nsf/pages/list-nat.flavors>

4) Ordinary foods used as food additives

- The list of foods (e.g. strawberry juice, agar) which can be used as additives. No designated standards for use
- The list (abt. 100 in total) is here: <http://www.ffcr.or.jp/zaidan/FFCRHOME.nsf/pages/list-general.provd.add>

2-3

Confirm Legal Compliance and Risk regarding Contamination by Harmful Substances

Contamination by **naturally harmful substances** (mycotoxins, cyanide, shellfish toxins, etc.), and **pathogens** can also prevent the importation of US food products.

Article 6 of the FSA states that foods involving risk to human health cannot be sold; however, each controlled substance and its standards are regulated by different ministerial notifications. There is no publicly available list of all these substances, so it is recommended that importers consult with Quarantine Stations in advance if there is any question of a harmful substance being detected in a food product.

In particular, be aware of the substances which are targets of MHLW's Imported Foods Annual Monitoring Plan (See Step 10), although other substances could be an issue as well. The right-hand column lists substances specifically mentioned in past MHLW Monitoring Plans, as well as others that Quarantine Stations have warned about.

Mycotoxins, pathogenic microorganisms or decomposition/deterioration can occur during shipping.

Steps to Take:

- 2-3 Talk with your importer about contamination risk planning if your product could contain any of these harmful substances

Examples of harmful substances:

1) Naturally harmful products

- Food containing toxic substances such as mycotoxins shall NOT be sold in Japan.

2) Pathogenic microorganisms

- Food containing pathogenic microorganisms shall NOT be sold in Japan:
 - E. coli O26, O103, O111, O157
 - Hepatitis A virus, etc.

3) Other harmful products

- Food containing substances such as mercury or PCB shall NOT be sold in Japan.

4) Decomposed or deteriorated foods/ingredients

Confirm Legal Compliance and Risk regarding Agricultural Biotechnology

Foods and Food Additives Derived from Agricultural Biotechnology

MHLW regulates food products derived from agricultural biotechnology in two ways: genetically modified (GM) products and genome edited products. For MHLW's definitions of these technologies, refer to the following links.

- Genetically modified:
https://www.mhlw.go.jp/stf/seisakunitsuite/bunya/kenkou_iryou/shokuhin/idenshi/index_00002.html
- Genome edited:
<https://www.mhlw.go.jp/content/000550824.pdf>

Food which is genetically modified (GM) or food products that include GM ingredients or products derived from GM microorganisms, must be approved by MHLW. Currently, the major GM crops commercially grown in the US have already been approved by MHLW but be aware of potential risks related to the speed of future approvals.

Food which is genome edited or food products that include genome edited ingredients or products derived from genome edited microorganisms require the importer to conduct prior consultation with MHLW. MHLW may require notification, depending on their judgement about the product. Foods manufactured and processed using previously notified foods derived from genome editing technology do not require notification.

For further information, contact the ATO Tokyo.

Steps to Take:

- 2-4-1 Your product should not contain any unapproved GM products or ingredients derived from unapproved GM microorganisms
- 2-4-2 Tell your importer if your product contains food or food additives produced by genome editing technology. MHLW may ask that additional information be submitted by the importer.

MHLW's list of authorized GM products:

- The list of GM products that have undergone MHLW's safety assessment is found here: <https://www.mhlw.go.jp/english/topics/food/index.html> (Refer to 'Section 2. List of the Products')

MHLW's instructions related to food products derived from genome editing technology:

- Food Hygiene Handling Procedures for Food and Additives Derived from Genome Editing, Dec 2020 Technology (English) is found here: <https://www.mhlw.go.jp/content/000550824.pdf>
- FAS Attaché reports related to this topic are found here:
 - <https://www.fas.usda.gov/data/japan-mhlw-updates-genome-editing-handling-procedures-crossbred-progeny>
 - <https://www.fas.usda.gov/data/japan-policies-and-procedures-genome-edited-food-and-agricultural-products>

2-5

Confirm Legal Compliance regarding Packing Process and Packaging

Irradiation

Irradiation is generally prohibited for foods sold in Japan. In some cases, products that meet US standards for irradiation have been rejected in Japan.

Steps to Take:

- 2-5-1 Confirm that your packing process does not use irradiation.

Food packaging

The Food Sanitation Act introduced a positive list system for materials allowed for food packaging. This means only packaging materials whose safety has been assessed by MHLW, and which MHLW has designated for use, are permitted in the Japanese market. Synthetic resins, metal cans, rubber glass, ceramic and enamel must meet certain specifications (Refer to the box on the right).

Steps to Take:

- 2-5-2 Confirm that your packaging material is included in the approved list and meets the packaging standards.

Wood pallets

Note that wood pallets must be fumigated and be certified by the American Lumber Standard Committee (ALSC) and the National Wooden Pallet and Container Association (NWPCA). The International Plant Protection Convention (IPPC)'s International Standards for Phytosanitary Measures Guidelines for Regulating Wood Packaging Material in International Trade (ISPM 15) regulates this protocol.

Steps to Take:

- 2-5-3 If you use wood pallets, confirm that the wood pallets are all fumigated and have an ISPM 15 treatment certification stamp.

The positive list of packaging materials:

- The positive list including English names and CAS registry numbers is available here. (The original "Appended Table 1" in Japanese is split into two tables)
 - <https://www.mhlw.go.jp/content/000638979.xlsx>
 - <https://www.mhlw.go.jp/content/000635348.xlsx>
- For further instructions, refer to:
 - https://www.mhlw.go.jp/stf/seisakunitsuite/bunya/kenkou_iryuu/shokuhin/kigu/index_00003.html

Standards of packaging materials:

- The packaging standards for synthetic resins, metal cans, rubber, glass, ceramic and enamel are found here:
 - <https://www.ffcr.or.jp/en/kigu/index.html>

IPPC standard:

- ISPM 15 and applicable Japanese regulations are explained here:
 - http://www.maff.go.jp/pps/j/konpozai/faq_eng_2009_12.html
- For more details, refer to the instruction at National Wooden Pallet & Container Association
 - https://www.palletcentral.com/page/ISPM_15

2-6

Obtain Prior Consultation at Quarantine Stations

The importer should consult with the Quarantine Station that oversees the expected port of entry to confirm compliance with Japanese food safety regulations, as well as to obtain information related to inspections procedures for import clearance. **This step is optional, but highly recommended.**

Prior Consultation is offered only to importers. The inquiry can be made in English, but the Quarantine Station answers only in Japanese.

Step to take:

- 2-6 Confirm that your importer has undertaken Prior Consultation at the Quarantine Station for the expected port of entry for your product.

Who initiates?

Importer. The importer may engage a customs broker for this process.

What information must be submitted?

- Inquiry form by FAX, including
 - Product name
 - Information on the producer and the packer
 - Description of the packaging
 - A list of any food additives, including anti-mold agents (chemical names, share in weight or content in ppm, etc.)

Timeframe / Cost

- The Quarantine Station will normally reply within one week of submission of the inquiry.
- No charge.

Contact Information for Prior Consultation

- The key contact point is the Quarantine Station that has jurisdiction over the port/airport through which the importer is planning to import the product.
- Contacts for the consultation service division of **13 Quarantine Stations** located at major ports/airports under MHLW :
<https://www.mhlw.go.jp/topics/yunyu/soudan/> (Japanese)
- The list of all 111 offices of Quarantine Stations under MHLW:
https://www.mhlw.go.jp/english/policy/health-medical/health/dl/contact_list_jqs.pdf (English)
- The Tokyo Quarantine Station has instructions on its Prior Consultation process:
https://www.forth.go.jp/keneki/tokyo/kanshi_hp/a013.html (Japanese)

3 Confirm Tariff Classification, Customs Duty and Country of Origin Regulations under USJTA

Check your product's tariff classification in the most recent Japanese Tariff Schedule under the US Japan Trade Agreement (USJTA) and confirm the tariff rate applied on your products. The most recent Tariff Schedule is here: <http://www.customs.go.jp/english/tariff/index.htm>

In order to receive the preferential duty rate under USJTA, check the regulations related to Country of Origin and help your importer prepare the document required to confirm that your products meet the country of origin criteria.

Steps to Take:

- 3-1 Check tariff classification and confirm the customs duty imposed on your products under USJTA.
- 3-2 Check Country of Origin Regulations and help your importer to prepare the Origin Declaration Document to receive benefits from the preferential duty under USJTA.

Whose responsibility is this?

The **importer** is responsible, but the packer/exporter should be familiar with the process, and should provide the importer with the necessary data for the documents to confirm Country of Origin.

Timeframe / Cost:

- No fees required for Advance Ruling.
- Customs will reply within 30 days of submission of the application.
- The response from customs is valid for three years from the date of issuance.

Responsible government agency

- [Japan Customs](#)

Related laws/regulations

- [Customs Act](#) (Japanese only)
- [Trade Agreement between Japan and the United States of America](#) (English)

3-1

Confirm Tariff Classification and Customs Duty under USJTA

Check your product's tariff classification in the most recent Japanese Tariff Schedule and confirm the tariff rate applied on your products. The most recent Tariff Schedule is here:

<http://www.customs.go.jp/english/tariff/index.htm>

For the preferential duty rate under USJTA, look under the column "JP-US Trade Agreement".

In order to expedite the customs clearance process, as well as to confirm the duties imposed on your product, your importer may get an Advance Ruling from the customs office that confirms the classification of your product.

Steps to Take:

- 3-1-1 Check tariff classification and confirm the customs duty imposed on your products.
- 3-1-2 Confirm that the importer has received an Advance Ruling on the classification of your product from a Customs office in advance, especially for processed products.

Whose responsibility is this?

The **importer** is responsible, but the manufacturer/exporter should be familiar with the process.

Timeframe / Cost:

- No fees required for Advance Ruling.
- Customs will reply within 30 days of submission of the application.
- The response from customs is valid for three years from the date of issuance.

Responsible government agency

- [Japan Customs](#)

Related laws/regulations

- [Customs Act](#) (Japanese only)
- [Trade Agreement between Japan and the United States of America](#) (English)

Best Practices

- Check the tariff classification carefully because the Japanese classification can be different from the US classification.
- Tariffs for competing suppliers can also be checked.

Contact Information for Advance Ruling

- Advance Ruling is available at **9 regional Customs offices**. Contacts (in Japanese) for Customs Duty Advance Ruling: <http://www.customs.go.jp/question2.htm#b>
- **What information must be submitted?**
 - Inquiry form ([C-1000](#), Japanese), including:
 - Ingredient List with ratios indicated for each ingredient,
 - Manufacturing Process Flowchart
 - Packaging details, etc.
 - Documents to show the business relationship between the importer and the supplier (sales contract, etc.)

3-1

Tariff Schedule

- The tariff schedule does not have a detailed definition of each classification. Therefore, getting Advance Ruling is especially useful to avoid time being spent at the port of entry trying to confirm the product category.
- Note that the product you plan to export might be categorized into a category which is not listed here, depending on its ingredients and manufacturing method. If your product qualifies as an originating product as defined by the USJTA, please use the rate in the "USJTA" column in the table below.
- Based on the USJTA, tariffs on some products will gradually be reduced over time. New tariff reductions go into effect every year on April 1st. Check the most recent tariff schedules [here](#).

Tariff Schedule

Import HS Code	Description	Tariff		
		As of April 1, 2021		As of April 1, 2022
		WTO bound rate	USJTA	USJTA
080310100, 080390100	Fresh plantains and bananas, April-September	20%		
080310100, 080390100	Fresh plantains and bananas, October-March	25%		
080410000	Fresh or dried dates	0%		
080420010	Fresh figs	6%	2%	1%
080430010	Fresh pineapples	17%		
080440010, 080450019	Fresh avocados, guavas, mangosteens	3%		
080450011	Fresh mangoes	3%	0%	0%
080510000	Fresh or dried oranges, June-November	16%	5.3%	2.6%
	Fresh or dried oranges, December-March	32%	20.4%	15.3%
	Fresh or dried oranges, April-May	32%	10.6%	5.3%
080521000, 080522000, 080529000	Fresh or dried mandarins, clementines and similar citrus hybrids	17%		
080540000	Fresh or dried grapefruit, including pomelos	10%		

3-1

Tariff Schedule

Tariff Schedule				
Import HS Code	Description	Tariff		
		As of April 1, 2021		As of April 1, 2022
		WTO bound rate	USJTA	USJTA
080550, 080590020	Fresh or dried lemons, limes	0%		
080590090	Other fresh or dried citrus fruit	17%		
080610000	Fresh grapefruit, March-October	17%		
	Fresh grapefruit, November-February	7.8%		
080711000, 080719000, 080910000, 080940000, 081010000	Fresh watermelons, other melons, apricots, plums, sloes, strawberries	6%		
080720000	Fresh papayas	2%	0%	0%
080810000	Fresh apples	17%	8.9%	7.6%
080830000, 080840000	Fresh pears, quinces	4.8%		
080921000	Fresh sour cherries	8.5%		
080929000	Other fresh cherries	8.5%	1.7%	0.8%
080930000, 081020000, 081030000, 081040000, 081070000	Fresh peaches, raspberries, black, white and red currants and gooseberries, cranberries, bilberries and other fruits of the genus vaccinium, persimmons	6%	0%	0%
081050000	Fresh kiwifruit	6.4%	0%	0%
081060000	Fresh durians	5%		
081090210	Fresh rambutan, passionfruit, litchi and carambola (star-fruit)	5%	0%	0%
081090290	Other fresh fruit	6%	0%	0%

3-2 Confirm Country of Origin Regulations and Prepare Origin Declaration Document

To receive preferential treatment, the importer needs to submit an Origin Declaration Document. In order to expedite the origin declaration process, as well as to confirm whether your product is eligible for the preferential treatment, your importer may get an Advance Ruling from the Customs office.

More details can be found here: [USJTA Rules of Origin and Origin Procedures](#)

Steps to Take:

- 3-2-1 Check whether your product is eligible for the preferential tariff under USJTA.
- 3-2-2 Provide your importer with the necessary information for making the Origin Declaration Document.

Whose responsibility is this?

The **importer** is responsible.

Responsible government agency

- [Japan Customs](#)

Related laws/regulations

- [Trade Agreement between Japan and the United States of America](#) (English)

Best Practices

- By using the Advance Ruling system, it is possible to know in advance whether or not preferential tariffs will be applied. This helps manufacturers and exporters in planning their costs and developing their sales strategies. In addition, Advance Ruling may allow for smoother customs clearance.

Format of the Documents

- The format for the Origin Declaration Document is available here: <https://www.customs.go.jp/roo/procedure/index.htm> (Japanese)

Contact Information for Advance Ruling about Country of Origin

- Advance Ruling is available at **9 regional Customs offices**. Contacts (in Japanese) for Country of Origin Advance Ruling: <http://www.customs.go.jp/question2.htm#c>
- **What information must be submitted?**
 - Inquiry form ([C-1000-2](#), Japanese)

3-2

Sample of Origin Declaration Document

The document can be prepared in English or Japanese. There is no required format but should include the information below.

Origin Declaration Document (USJTA)

1. Exporter Name and Address XYZ Fruits Ltd. 123 Woodland Avenue, City, State, ZIP, United States			
2. Producer Name and Address Same as above			
3. Importer Name and Address Meros Trading 1-19-3. Kanda Awajicho, Chiyoda-ku Tokyo, 101-0063 03-3526-3075			
No.	4. Products Detail (Name and Invoice #)	5. HS Code (6 digits)	6. Criteria
1	Oranges; XYZ-9876543 Invoice: ABC-D-1234 (2020.1.15)	0805.10	WO
7. Other Remarks			
8. Name & Address Meros Trading 1-19-3. Kanda Awajicho, Chiyoda-ku Tokyo		Date 2020/01/28	

Importer's
address must
be in Japan

List each product
separately

The most likely criteria for fresh fruit will be "WO" "Foods that are wholly obtained or produced in the US (WO) "

There are other possible criteria for proving country of origin, but not likely applicable for fresh fruit. For further information, refer to [USJTA Rules of Origin and Origin Procedures](#)

4 Create a Product Label

Product labels must be prepared in Japanese in accordance with Japanese regulations.

Fresh fruit have only general labeling obligations (name of the product, country of origin), but the name of any postharvest anti-mold agents must be included in the label.

Generally, a product label is prepared by the importer with information from the exporter/packer. However, the packer will, at times, create the design if they want to print directly on the original packaging.

Product labels can be affixed to products in the US or in Japan before commercial distribution. Consult with your importer on how to handle labeling.

Steps to take

- 4-1 Provide the importer with all necessary product information and prepare product label according to the Japanese food labeling regulations. (Details on the following page)

Whose responsibility is this?

Importer

Related law/regulation and responsible government agency

- [Food Labeling Act, Labeling Standards \(general and product-specific\)](#) (Japanese only), [Consumer Affairs Agency \(CAA\)](#)
- [recycling symbol on packaging]: [Act on Promotion of Effective Utilization of Resources, Ministry of Environment \(MOE\)](#)
- [some product-specific labeling standards, like chocolate, ice cream, cheese, whiskey, dressing, biscuit and fruit juice]: [Fair Competition Code](#) (Japanese only), [Federation of Fair Trade Conferences / Ministry of Economy, Trade and Industry \(METI\)](#)
- [organic claims]: [JAS Law, Ministry of Agriculture, Forestry and Fisheries \(MAFF\)](#)

Best Practices

- Labeling regulations are varied, are often different from US regulations and **change frequently**, so consult closely with your importer about the labeling.

Common Concerns

- Only alcoholic beverage product labels are subject to inspection at customs clearance. However, all labels are subject to the on-going in-market monitoring inspections by prefectural Health Centers. If a Health Center finds that your product label is incorrect, a product recall may be ordered.

Key Contacts

- **ATO Tokyo**
E-mail: atotokyo@usda.gov
- Food Labeling Division, Consumer Affairs Agency Consultation service is available (Japanese only):: https://www.caa.go.jp/policies/policy/food_labeling/information/contact/

4-1

Sample of a Product Label

Orange from United States

Name of product:	Fresh orange
Additives:	Mildew-proofing agent (TBZ, Imazalil)
Country of origin:	United States
Importer:	Meros Trading 1-19-3, Kanda Awajicho, Chiyoda-ku, Tokyo

Recycling symbol:
Plastic

アメリカ産オレンジ

名称：	オレンジ
添加物：	防カビ剤（TBXZ，イマザリル）
原産国名：	アメリカ
輸入者：	東京都千代田区神田淡路町1-19-3 株式会社メロス貿易



5 Register Trademarks and other Intellectual Property Rights

To protect your trademarks in the Japanese market, you or your importer may want to register your trademarks. You may also consider using the Madrid System to register a trademark internationally.

Exporters may want to design logos, brand names or distinctive packaging specifically for the Japanese market and therefore the trademarks that you register for the Japanese market may differ from the trademarks you have registered for the products sold in the US.

Existing trademark registrations in Japan can be looked up here.

<https://www.j-platpat.inpit.go.jp/t0100>

Steps to take

- 5-1 Confirm that the name you want to trademark is not already registered in Japan.
- 5-2 Apply for trademarks and other intellectual property rights in Japan with the Japan Patent Office (JPO).

Whose responsibility is this?

Packer / Exporter / Importer, depending on the situation

Application Information

- Refer to the Japan Patent Office (JPO)'s 'How to apply?' <https://www.jpo.go.jp/e/faq/yokuaru/apply.html>
- Sample form is available here. <https://www.jpo.go.jp/e/faq/yokuaru/forms.html>

Timeframe / Cost

- It normally takes around 9 months for trademark registration. (For fast track, less than 3 months, if certain conditions are met.)
- For a trademark, JPO's application charge is JPY 3,400 + JPY 8,600/per classification. It may be necessary to consider additional patent attorney fees as well.

Government agency & law

- [Japan Patent Office \(JPO\)](#)
- [Trademark Act](#)

Best Practices

- Since trademark registration takes time, starting the process as early as possible is recommended.
- Consult with your importer. Your importer may be willing to help register the trademarks of your product/brand, for example, if they have exclusive import rights to the product.
- If your company does not have a representative office in Japan, you will need to appoint a Patent Administrator located in Japan.
- Be sure to check the name you want to trademark both in English and in Japanese (*katakana*). There are cases of US companies finding that there is already an existing trademark on the name they want to register.

Key Contacts

- International Affairs Division,
General Affairs Department
Japan Patent Office
Address: 3-4-3 Kasumigaseki, Chiyoda-ku
Tokyo
100-8915, Japan
Tel: (011-81-3) 3581-1101
Email: PA0842@jpo.go.jp
Website:
<https://www.jpo.go.jp/english/faqs/apply.html>
- Japan Patent Attorney Association
Tel: (011-81-3) 3581-1211
E-mail: master@jpaa.or.jp
Website: <https://www.jpaa.or.jp/en/>
The JPAA can be helpful in finding a representative for you in Japan.

B.

Embarkation

The following are steps to be taken upon embarkation.



B. Embarkation Checklist



6. Obtain a Phytosanitary Certificate and a Certificate of Analysis

7. Clear export customs

6 Obtain a Phytosanitary Certificate and a Certificate of Analysis

USDA Phytosanitary Certificate

A USDA Phytosanitary Certificate **must** accompany the shipment.

For additional information, please visit APHIS's Plant Health Export Information portal:

https://www.aphis.usda.gov/aphis/ourfocus/planthealth/SA_Export

Certificate of Analysis

A Certificate of Analysis is a document that certifies the results of the required laboratory testing.

In order to be exempted from food safety inspections by the Quarantine Station upon arrival and to shorten the time required for import clearance, it is possible to get a Certificate of Analysis from a MHLW-certified laboratory in the US.

For fresh produce, it is a common practice to obtain a Certificate of Analysis, which includes results of agrochemical residue testing.

Steps to take

- 6-1 Obtain a **USDA Phytosanitary Certificate** ([PPQ Form 577](#)) from your local APHIS authorized certification official.
- 6-1 If the importer requests it, obtain a Certificate of Analysis from a MHLW-registered lab in the US. **This process is optional.**

Whose responsibility is this?

Packer / Exporter

Timeframe / Cost

- USDA Phytosanitary Certificate
Timeframe: Check with your local officials.
Fees are found here:
https://www.aphis.usda.gov/aphis/ourfocus/planthealth/sa_export/sa_userfees/ct_userfees_export_certificate
- Certificate of Analysis
Check with the laboratory you have chosen.

Key Contacts

- **ATO Tokyo**
E-mail: atotokyo@usda.gov

Where to obtain a Phytosanitary Certificate?

- **Authorized certification agencies** (Export Certification Specialists) of the Animal and Plant Health Inspection Service (APHIS), USDA, in your State or the State of export
- Contacts are here:
https://www.aphis.usda.gov/aphis/ourfocus/planthealth/SA_Export/SA_ECS

Where to obtain a Certificate of Analysis?

- **US laboratories registered with MHLW.**
- The list is found here:
<https://www.mhlw.go.jp/topics/yunyu/5/dl/a3.pdf>

7 Clear Export Customs

Electronic Export Information (EEI) filing is a common practice for export control documents. It is required for shipments above US\$2,500 in value and for shipments of products which require an export license. It should be filed electronically through the Automated Export System (AES).

After embarkation, send the documents required for Japanese import clearance: Commercial Invoice, Packing List, Bill of Lading (B/L) or Airway Bill, as well as any phytosanitary certificates required. You may need to confirm with the importer (and with the customs broker) about the format and content of those documents in advance.

Steps to take

- 7-1 Prepare the following documents:
 - Commercial Invoice
 - Packing List
 - Shipping Instructions (These are instructions for shipping prepared by the exporter and provided to the shipping company.)
- 7-2 Declare export through EEI filing with the above documents, proceed through export customs clearance, and receive a B/L after loading.
- 7-3 Send the documents for import clearance to the importer.
 - Commercial Invoice
 - Packing List
 - B/L or Airway Bill
 - Phytosanitary Certificates

Whose responsibility is this?

Packer / Exporter. The export clearance procedures often are consigned to a customs broker.

US export customs clearance instructions:

Further instructions can be found in:

- Export Education, The International Trade Administration, U.S. Department of Commerce
<https://www.export.gov/export-education>
- Basic Importing and Exporting, U.S. Customs and Border Protection
<https://www.cbp.gov/trade/basic-import-export>

List of documents to be sent to the importer

- **Commercial Invoice:**
This is an invoice for the goods from the packer/exporter to the importer. The invoice will be used by both US and Japan customs to determine the value of goods. It should include:
 - Information about the exporter (seller) and the importer (buyer)
 - descriptions of goods
 - quantity and unit price
 - payment information
 - mode of transport and its details
 - country of origin
- **Packing List:**
This gives detailed information about the shipment, including:
 - information about the exporters and importers
 - invoice number
 - date of shipment
 - mode of transport and its details
 - the type of packaging
 - the quantity of packages
 - total net and gross weight (in kilograms)
 - total dimensions, etc.
- **Bill of Lading (B/L) or Airway Bill:**
This is a contract between the exporter (owner of the goods) and the shipping company (carrier), which will be prepared based on the Shipping Instructions, and will be issued by the shipping company after loading. B/L is for sea freight and Airway Bill is for air cargo. The importer usually needs the original document as proof of ownership of the goods.

C.

Import Clearance

The following steps must be completed before entering Japan.



C. Import Clearance Checklist

- ❑ 8. Clear phytosanitary inspection
- ❑ 9. Clear food safety quarantine procedures
- ❑ 10. Clear import customs

After Import Clearance

Food safety issues faced after Import Clearance



8 Clear Phytosanitary Inspection

Import clearance starts with Phytosanitary Inspection at a **Plant Protection Station**. The inspection **Station** aims to prevent the spread of plant diseases and pests.

Steps to take:

- ❑ 8-1 Submit an application for Phytosanitary Inspection to the Plant Protection Station with the **USDA Phytosanitary Certification** obtained in Step 6.
 - The Plant Protection Station may require other documents, such as the Commercial Invoice, Packing List, and B/L.
 - The application can be submitted electronically through the Nippon Automated Cargo and Port Consolidated System (NACCS) or by paper copy.
 - Applications are accepted from as early as 7 days prior to the scheduled arrival. At the latest, applications can be submitted immediately after arrival at the port of entry.
- ❑ 8-2 Undergo document examination and on-site **Phytosanitary Inspection**.
- ❑ 8-3 If pests/diseases are detected, the Plant Protection Station will order either sterilization, disposal or return of the shipment.
- ❑ 8-4 Once the shipment passes inspection, receive the **Inspection Certificate**.

Whose responsibility is this?

Importer. The entire import clearance process is often consigned to a customs broker.

Timeframe / Cost

- The Phytosanitary Inspection is free of charge. However, the importer needs to cover the cost of sterilization, disposal or shipment return if it is ordered.
- The customs broker will usually charge 2000-5000 JPY for submitting the application, and they will add expenses for sterilization, disposal or return if ordered.
- The timeframe for Phytosanitary Inspection generally varies from 10 mins to half a day, if no pests are detected. If pests are detected, further testing and pest identification can take up to a week.

Responsible government agency and relevant law/regulation

- [Plant Protection Stations](#), Ministry of Agriculture, Forestry and Fisheries (MAFF)
- [Plant Protection Act](#)

Phytosanitary inspection/sterilization method

- **Inspection method** is shown here:
Import Plant Phytosanitary Inspection Regulations
https://www.maff.go.jp/ppsj/law/houki/kokuji/kokuji_9.html_9.html (Japanese only)
- **Sampling size** is shown in Table 1 of the above regulations indicates sampling size.
E.g., 1,000-2,000 kg of fresh oranges – more than 60 kg for sampling; 50-2,000 kg of fresh blueberries – more than 10 kg, etc.
- **Designated sterilization methods** are specified in Table 1 of the following document:
Import Fruits and Vegetables Quarantine Manual
https://www.maff.go.jp/ppsj/law/houki/yoko/yoko_5_2.html_52.html (Japanese)
E.g., produce with thrips, whitefly or scale insects detected on the surface requires hydrocyanic acid gasification for 30 mins; produce with other pests requires methyl bromide sterilization for 2-4 hours.

Rejection Rates at Phytosanitary Inspection

- The rejection rate for US fresh fruits was 0.8% in 2019 and 1.4% in 2020. The percentage requiring sterilization was 4.3% in 2019 and 5.5% in 2020. The disposal rates were higher for cherries and nectarines, and sterilization was higher for raspberries, grapefruit, pomegranates, and blackberries.

Key Contacts

- **ATO Tokyo**
E-mail: atotokyo@usda.gov
- The 5 **Plant Protection Stations** contact points are:
<http://www.maff.go.jp/ppsj/guidance/outline/co30ntact.html> (Japanese only)

9 Clear Food Safety Quarantine Procedures

The next step will be clearing food safety inspections at the **Quarantine Station**. This step checks legal compliance with food standards (See Step 2).

Steps to take:

- ❑ 9-1 Submit **Notification for Importation of Foods** to the Quarantine Station. The application can be submitted electronically through Nippon Automated Cargo and Port Consolidated System (NACCS) or by paper copy. Applications can be submitted as early as 7 days prior to the scheduled arrival date.
- ❑ 9-2 Undergo document examination and on-the-spot examination by the quarantine officials.
- ❑ 9-3 Undergo **Food Safety Inspection**, if required. There are three possible types of inspection: **(A) Self-inspection**, **(B) Ordered inspection**, and **(C) Monitoring inspection**. These three inspections are discussed in the next slides. *Most first-time imports require (A) Self-inspection.*
- ❑ 9-4 Upon passing all food safety inspections, receive a **Certificate of Notification for Importation of Foods**.

Whose responsibility is this?

Importer. The entire import clearance process is often consigned to a customs broker.

Timeframe / Cost

- The import notification itself is free of charge. The customs broker will usually charge 2000-5000 JPY for submitting the notification.
- If the product is subjected to (A) Self-inspection or (B) Ordered inspection, the inspection costs must be covered by the importer. The inspection costs for (C) Monitoring Inspections are covered by the Quarantine Station.
- Document examination normally takes a few hours. If inspection is required, it normally takes **up to a week**.

Responsible government agency and relevant law/regulation

- Quarantine Stations, [Ministry of Health, Labour, and Welfare \(MHLW\)](#)
- [The Food Sanitation Act \(FSA\)](#), [Specifications and Standards for Foods, Food Additives, etc.](#)

Best Practices

- Exporters often start with a **small test shipment** in order to clear the food safety inspections required for first-time exports. In general, these test results will be valid for one year.
- A single food safety violation can impact other shipments of the same product from other US exporters. Therefore, careful preparation for food safety inspections is critical.

Common Concerns

- **Insufficient information or documentation can cause significant delays at the Quarantine Station.** If your food safety clearance process takes more than one week, contact ATO Tokyo for consultation.

Rejection Rates at Sanitary Inspection

- The rate of US food imports subjected to one of the three food safety inspection types was 7.9% in 2019 and 7.6% in 2020.
- The rate of rejected cases among inspected products was 0.8% in 2019 and 0.7% in 2020.

Key Contacts

- **ATO Tokyo**
E-mail: atotokyo@usda.gov
- Contacts for the 111 **Quarantine Station** offices
https://www.mhlw.go.jp/english/policy/health-medical/health/dl/contact_list_jqs.pdf

9-3

Explanation of Food Safety Inspection Types

(A) Self Inspection

Self Inspection refers to food safety testing arranged by the Importer with a MHLW-registered inspection laboratory.

Legally, Self Inspection is a 'voluntary action' by the importer. It is based on Article 3 of the Food Sanitation Act (FSA) which states that the food business operator, including importer, shall take responsibility to ensure food safety, and for that purpose, shall conduct voluntary inspections of food for sale.

Although technically voluntary, in practice, Self Inspection is mandatory once it is requested by the Quarantine Station. If the importer does not follow the Quarantine Station's guidance on testing targets and methods at this stage, the Quarantine Station can – and likely will – reject the shipment.

After testing, the Importer obtains a **Certificate of Analysis** (a report of the test results) from the laboratory and provides this to the Quarantine Station.

Self inspection is **usually required when a product is imported to Japan for the first time.**

In order to minimize the risk of rejection at the port of entry and to shorten the time for import clearance, it is possible to get a Certificate of Analysis from a MHLW-certified laboratory in the US (e.g., agrochemical residue test for fresh produce). (See Step 6) Contact ATO Tokyo for further information.

Who initiates?

The **importer** should consign the inspection to a **MHLW-registered inspection laboratory.**

Target items to be inspected

The Quarantine Station specifies the items to be tested after the document examination and conducts an on-the-spot examination. In general, the items to be tested include:

- **Agrochemical residue** (mainly for products which have had issues in the past)
- **Food additives (including anti-mold agents):** additives which have maximum tolerance levels, and additives which have had issues in the past
- **Harmful products,** like toxic mold, pathogenic bacteria, methanol

Sampling size

Around 300-1,000 grams; the laboratory will specify the exact amount depending on the product.

Timeframe / Cost

The importer should cover the cost for Self Inspection. (Refer to fees on the right.)

Normally, the registered laboratory visits the warehouse for sampling and sends the Certificate of Analysis within **a week** after getting the samples.

Term of validity of the Certificate of Analysis

- The Certificate of Analysis is **normally valid for one year.** Once the Certificate of Analysis expires, Self Inspection must be conducted again and a new Certificate of Analysis will be required. If trouble has occurred with previous shipments, the Quarantine Station may ask the importer to conduct Self Inspection again, even if the importer has a valid Certificate.

Some exceptions to the Certificate of Analysis term of validity:

- There are some test items which are examined every time, like bacteria count, toxic mold, etc.

Contacts of MHLW-registered laboratories

A list of the registered laboratories is here (Japanese):

https://www.mhlw.go.jp/stf/seisakunitsuite/bunya/kenkou_iryuu/shokuhin/jigyousya/kikan/index.html

Approximate Inspection Fees

- Food additives: 6,000-20,000 JPY per target item
- Bacteria: 3,500-25,000 JPY per target bacteria
- Agrochemical residue: 10,000-30,000 JPY per target chemical

9-3

Explanation of Food Safety Inspection Types

(B) Ordered Inspection

For some products from certain exporters/countries which have had issues in the past, the Quarantine Station will order the importer to conduct inspection on **all shipments**. This is called **Ordered Inspection**.

The target products/exporters/countries are shown in the annual Ordered Inspection plan, which is explained briefly in [MHLW's Imported Foods Annual Monitoring Plan \(English\)](#) and in more detail in the **Notice of the Implementation of Ordered Inspection** (Japanese only) [here](#).

MHLW may add more target products or countries if/when any serious issues are detected from more than one supplier from a particular country.

Once the product is targeted for Ordered Inspection, it will require 2 years of non-detection (or 1 year and at least 300 inspections without detection) to be exempted from further Ordered Inspection.

Who is responsible?

The **importer** should consign the inspection to a **MHLW-registered inspection laboratory**.

Target items to be inspected and testing/sampling method

The Quarantine Station specifies the items to be inspected, as well as the testing and sampling method.

Timeframe / Cost

The importer should cover the cost of ordered inspection. (For the cost of inspection, refer to the previous page.)

Normally, the registered laboratory visits the warehouse for sampling and sends the Certificate of Analysis within **a week** of receiving the sample.

Contacts of MHLW-registered laboratories

A list of the registered laboratories is here (Japanese):

https://www.mhlw.go.jp/stf/seisakunitsuite/bunya/kenkou_iryuu/shokuhin/jigyousya/kikan/index.html

9-3

Explanation of Food Safety Inspection Types

(C) Monitoring Inspection

Monitoring Inspection occurs when the Quarantine Station randomly selects shipments and conducts their own testing for the purpose of overall monitoring of the food safety of imported products.

The target products/countries are shown in the annual ordered inspection plan, which is explained briefly in [MHLW's Imported Foods Annual Monitoring Plan \(English\)](#) and in more detail in the **Monitoring Plan for Imported Foods and Other Related Products** (Japanese only) which can be found [here](#).

MHLW may increase the frequency of monitoring, as well as add more targeted test items, products or countries if/when any serious issues are detected.

Who is responsible?

The Quarantine Station conducts the inspection.

Target items to be inspected and testing/sampling method

The target items for inspection and the testing/sampling method are specified in the Monitoring Plan.

Timeframe / Cost

The Quarantine Station will cover the inspection cost.

Normally, it will take a week or less to get the results of the monitoring inspection.

You can clear customs and distribute the products to the market even before getting the results of the Monitoring Inspection. However, it is recommended that the importer hold the products in a bonded area until the results are received, in case some issue is detected. If an issue is detected, the Quarantine Station will order a recall. The importer normally is expected to cover the cost of storage during the inspection.

The Target Items for Monitoring Inspection in 2021, based on the Monitoring Plan for Imported Foods and Other Related Products of FY2021, are shown here.

<https://www.mhlw.go.jp/content/000759467.pdf>

General targets:

- Harmful and toxic substances
- Decayed and foreign objects
- Pathogenic microorganisms
- Food additives
- Irradiation
- Unapproved genetically modified food

Specific targets:

- Vegetable and Fruit
 - Nitril glycoside
 - Residual pesticides

10 Clear Import Customs

Finally, clear import customs and pay applicable import taxes (See Step 3) at the **Customs office**.

Steps to take:

- ❑ 10-1 Submit Import Declaration (and Origin Declaration Document, if applicable) to Customs:
The application can be submitted electronically through Nippon Automated Cargo and Port Consolidated System (NACCS) or by paper copy.
The application can be submitted after disembarkation or up to 2 weeks prior to scheduled arrival of cargo.
- ❑ 10-2 Clear document examination
- ❑ 10-3 Clear on-the-spot **Customs Inspections** (See the right column), if required
- ❑ 10-4 Pay the import tax and consumption tax
- ❑ 10-5 Receive an **Import Permit**

Whose responsibility is this?

Importer. The entire import clearance process is often consigned to a customs broker.

Timeframe / Cost

If the product is not subject to inspection, customs clearance only takes a couple hours.

Product inspection can take up to half a day.

Customs will not charge for customs clearance procedures.

The customs broker will charge from about JPY 3000 to 10,000 for customs clearance procedures and will add other extra costs if the product becomes subject to inspection.

Responsible government agency and relevant law/regulation

- [Japan Customs](#)
- [Customs Act](#) (Japanese only)

Customs Inspection

- **What will be inspected?**
 - Prohibited items such as drugs, guns, counterfeits
 - The Inspection Certificate and the Certificate of Import Notification of Foods in order (if they are required)
 - Indications of misrepresentation or misleading in regards to the place of origin
 - Whether or not a proper tax filing has been submitted
- **Inspection method**
Major inspection methods include:
 - [For drugs, guns, etc.] X-ray inspection
 - [For counterfeits] Visual confirmation
- **Cost**
Inspection is free of charge, but the importer needs to cover transportation costs to the inspection site.

Key Contacts

- Contact points of the 9 regional Customs offices (English):
http://www.customs.go.jp/question_e.htm

Summary Import Clearance Flow

Plant Protection Station

Quarantine Station

Customs

Average duration

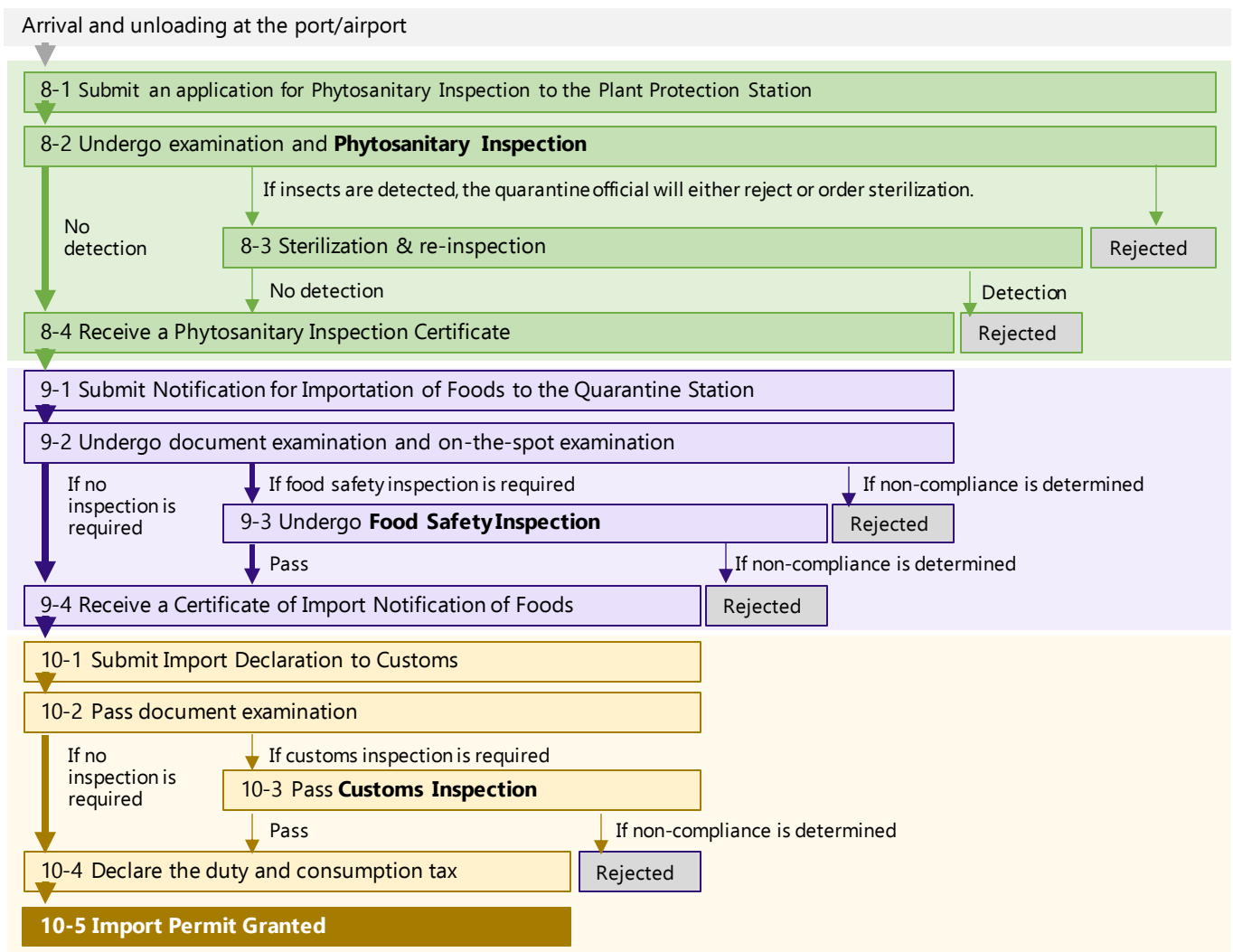
From arrival to unloading into bonded storage:
40 hrs. (port)
3.5 hrs. (airport)

From bonded storage to import declaration:
44 hrs. (port)
43 hrs. (airport)

• *Phytosanitary Inspection at Plant Protection Station takes from 10 mins to half a day.*

• *Document examination at Quarantine Station takes few hours. If food safety inspection is required, it could take up to one week*

For customs clearance:
3 hrs. (port)
0.5 hrs. (airport)



Food Safety

Issues Faced After Import Clearance

Even after imported food products pass customs and enter the Japan market, there is on-going food safety monitoring of imported food products. Importers remain responsible for the food safety of imported products as long as the products are circulating. This includes any costs or damages related to product recalls or consumer health complaints.

▪ Voluntary Recall

The importer might recall a product voluntarily, if they themselves foresee any compliance issues.

In Tokyo, voluntary recalls must be reported to the local government. Applicable cases can be found here (Japanese only): <http://www.fukushiho-ken.metro.tokyo.jp/shokuhin/jisyukaisyuu/jyohou.html> One example is a recall of chocolate bars with a milk contamination risk that was not mentioned on the label.

▪ Food Safety Inspection by Prefectural Health Centers

The Food Sanitation Act requires each prefecture to have a plan for monitoring food safety in accordance with national guidelines. Thus, each prefecture monitors the safety of food products in the market and provides guidance to importers, wholesalers, and retailers. Prefectural Health Centers are in charge of this monitoring.

The monitoring includes imported food product sampling (which may include checking for the existence of unapproved genetically modified ingredients, agrochemical residue, irradiation), on-site inspection of importers' food safety assurance systems and monitoring of food labeling.

If a violation is detected, prefectures may order a recall.

For example, the Tokyo government reports the results of its inspections and violations here: http://www.fukushihoken.metro.tokyo.jp/shokuhin/ihan/nendo_index.html

▪ Financial Liability for Recalls and Food Safety Risk

Importers usually purchase various forms of insurance to reduce the financial risk from recalls and consumer complaints related to imported food products. This includes product liability insurance (to cover the risk of illness or accidents incurred by end users) and recall insurance.

Financial liability for recalls or other damages have been issues of dispute between Japanese importers and US exporters/manufacturers.

Best Practices:

- It is best to discuss in-market food safety risk planning with importers in advance and confirm that your importer is aware of all insurance needed.

Contacts

General Help Desks

Need help? Contact ATO Tokyo

 atotokyo@usda.gov

Agricultural Trade Office (ATO), Tokyo

Embassy of the United States of America, Tokyo, Japan

E-mail: atotokyo@usda.gov

Tel: (011-81-3) 3224-5115
(Mon-Fri 8:30 AM – 5:30 PM Japan Standard Time)

Fax: (011-81-3) 3582-6429

Address: Unit 9800, Box 591, DPO AP 96303-0591

Further contact information available at:

https://apps.fas.usda.gov/overseas_post_directory/ovs_directory_result.asp?posts=580

Website: <http://www.usdajapan.org/>

Twitter: @USDAJapan

Free consultation service is also available at:

Japan External Trade Organization

Trade & Investment Consulting

Tel (English and Japanese): (011-81-3) 3582-5651
(Mon-Fri 9:00 AM-12:00 PM and 1:00 PM- 5:00 PM in Japan time)

Online Inquiry Form (English):

<https://www.jetro.go.jp/form5/pub/csa/contact-en>

Address: Ark Mori Building, 6F, 1-12-32, Akasaka, Minato-ku, Tokyo

The Manufactured Imports and Investment Promotion Organization (MIPRO)

Tel (English and Japanese): (011-81-3) 3989-5151
(Mon-Fri 10:30 AM-4:30 PM in Japan time)

Online Inquiry Form (Japanese only):

https://krs.bz/mipro/m/advisement_form_web

Address: World Import Mart Building, 6F, 3-1-3, Higashi Ikebukuro, Toshima-ku, Tokyo

Contacts of Competent Authorities in Japan

Ministry of Health, Labour, and Welfare (MHLW)

Address: 1-2-2 Kasumigaseki, Chiyoda-ku, Tokyo 100-8916, Japan
Website: <https://www.mhlw.go.jp/english/>
Email: www-admin@mhlw.go.jp

Food safety standards:

Standards and Evaluation Division
Policy Planning Division for Environmental Health and Food Safety,
Pharmaceutical Safety and Environmental Health Bureau
Tel: (011-81-3) 3595-2341

Imported food safety monitoring:

Office of Quarantine Station Administration,
Policy Planning Division for Environmental Health and Food Safety,
Pharmaceutical Safety and Environmental Health Bureau
Web:
<https://www.mhlw.go.jp/english/topics/importedfoods/index.html>
Tel: (011-81-3) 3595-2333 Fax: (011-81-3) 3591-8029

Quarantine Stations:

Contacts of 11 Quarantine Stations under MHLW at ports/airports:
<https://www.mhlw.go.jp/general/sosiki/sisetu/ken-eki.html>

Ministry of Finance (MOF)

Address: 3-1-1 Kasumigaseki, Chiyoda-ku, Tokyo
Website: <https://www.mof.go.jp/english/index.htm>

Customs

Japan Customs
Website: <http://www.customs.go.jp/english/index.htm>
Contacts for inquiries: http://www.customs.go.jp/question_e.htm

Ministry of Agriculture, Forestry and Fisheries (MAFF)

Address: 1-2-1, Kasumigaseki, Chiyoda-ku, Tokyo
Website: <http://www.maff.go.jp/e/>
Online inquiry form:
<https://www.contactus.maff.go.jp/j/form/kanbo/koho/160807.html>

Plant Protection Stations

Plant Protection Division, Food Safety and Consumer Affairs Bureau
Tel: (011-81-3) 3502-5976
Website: <http://www.pps.go.jp/english/index.html>
Inquiries can be made through the website at:
http://www.maff.go.jp/pps/j/introduction/english_exp.html#faq

Organic JAS Standard

Standards and Conformity Assessment Policy Office,
Food Manufacture Affairs Division, Food Industry Affairs Bureau
Tel: (011-81-3) 6744-7180
https://www.maff.go.jp/j/jas/jas_kikaku/yuuki.html

Consumer Affairs Agency (CAA)

Address: Central Common Government Offices No.4, 3-1-1
Kasumigaseki, Chiyoda-ku, Tokyo
Website: <https://www.caa.go.jp/en/>

Food Labeling

Food Labelling Division
Tel: (011-81-3) 3507-8800
Website: https://www.caa.go.jp/en/policy/food_labeling/