



“Working Together to Make Trade Work”

OUTREACH October 8, 2012

Thank you for your membership in and work with NAEGA

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The following events are open to NAEGA member participation

National Grain Center Grand Opening – October 12, 2012 – Kansas City, Missouri – NAEGA Members are invited to attend the Grand Opening of the USDA’s Grain Inspection, Packers & Stockyards Administration (GIPSA) National Grain Center (NGC), taking place on Friday, October 12, 2012 at the NGC, located at 10383 N. Ambassador Drive, Kansas City,

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Missouri. The opening ceremony will take place from 1:00pm-3:00pm and refreshments will be served. If you or a colleague would like to attend, please RSVP to Marsha K. Schwartz of USDA at (816) 291-0401 or Marsha.K.Schwartz@usda.gov.

Seminars on Export Controls & Compliance – October 18 & 19, 2012 – NAEGA members are welcome to attend two roundtable discussions of key issues in export controls and economic sanctions enforcement hosted our legal counsel Arent Fox. Entitled “Navigating the FCPA, Export Controls and Embargoes Maze” a team from Arent Fox’s export compliance and enforcement division will lead detail issues and update on recent regulatory changes that could affect private compliance systems. The first of two seminars will take place on October 18, 2012 at the DoubleTree by Hilton Hotel Ontario Airport in Ontario, California. The second is on October 19, 2012 at the Langham Huntington Hotel in Pasadena, California. Topics to be discussed include:

- Export Control & Foreign Corrupt Practices Act
- Overlap of Export Control and Immigration Laws
- Export Control Reform Initiatives
- U.S. Sanctions Update
- Multi-Agency Enforcement and the Fusion Center
- Emerging Bases of Liability in Export Enforcement Cases – Foreign Corrupt Practices Act, False Claims Act, Economic Espionage Act, and Anti-Money Laundering
- Conducting Compliance Audits
- To Disclose or Not to Disclose
- Managing Government Investigations

The team will also answer questions on best practices for international trade compliance. RSVP directly online at http://www.arentfox.net/nav_fcpa_101912/ or contact Tricia Miranda of Arent Fox at (213) 443-7642 or via email at miranda.tricia@arentfox.com for more information.

NAPPO Annual Meeting – October 15-18, 2012 – Louisville, Kentucky – The 2012 North American Plant Protection Organization (NAPPO) Annual meeting is in Louisville, Kentucky from October 15-18, 2012. We plan to attend and are assembling sponsorship with other associations for a dessert service and photo booth during the NAPPO banquet on October 17.

NAPPO has been a key part of the discussion on setting standards on the International Movement of Grain, and recommendations from the [Vancouver Workshop where NAEGA presented the U.S. position](#) on the standards will be presented. This and several specific phytosanitary pest management issues impacting trade of agricultural products are likely to be discussed at this meeting of government officials from Canada, Mexico and the United States.

NAEGA will also use the meeting to promote the adoption of “Rapid Response Mechanisms”, a briefing paper on which [can be found here](#).

NAEGA members are welcome to join NAEGA staff at the meeting in Louisville, Kentucky from October 15-18, 2012. The invitation and draft agenda are posted to the Upcoming Events

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section of the NAEGA Member’s Only Site and the NAEGA Personal Pages website. More and updated information can be [found at the meeting website](#). Please let NAEGA know if you plan to attend.

Seminar and Networking with Iraq Grain Board and Trade Ministry – Planning is underway for a November 13-14, 2012 seminar with members of the Iraq Grain Board in Amman, Jordan. NAEGA is joining with U.S. Wheat Associates and USA Rice Federation to host the Iraqi Trade Ministry and Grain Board in this opportunity to network and expand understanding of grain trade and US supply. A provisional agenda [is available here](#).

USSEC Regional Meetings – NAEGA’s MAP committee is seeking volunteers who might accept the invitation of the U.S. Soybean Export Council (USSEC) to NAEGA for involvement in their buyer conferences and regional meetings over the next 4 months. During the regional meetings the USSEC works on project plans through 2014. Around their regional meetings the USSEC arranges for meetings and conferences with buyers of Soybeans and Soybean Products. Gary Martin plans to attend the Nov 13-17, 2012 USSEC Americas Buyers Conference and Regional Meeting in Puerto Vallarta, Mexico.

We are also hoping to accept the invitation and send a NAEGA representative to:

1. The Dec 12–18, 2012 USSEC Middle East Regional Meeting & Select Customer Meetings in Dubai, UAE
2. Jan 6–9, 2013 USSEC North Asia Regional Meeting & Select Customer Meetings in Guangzhou, China
3. The Jan 11-12, 2013 USSEC Southeast Asia Regional Meeting & Select Customer Meetings in Jakarta, Indonesia

If you or a colleague is interested in representing NAEGA at one of the above, please let us know as soon as possible.

Full Details on Each Event can be found in the Meetings & Events Section of the [NAEGA Member’s Only Page](#) and the [Personal Pages Website](#)

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Current reports on NAEGA actions

Canada, Phytosanitary Requirements – The Canadian Food Inspection Agency (CFIA) has issued a new import policy, D-12-05, describing the phytosanitary import requirements for grain (non-propagative) of field crops including pulses, oilseeds, cereals (other than barley, oats, rye, triticale, and wheat), forages, and special crops from the continental United States. CFIA has invited stakeholder comments on the policy, which are due November 5, 2012, and the regulations could go into effect on December 1, 2012.

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The policy references Canada’s draft directive D-12-01 on Weed Seeds, describing the phytosanitary requirements to prevent the introduction of plants regulated as pests in Canada. NAEGA will be issuing comments to CFIA on that directive later this week. NAEGA is planning to comment on this new import policy as well. The full text of the notice on D-12-05 can be found on the Canada Issue Tracking page on the [NAEGA Grade’s & Inspections](#) website and the [NAEGA Personal Pages](#) site. If you have any suggestions for NAEGA’s response, please contact us as soon as possible, we plan to submit comments on October 9.

World, AMIS Update – NAEGA President Gary C. Martin and Senior Advisor Kendell Keith travelled to Rome, Italy for the "Second meeting of the Global Food Market Information Group" of the Agricultural Market Information System (AMIS) on October 2, 2012. AMIS was created by G-20 countries in 2011 in response to a call for better coordinated data systems on grains and oilseeds to address food security, market volatility, data accuracy and transparency. NAEGA presented formal comments during the roundtable discussion between AMIS and private sector representatives on strengthening the relations of AMIS with trade and commodity associations. The full text of the comments [is available here](#) and you can find more information on AMIS [from this executive summary](#).

During their time in Rome, Gary and Kendell also attended a meeting with international collaborators organized through the International Grain Trade Coalition (IGTC) and met with International Plant Protection Convention (IPPC) officials, including Craig Fedchock, the Coordinator of the IPPC Secretariat, regarding the Draft Specification on International Movement of grain. Gary and Kendell travelled with the assistance of NAEGA Market Access Program (MAP) funds and their full report will be posted to the [NAEGA MAP Committee Web Page](#) and the MAP Issue Tracking page on the [NAEGA Personal Pages site](#) soon.

World, Biotech – NAEGA Biotech Committee Chairman Paul Green and Member Volunteer Diana Felner travelled to Hyderabad, India for the sixth meeting of the Conference of the Parties serving as the Meeting of the Parties (COP/MOP 6) to the Cartagena Protocol on Biosafety (CPB). Working as part of the International Grain Trade Coalition (IGTC) delegation, the NAEGA representatives attended the COP/MOP 6 sessions and met with key government and industry representatives from around the world during the trip. Paul and Diana travelled with the assistance of NAEGA Market Access Program (MAP) funds and their full report on the meetings will be posted to the [NAEGA MAP Committee Web Page](#) and the Biotech Issue Tracking page on the [NAEGA Personal Pages site](#) soon.

World, CGM & CGFP Classifications – NAEGA Senior Advisor Jerry Cotter recently travelled to London, England to represent NAEGA at the 17th meeting of the International Maritime Organization’s (IMO) Maritime Safety Committee (MSC) Subcommittee on Dangerous Goods, Solid cargoes and Containers (DSC). Jerry attended in support of the U.S. government position of classifying Corn Gluten Meal (CGM) and Corn Gluten Feed Pellets (CGFP) as non-hazardous by the IMO. The Report of the Editorial and Technical Working Group, which met in March of this year and accepted the U.S. position on CGM & CGFP, was accepted at the meeting and CGM and CGFP were approved for non-hazardous classification by the Subcommittee.

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The report of the DSC classifying CGM and CGFP as non-hazardous will go to the MSC for acceptance at their meeting in May 2013. After they approve the DCS’s report, classification of CGM and CGFP as non-hazardous under the International Maritime Solid Bulk Cargoes (IMSBC) Code will be voluntary on January 1, 2014 and be mandatory on January 1 2015. Until the CGM and CGFP schedules under the IMSBC Code become effective the products can be shipped under the exemption letters issued by the U.S. Coast Guard which are in effect until January 2015. Jerry travelled with the assistance of the NAEGA Market Access Program (MAP) and his full report on the meetings will be posted to the [NAEGA MAP Committee Web Page](#) and the IMO Issue Tracking page on the [NAEGA Personal Pages site](#) soon.

World, IMO Pollution Prevention – NAEGA Senior Advisor Jerry Cotter has advised NAEGA that the recent meeting of the International Maritime Association (IMO) Maritime Environmental Protection Committee (MEPC) failed to extend the compliance date of January 1, 2013 for the creation of adequate reception facilities for environmentally harmful cargo residues. Amendments that were to the annex of the Protocol of 1978 relating to the International Convention for the Prevention of Pollution from Ships earlier this year created a new definition for cargo residues and included provisions regulating the discharge of cargo residues into the sea, including the prohibition of any discharge of cargo residues classified as "harmful to the marine environment" (HME).

During the MEPC meeting, several countries submitted papers requesting an extension of the deadline, including the U.S. but due to disagreements regarding a readiness levels report from the International Council on Mining and Metals and a lack of leadership on the issue, no extension was issued and many U.S. ports now face the possibility of being classified as not able to receive shipments containing HME residues.

Jerry plans to work with the American Association of Port Authorities (AAPA) and U.S. Coast Guard (USCG) on this issue. Many U.S. ports do not have reception facilities for bulk cargo residues, especially those residues contained in several hundred tons of wash water. It is not known what the USCG will do if a vessel complains that a U.S. terminal or port cannot receive cargo residues. There are currently no directions for handling these hazardous residues. We will begin tracking this issue on the [NAEGA Grades & Inspections](#) and [NAEGA Personal Pages site](#) and we update members as more information becomes available.

NAEGA is considering making comments on the following items. Please contact us with your advice or suggestions:

October

9 – Comments due to the Bureau of Industry and Security (BIS) on whether the foreign policy-based export controls in the Export Administration Regulations should be modified, rescinded or extended for another year:

<https://www.federalregister.gov/articles/2012/09/07/2012-21571/effects-of-foreign-policy-based-export-controls>

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9 – Comments due to the Bureau of Industry and Security (BIS) on the effectiveness of its licensing procedures for exports of agricultural commodities to Cuba:

<https://www.federalregister.gov/articles/2012/09/07/2012-21523/effectiveness-of-licensing-procedures-for-agricultural-commodities-to-cuba>

9 – Comments due to the Canadian Food Inspection Agency (CFIA) on their new draft directive D-12-01 on Weed Seeds, describing the phytosanitary requirements to prevent the introduction of plants regulated as pests in Canada:

http://members.wto.org/crnattachments/2012/sps/CAN/12_1695_00_e.pdf

15 – Comments due to USTR for the National Trade Estimate Report on Foreign Trade Barriers:

<http://www.gpo.gov/fdsys/pkg/FR-2012-08-15/pdf/2012-20077.pdf>

November

5 - Comments due to the Canadian Food Inspection Agency (CFIA) on their new draft directive D-12-05: Phytosanitary import requirements for grain of field crops including pulses, oilseeds, cereals (other than barley, oats, rye, triticale, and wheat), forages, and other special crops from the continental United States:

NAEGA Actions on Current Issues are tracked on both the Member’s Only Section under their relevant committee pages and the on the Personal Page’s site. Updates to tracked issues are posted in this section.

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New Issues & Opportunities for NAEGA Consideration

EU, Biotech – As we reported in the September 24, 2012 edition of OUTREACH, in a study released on September 19, French scientists reported that rats fed Monsanto's GM trait NK603 (Roundup Ready corn 2 Glyphosate Tolerance) suffered tumors and multiple organ damage. The study investigated the health effects on rats fed with NK603 for a period of time of two years. At the time we also reported that Monsanto and a number of scientists questioned the study's basic methods and Monsanto said it felt confident its products had been proven safe.

The European Food Safety Authority (EFSA) has reviewed the French study and issued a response. In its statement, EFSA says that its “initial review found that the design, reporting and analysis of the study, as outlined in the paper, are inadequate” and “...unable to regard the authors’ conclusions as scientifically sound...no conclusions can be made about the occurrence of tumours in the rats tested. Therefore, based on the information published by the authors, EFSA does not see a need to reexamine its previous safety evaluation of maize NK603 nor to consider these findings in the ongoing assessment of glyphosate”.

EFSA announced they would give the French research team time to provide more information to EFSA if they wish. GM products currently approved in the European Union went through a

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rigorous safety assessment by the EFSA before approval, and considered by EFSA to be safe for human and animal consumption and for the environment. EFSA’s [statement can be found here](#). NAEGA will continue to track this issue.

WTO Sees Trade Facilitation As Part of Smaller Package of Doha Round Agreements - World Trade Organization (WTO) Director-General Pascal Lamy indicated recently that WTO members might be able to reach agreement in 2013 on some of the issues that have been the subject of more than a decade’s worth of talks as part of the Doha Round, including trade facilitation, lowering the costs of shipping goods across borders.

In a recent report to the WTO General Council, Lamy reported that he has seen “signs of momentum” over the past few months and that the WTO must accept a challenge to “accelerate our work” through the end of the year. While Lamy does not harbor “any illusion that the factors that have shaped the impasse which we face have changed substantively” he noted a need to explore any and all options for any progress in Doha negotiations. Lamy believes that working out agreements on any part of the Doha Round will be “crucial for the credibility of the rule-making capacity of the WTO” in the future, and he encouraged WTO members to start “exploring and testing new approaches ... to deliver results.”

In a recent speech in Washington, D.C., Lamy asserted that at a time when “the goal of achieving a Doha package encompassing 20 topics among the WTO’s 157 members is out of reach in the short term,” trade facilitation “happens to be one area of international rule making where we may be able to reach a WTO deal.” He noted that customs procedures, paperwork and border delays currently comprise roughly 10% of the value of world trade, or around \$1.4 trillion, and that a new trade facilitation agreement could cut those costs in half. Recent talks in Geneva have focused on issues such as special and differential treatment, customs cooperation, expedited shipments and “cross-cutting issues within the facilitator process.” [Director Lamy’s report to the WTO and his speech in Washington can be found here](#).

WTO Lowers Estimate for Global Trade Growth – The World Trade Organization (WTO) has downgraded its prediction for global trade expansion in 2012 from 3.7% to 2.5% and has scaled back its estimate for 2013 as well, from 5.6% to 4.5%. WTO anticipates a 1.5% increase in developed economies’ trade, down from a predicted 2%, and a 3.5% expansion for developing countries, down from 5.6%. They also predict nearly stagnant growth of 0.4% in imports by developed economies, a drop from the expected 1.9%, compared to a healthier 5.4% increase in imports by developing countries.

The WTO explained in a press release that “the global economy has encountered increasingly strong headwinds” in the last few months, including lower than hoped output and employment in the U.S., slower growth in China and the continuing debt crisis in Europe. Other events could intrude to produce worse outcomes in 2012, including a “hard landing” for the Chinese economy or geopolitical tensions. They did indicate that there is some upside potential if the European Central Bank’s recently announced bond purchasing program has an immediate salutary effect on import demand in Europe. The press release from WTO [can be found here](#).

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Congressman Promotes Trade Liberalization – Rep. Devin Nunes (R-CA), a member of the House Ways and Means Committee that oversees U.S. trade policy, has introduced the following four bills that aim to promote further trade liberalization. While no legislative action on any of these bills is likely before the 112th Congress comes to a close, these pieces of legislation have the potential to be taken up again in the future. The proposed bills are:

- The Transatlantic Commerce and Trade Enhancement Act: Would authorize the president to conduct negotiations on a comprehensive free trade agreement with the European Union. A joint working group issued a preliminary report recommending such an agreement in June, and a final report is expected by the end of the year.
- The United States-Brazil Joint Commission on Commerce and Trade Act: Would establish a bilateral commission to work toward dismantling mutual trade barriers, promoting commercial opportunities and, in the long term, establishing a free trade agreement.
- The Agriculture Trade Facilitation Act: Would establish U.S. negotiating objectives for removing improper sanitary and phytosanitary barriers to U.S. agricultural exports.
- The Generalized System of Preferences (GSP) Improvement Act: Would reform GSP so that certain countries with rapidly developing economies would no longer receive benefits while blocking U.S. imports in their own markets. Instead, such countries would be encouraged to work with the U.S. to remove trade barriers on both sides.

The full text of these bills can be found on [Rep. Nunes website, through this link](#).

If you would like more information or wish to provide comments on any of these news topics monitored by NAEGA, please contact us.

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NAEGA Calendar & Member Notices

October

9 – Conference Call to discuss the revised Dutch application documents for

12 – Kansas City, Missouri - Grand Opening of USDA/GIPSA’s National Grain Center – NAEGA members invited to attend - RSVP to Marsha.K.Schwartz@usda.gov.

15-18 – Louisville, Kentucky – 2012 North American Plant Protection Organization (NAPPO) meeting: <http://www.nappo.org/en/>

18 – Ontario, California – Arent Fox Seminar on Export Controls & Compliance – NAEGA Members invited to attend. RSVP at http://www.arentfox.net/nav_fcpa_101812/

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19 – Pasadena, California – Arent Fox Seminar on Export Controls & Compliance – NAEGA Members invited to attend. RSVP at http://www.arentfox.net/nav_fcpa_101912/

November

6-7 – London, United Kingdom – CropWorld 2012 Grains Congress –NAEGA invited to attend and Gary C. Martin to attend and present. <http://www.cropworld-global.com/page.cfm/Link=12/t=m/goSection=4>

13-14 – Amman, Jordan – Seminar with Iraq Minister of Trade - [Current agenda available here](#)

13-17 – Puerto Vallarta, Mexico – USSEC Americas Buyers Conference and Regional Meeting – Gary Martin attending and presenting.

December

6 – London, United Kingdom – IGC "Roundtable Discussion the trade issues caused by GMO/LLP issues"

9-11 – Omaha, Nebraska – NGFA 2012 Country Elevator Conference & Trade Show

12-18 – Dubai, UAE – 2012 USSEC Middle East Regional Meeting & Select Customer Meetings

2013

January

6-9 – Guangzhou, China – USSEC North Asia Regional Meeting & Select Customer Meetings

11-12 – Jakarta, Indonesia - 2013 USSEC Southeast Asia Regional Meeting & Select Customer Meetings

March

17-19 – San Francisco, California – NGFA Annual Convention

TBD - San Francisco, California – NAEGA Annual Meetings

Member Notices

The New NAEGA.org – NAEGA’s public website at www.NAEGA.org has been redesigned and launched as of June 18, 2012. The new NAEGA.org features a more user-friendly interface, a better search engine, and integration with the NAEGA Personal Pages website. The new site also features social media tools for sharing public NAEGA actions on a wider scale. NAEGA accounts have been established at LinkedIn and Twitter, and stories on the public site can be shared on Google Plus. NAEGA members and staff should take the opportunity to enhance their experience with a NAEGA Members Personal Page. NAEGA Director of Operations Patrick Hayden is will assist you to setup and maintain your NAEGA Personal Page.

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