

**Voluntary Report** – Voluntary - Public Distribution

**Date:** May 29,2020

**Report Number:** CA2020-0054

**Report Name:** CFSAN Certificate Allowed for Products of Meat Origin Imports

**Country:** Canada

**Post:** Ottawa

**Report Category:** Livestock and Products

**Prepared By:** Alex Watters

**Approved By:** Philip Hayes

**Report Highlights:**

On May 14, 2020 the Canadian Food Inspection Agency (CFIA) published guidance for using the Food and Drug Administration (FDA) Center of Food Safety and Applied Nutrition (CFSAN) certificate to export broth, flavor, and other extracts of meat origin to Canada.

The CFSAN certificate replaces the CFIA Letters of Exemption and Importer Attestations which were previously required to export these products to Canada when they were manufactured in FDA regulated facilities instead of facilities regulated by USDA. The Letters and Attestations may continue to be used through a transition period lasting until October 31, 2020. After October 31, CFIA will require the FDA CFSAN or a USDA Official Meat Inspection Certificate (OMIC) to accompany exports of these products to Canada.

### **Background**

Under the [Safe Food for Canadians Regulations](#) (SFCR), Section 25 describes exemptions of SFCR requirements for certain imported meat products. The CFIA provides [guidance](#) on applying the Section 25 exemptions for mixtures and for broths, flavors, and extracts of meat origin. Tables 1 and 2 provide a comparison summary of some of the SFCR requirements for Section 25 meat products and meat products in general. For imported products under the SFCR, an insignificant quantity of meat is defined as two percent or less of the total product composition.

Prior to May 14, 2020, broths, flavors, and other extracts of meat origin exported to Canada from the United States, which did not fall under any exemption, required an OMIC issued by USDA. For those products manufactured in FDA regulated facilities, Letters of Exemption or an Importer Attestation was required. Letters of Exemption were issued prior to September 2012 and Importer Attestations came into effect in November 2013. With the FDA CFSAN, exporters of product manufactured in FDA facilities will now [obtain](#) a CFSAN export certificate from FDA based on whether the product is of poultry origin or of beef/pork origin. These certificates will have a valid duration period of 12 months from the date of issue and may include as many as 25 products.

In a discussion with industry on May 27, 2020, CFIA verified the valid period is 12 months from the issue date; not exclusively calendar year. Although the guidance indicates a new certificate is required if the quantity or number of products changes, CFIA verified that each shipment may have variable composition as long as the shipment includes only those products listed on the certificate.

For example, an exporter with a CFSAN for 15 products could send a shipment containing only 5 products one week and then a shipment containing all 15 products the following week. A new CFSAN would be required if the products covered on the certificate change, if the exporter changes, and/or if the importer changes. A declaration of quantity is not required on the CFSAN but is required on other documentation by Canada. CFIA recommends contacting the [CFIA National Import Service Centre](#) for further clarification. Additional requirements for CFSAN for products of poultry origin include a statement on the CFSAN providing for heat treatment of the product:

- The finished products or the poultry-derived ingredients in the finished products have been heat treated to reach a **minimum** core temperature of 70C for a **minimum of 3.6 seconds** **or**
- The finished products or the poultry-derived ingredients in the finished products have been heat treated to reach a **minimum** core temperature of 74C for a **minimum of 0.5 seconds** **or**

- The finished products or the poultry-derived ingredients in the finished products have been heat treated to reach a **minimum** core temperature of 80C for a **minimum of** 0.03 seconds (Source: CFIA)

A summary of the certificate requirements for certain products is provided in Table 3. Additionally, a list of applicable HS codes of products covered under this guidance can be obtained via: [cfia.mpdimport-importationdpv.acia@canada.ca](mailto:cfia.mpdimport-importationdpv.acia@canada.ca). See Appendix 1 for a list of HS codes provided by CFIA to FAS/Canada on May 28, 2020.

**Table 1: A comparison of SFCR import requirements applicable to section 25 meat products and all other meat products (Source: CFIA)**

| Section                                   | Requirement  | Applies to mixtures | Applies to broth/animal fat/meat flavor or extracts | Applies to all other meat products |
|---|--|---------------------|---|------------------------------------|
| Section 5: Licensing                      | License to import  | Yes                 | Yes   | Yes                                |
| Section 7(2)(a)(ii): Additional Licensing | License to store and handle in its imported condition for inspection               | No                  | No  | Yes                                |
| Section 13: Submitting import information | Can submit import information after the time of import; when permission is granted | Yes                 | Yes   | No                                 |

**Table 1: A comparison of SFCR import requirements applicable to section 25 meat products and all other meat products (Source: CFIA)**

| Section   | Requirement   | Applies to mixtures | Applies to broth/animal fat/meat flavor or extracts | Applies to all other meat products |
|---|---|---------------------|---|------------------------------------|
| Section 14: Further inspection at the time of import              | If identified for inspection, must be delivered to an establishment where the license holder has a license to store and handle the meat product in its imported condition for CFIA inspection | No                  | No  | Yes                                |
| Section 22: Return of a meat product that was previously exported | Must be returned to the person who exported it from Canada; if that person has a license to export or returned to the last person who had possession of the product before it's export        | Yes                 | Yes   | No                                 |
| Section 22: Return of a meat product that was previously exported | Return must be authorized by an inspector   | No                  | No  | Yes                                |

**Table 1: A comparison of SFCR import requirements applicable to section 25 meat products and all other meat products (Source: CFIA)**

| Section   | Requirement   | Applies to mixtures | Applies to broth/animal fat/meat flavor or extracts | Applies to all other meat products |
|---|---|---------------------|---|------------------------------------|
| Section 22: Return of a meat product that was previously exported | Must be returned to an establishment where the license holder has a license to store and handle the meat product in its imported condition and kept in the establishment until an inspector completes an inspection | No                  | No  | Yes                                |

**Table 2: A comparison of SFCR requirements applicable to section 25 meat products and all other meat products whether imported or prepared in Canada (Source: CFIA)**

| Section | Requirement | Applies to mixtures | Applies to broth/animal fat/meat flavor or extracts | Applies to all other meat products |
|---------|-------------|---------------------|---|------------------------------------|
|---------|-------------|---------------------|---|------------------------------------|

**Table 2: A comparison of SFCR requirements applicable to section 25 meat products and all other meat products whether imported or prepared in Canada (Source: CFIA)**

| <b>Section</b>   | <b>Requirement</b>  | <b>Applies to mixtures</b> | <b>Applies to broth/animal fat/meat flavor or extracts</b> | <b>Applies to all other meat products</b> |
|--|---|----------------------------|--|---|
| Section 28(2) & 29(1)(d): Providing work shift for activities related to meat products | A proposed work shift to be provided with license application and the work shift must be approved by the CFIA           | No                         | No   | Yes                                       |
| Section 31(2): Specified work shift hours  | The activities related to the meat product are conducted during the approved work shift hours                           | No                         | No   | Yes                                       |
| Section 42: Minimum hours of inspection  | The CFIA determines on the minimum number of hours of inspection required per year during approved work shift           | No                         | No   | Yes                                       |
| Section 46(1)(b): Preventive controls  | Preventive controls must be applied when storing and handling the meat product in its imported condition for inspection | No                         | No   | Yes                                       |

**Table 2: A comparison of SFCR requirements applicable to section 25 meat products and all other meat products whether imported or prepared in Canada (Source: CFIA)**

| Section  | Requirement   | Applies to mixtures | Applies to broth/animal fat/meat flavor or extracts | Applies to all other meat products |
|--|---|---------------------|---|------------------------------------|
| Section 69: Facilities for inspectors to perform their inspection duties | Furnished office, lockers, cabinets, lockable storage facility for samples must be available for CFIA inspector and a private office is provided in slaughter establishments for the CFIA inspector | No                  | No  | Yes                                |
| Section 167: Import  | Must meet the import requirements for meat products in section 167  | No                  | No <sup>1</sup>                                     | Yes                                |
| Section 168: Export  | Must meet the export requirements for meat products in section 168  | No                  | No  | Yes                                |
| Section 296: Label of edible meat products                               | If the meat product label does not meet the SFCR requirements and it is sent or conveyed from an establishment; it must be sealed with a tamper-resistant seal                                      | No                  | No  | Yes                                |

<sup>1</sup>An official document may still be required at the time of import in accordance with the *Health of Animals Regulations*

**Table 3: Food products with meat ingredients and the documents required for their importation (Source: CFIA)**

| Type of food product  | Certificates  |
|---|---|
| <ul style="list-style-type: none"> <li>a. Pork and beans (meeting the standard of identity).</li> <li>b. Traditional bakery products including plum pudding (Note: does not include bakery products with a meat topping or filling).</li> <li>c. Salad dressings.</li> <li>d. Dairy-based dip.</li> <li>e. Cheese containing 3% or less of added meat product provided:               <ul style="list-style-type: none"> <li>o the meat utilized in the cheese originates from a license holder or its foreign equivalent;</li> <li>o a statement on the label of the cheese reflects the origin of the meat product, and;</li> <li>o the cheese containing the meat product was prepared by a license holder or its foreign equivalent.</li> </ul> </li> <li>f. Foods, other than meat products, cooked in animal fat.</li> <li>g. Potato-based foods such as perogies containing not more than 3% meat products.</li> <li>h. Fish products in which the only meat product is rendered animal fat.</li> <li>i. Capsules, tablets and retail size containers of liquid and powder-concentrates, containing meat or meat by-products that are intended and labelled for sale as pharmaceuticals or pseudo pharmaceuticals rather than as food products.</li> </ul> | <p>Regulatory basis: <a href="#">SFCR Glossary of key terms</a></p> <p><b>No certificate required</b></p> |

**Table 3: Food products with meat ingredients and the documents required for their importation (Source: CFIA)**

| Type of food product  | Certificates   |
|---|--|
| <p><b>Prepackaged, shelf stable, heat treated meat seasoning.</b><br/>                     Is in the same package as a food or meal for human consumption (example: packet of noodles or rice with a sachet of dried flavoring powder). These are considered to pose negligible risk and can be imported without any documentation.</p> | <p><b>No certificate required</b></p>  |
| <p><b>Broth, flavor and extract of meat origin</b></p>  | <p><b>Imports from the United States:</b></p> <ul style="list-style-type: none"> <li>• Product produced at a FDA facility: export certificate issued by the FDA-CFSAN</li> <li>• Product produced at a US-FSIS facility: Official Meat Inspection Certificate issued by USDA-FSIS</li> </ul> <p><b>Imports from other countries:</b></p> <ul style="list-style-type: none"> <li>• Official Meat Inspection Certificate, or negotiated food certificate approved by the CFIA</li> </ul> |

### Appendix 1

A list of HS codes for food products covered under the broth, flavor and extract of meat origin [guidance](#) (source: CFIA on May 28, 2020).

16.03.00.5544.01 - Extract or concentrate.

16.03.00.5544.99 - Other.

16.03.00.5545.01 - Extract or concentrate.

16.03.00.5545.99 - Other.

16.03.00.5546.01 - Extract or concentrate.

16.03.00.5546.99 - Other.

16.03.00.5547.01 - Extract or concentrate.

16.03.00.5547.99 - Other.

16.03.00.5548.01 - Extract or concentrate.

16.03.00.5548.02 - Other.

19.02.30.9420.02 - Instant noodles, containing dried beef seasoning

19.02.30.9420.03 - Instant noodles, containing dried chicken seasoning

19.02.30.9420.04 - Instant noodles, containing dried pork seasoning

19.02.30.9420.98 - Instant noodles, containing dried meat seasoning

19.04.90.7190 - Other pre-cooked or otherwise prepared cereals - containing dried meat seasoning

19.04.90.7191 - Prepared foods containing dried meat seasoning

20.05.51.2068.02 - Baked beans with pork.

21.03.90.7279.02 - Salad dressing, containing meat

21.04.10.5672.01 - Pork - hermetically sealed.

21.04.10.5672.99 - Other, broth, stock

21.04.10.5673.01 - Soup mixes, bases, dried

21.04.10.5673.02 - Soup, refrigerated, frozen

21.04.10.5673.99 - Other, broth, stock

21.04.10.5674.01 - Soup, canned

21.04.10.5674.99 - Other

21.04.10.5675.01 - Soup mixes, bases, dried

21.04.10.5675.02 - Soup refrigerated, frozen

21.04.10.5675.99 - Other

21.04.10.5676.01 - Soup, canned

21.04.10.5676.99 - Other, broth, stock

21.04.10.5677.01 - Soup mixes, bases, dried

21.04.10.5677.02 - Soup, refrigerated or frozen

21.04.10.5677.99 - Other

21.04.10.5678.01 - Soup, canned

21.04.10.5678.99 - Other, broth, stock

21.04.10.5679.01 - Soup mixes, bases, dried

21.04.10.5679.02 - Soup, refrigerated or frozen

21.04.10.5679.03 - Extract or concentrate

21.04.10.5679.99 - Other

21.04.10.5680.01 - Soup, mixes, bases dried

21.04.10.5680.02 - Soup, refrigerated, frozen

21.04.10.5680.99 - Other

21.04.10.5681.01 - Soup, mixes, bases dried

21.04.10.5681.02 - Soup, refrigerated, frozen

21.04.10.5681.03 - Extract or concentrate

21.04.10.5681.99 - Other

21.04.10.5682.01 - Soup, mixes, bases dried

21.04.10.5682.99 - Other

21.04.10.5683.01 - Soup, canned

21.04.10.5683.99 - Other, broth, stock

21.04.10.5684.01 - Soup mixes, bases, dried

21.04.10.5684.02 - Soup, frozen or refrigerated

21.04.10.5684.03 - Soup, with meat and/or gravy, canned or retortable pouches

21.04.10.5684.99 - Other

21.04.10.5685.01 - Soup, canned

21.04.10.5685.02 - Soup mixes, bases, dried

21.04.10.5685.03 - Soup, refrigerated/frozen

21.04.10.5685.99 - Other

21.04.10.5689.01 - Soup, mixes, bases, dried

21.04.10.5689.99 - Other

21.06.90.7206.01 - Meat seasoning

**Attachments:**

No Attachments.