

GOVERNMENT OF THE RUSSIAN FEDERATION

RESOLUTION

dated March 31, 2022 No. 548, MOSCOW

On measures to regulate the export of sunflower oil, cake and other solid residues from sunflower seeds outside territory of the Russian Federation to states that are not members of the Eurasian Economic Union, and amending in some acts of the Government of the Russian Federation

In accordance with the Federal Law "On the Fundamentals state regulation of foreign trade activity" and the Treaty on the Eurasian Economic Union of May 29, 2014 (Appendix No. 7) in order to ensure food security Russian Federation Government of the Russian Federation:

1. Install from April 15 to August 31, 2022 inclusive quantitative restriction on export outside the territory of the Russian Federation to states that are not members of the Eurasian Economic Union (hereinafter referred to as the non-tariff quota), sunflower oil (codes 1512 11 910 1, 1512 11 910 9, 1512 19 900 2, 1512 19 900 9 and 1517 90 910 0 TN VED EAEU) in the amount of 1,500,000 tons, as well as cake and other solid residues from sunflower seeds (code 2306 30 000 0 TN VED EAEU) in the amount of 700,000 tons (hereinafter, respectively – oil sunflower, sunflower cake).

2. Establish that non-tariff quotas also apply for sunflower oil and sunflower cake exported from the customs territory of the Eurasian Economic Union from April 15, 2022 and released in accordance with customs procedures, permitting the export of sunflower oil and sunflower cake from the customs territory of the Eurasian Economic Union until April 15, 2022, including sunflower oil and sunflower cake, the customs declaration of which was carried out with the features provided for in Articles 115 and 116 Customs Code of the Eurasian Economic Union, or with the features established by the legislation of each from the member states of the Eurasian Economic Union on the customs regulation in accordance with paragraph 8 of Article 104 of the Customs Code of the Eurasian Economic Union.

3. Establish that non-tariff quotas do not apply for exports from the territory of the Russian Federation:

sunflower oil and sunflower cake - to the states, who are not members of the Eurasian Economic Union, in accordance with the customs procedure for export to provide international humanitarian aid to foreign countries on the basis of decisions of the Government of the Russian Federation;

sunflower oil and sunflower cake – within international treaties of the Russian Federation on the supply of data product categories;

sunflower oil and sunflower cake – within international transit traffic starting and ending outside the territory of the Russian Federation;

sunflower oil and sunflower cake - as part of the movement between parts of the territory of the Russian Federation through the territories foreign states;

sunflower oil - as supplies;

sunflower oil - in order to ensure the activities of military formations of the Russian Federation located in the territories foreign states;

sunflower oil and sunflower cake - in order to ensure activities of organizations of the Russian Federation located in Baikonur (Republic of Kazakhstan) and on the territory of the complex Baikonur;

sunflower oil and sunflower cake - in order to ensure activities of organizations of the Russian Federation in the archipelago Svalbard;

sunflower oil and sunflower cake - to the Republic of Abkhazia, Republic of South Ossetia, Donetsk People's Republic and Lugansk People's Republic;

sunflower oil and sunflower cake - in the implementation transit international air transportation through the territory Russian Federation to third countries in the following cases:

the aircraft is making an intermediate landing at the international airport of the Russian Federation without unloading, and sunflower oil and sunflower cake after intermediate landings follow outside the territory of the Russian Federation;

the aircraft is making an intermediate landing at the international airport of the Russian Federation with a single trans-shipment of sunflower oil and sunflower cake to another an aircraft flying outside the territory of the Russian Federation Federation (without placing them under the customs procedure of the customs transit), provided that sunflower oil and sunflower cake are under customs control and do not leave the checkpoint across the state border of the Russian Federation;

sunflower oil and sunflower cake - for the purpose of use passengers and crew members of ships, aircraft or train passengers and employees of train crews, drivers motor vehicles carrying out international transportation, as well as to ensure the activities of watercraft, structures and installations in respect of which the Russian Federation has exclusive jurisdiction;

sunflower oil and sunflower cake - by individuals for personal use.

4. Determine that:

a) the distribution of the non-tariff quota is carried out between participants in foreign trade activities that are producers of sunflower oil and sunflower cake, with production facilities for the production of butter sunflower and related to one of the codes of the type of economic activities in accordance with the All-Russian classifier of types economic activity (OK 029-2014 (NACE Rev. 2) - 10.41.24, 10.41.54 and 10.41.4), including organizations that, in accordance with the Federal Law "On Protection of Competition" are included in the same group entities with such manufacturers (hereinafter referred to as the participants in the foreign trade activities), which carried out the export of sunflower oil and cake sunflower from January 1 to December 31, 2021 inclusive in accordance with the customs procedure for export, in proportion volumes of sunflower oil and sunflower cake, respectively, exported by each participant of foreign trade activity in accordance with the customs procedure for export, based on the data, submitted by the Federal Customs Service in accordance with paragraph 6 of this resolution, and information on the volumes production of sunflower oil and sunflower cake from January 1 to December 31, 2021 inclusive;

b) the use of a non-tariff quota is carried out on the basis of one-time licenses issued by the Ministry of Industry and trade of the Russian Federation in the manner prescribed by the Rules issuance of licenses and permits for the export and (or) import of goods (Appendix to Appendix No. 7 to the Treaty on the Eurasian Economic Union of May 29, 2014). The period of validity of the licenses are established from the date of their issuance until the expiration date non-tariff quota.

5. Approve the attached:

Distribution rules between participants in foreign trade activities of non-tariff quotas for sunflower oil (codes 1512 11 910 1, 1512 11 910 9, 1512 19 900 2, 1512 19 900 9 and 1517 90 910 0 TN VED EAEU), as well as in relation to cakes and other solid residues from sunflower seeds (code 2306 30 000 0 TN VED EAEU), exported outside the territory of the Russian Federation to states that are not members of the Eurasian Economic Union, in accordance with the customs procedure for export changes that are made to the acts of the Government of the Russian Federation.

6. Submit to the Federal Customs Service by April 5, 2022 to the Ministry of Agriculture of the Russian Federation data on the volumes of sunflower oil and sunflower cake, in fact exported by each participant of foreign trade activity outside the territory of the Russian Federation to the states who are not members of the Eurasian Economic Union, in accordance with the customs procedure for export, indicating taxpayer identification number and exported volume from January 1 to December 31, 2021 inclusive.

7. To the Ministry of Agriculture of the Russian Federation:

a) distribute until April 12, 2022 among the participants foreign trade activities, the volume of non-tariff quotas for butter sunflower and sunflower cake in accordance with the Rules, approved by this resolution;

b) submit by April 13, 2022 to the Ministry industry and trade of the Russian Federation data on distribution among the participants of foreign trade activity in accordance with subparagraph "a" of this paragraph, the volume of non-tariff quotas for sunflower oil and sunflower meal.

8. To the Ministry of Industry and Trade of the Russian Federation from April 15 to August 31, 2022 inclusive issuance of a one-time license to participants in foreign trade activities for export from the territory of the Russian Federation to the states, non-members of the Eurasian Economic Union, oils sunflower oil and sunflower cake within the scope of the non-tariff quota distributed in accordance with the Rules approved by this resolution.

9. The implementation of this resolution is carried out relevant federal executive authorities within the limits established by the Government of the Russian Federation the maximum number of employees and budget allocations federal budget, provided for by the specified federal executive authorities for leadership and management in the field installed functions.

10. This resolution shall enter into force on April 1, 2022, with the exception of paragraphs 2 and 3 of the amendments approved by this regulation that come into force on May 1, 2022.

Prime Minister
Russian Federation M. Mishustin

**Government Decree Russian Federation
dated March 31, 2022 No. 548**

REGULATIONS

distribution among the participants of foreign trade activity volumes of non-tariff quotas for sunflower oil (codes 1512 11 910 1, 1512 11 910 9, 1512 19 900 2, 1512 19 900 9 and 1517 90 910 0 TN VED EAEU), as well as in relation to cake and other solid residues from sunflower seeds (code 2306 30 000 0 TN VED EAEU), exported outside territory of the Russian Federation to states that are not members of the Eurasian Economic Union, in accordance with customs export procedure

1. These Rules determine the distribution between participants in foreign trade activities of the volume of non-tariff quotas regarding sunflower oil (codes 1512 11 910 1, 1512 11 910 9, 1512 19 900 2, 1512 19 900 9 and 1517 90 910 0 TN VED EAEU), as well as for cakes and other solid residues from sunflower seeds (code 2306 30 000 0 TN VED EAEU), exported outside the territory Russian Federation to non-member states Eurasian Economic Union, in accordance with the customs export procedure (hereinafter respectively - non-tariff quotas, butter sunflower, sunflower cake).

2. Non-tariff quotas are distributed by the Ministry of Agriculture economy of the Russian Federation until April 12, 2022 between participants foreign trade activities that are oil producers sunflower and sunflower cake, having production capacity for the production of sunflower oil and related to one of the codes of the type of economic activity in accordance with the All-Russian classifier of types of economic activity (OK 029-2014 (NACE Rev. 2) - 10.41.24, 10.41.54, 10.41.4), including organizations that, in accordance with the Federal Law "On the Protection of competition" are included in the same group of persons with such manufacturers (hereinafter referred to as the participants in foreign trade activities), who carried out export of sunflower oil and sunflower cake from January 1 to December 31, 2021 inclusive in accordance with the customs procedure exports, in proportion to the volumes of sunflower oil and cake sunflower, respectively, exported by each participant foreign trade activities in accordance with the customs procedure exports, based on data provided by the Federal Customs service in accordance with paragraph 6 of the Government Decree of the Russian Federation dated March 31, 2022 No. 548 "On measures to regulate export of sunflower oil, cake and other solid residues from seeds sunflower outside the territory of the Russian Federation to states that are not members of the Eurasian Economic Union, and amendments to some acts of the Government of the Russian Federation", and information on the volume of production of sunflower oil and sunflower cake from January 1 to December 31, 2021 inclusive (hereinafter - the applicant).

3. Applicants send to the Ministry of Agriculture Russian Federation from April 1 to April 8, 2022 inclusive application for distribution of non-tariff quota for sunflower oil and sunflower cake (hereinafter referred to as the application) in any form.

4. Attached to the application:

a) a document (copy of a document) confirming the authority of the person, the applicant;

b) extract from the Unified State Register of Legal Entities or an extract from the Unified State Register of Individual entrepreneurs received within one month prior to the date forwarding the application and duly certified (in case failure to submit such documents Ministry of Agriculture of the Russian Federation requests them independently within the framework of interdepartmental information interaction);

c) information on the production volumes of sunflower oil and sunflower cake from January 1 to December 31, 2021 inclusive;

d) a certificate confirming that the applicant is in the same group persons with a producer of sunflower oil or sunflower cake, certified by the head (authorized person) of the applicant and the seal (if any), or an extract from the register of shareholders confirming the applicant is in the same group of persons as the oil manufacturer sunflower oil or sunflower cake, certified by the head (authorized person) of the applicant and the seal (if any), in case if the applicant carried out export outside the territory of the Russian Federation to states that are not members of the Eurasian economic union, in accordance with the customs procedure for export sunflower oil or sunflower cake from January 1 to December 31 2021 inclusive and did not produce butter sunflower and sunflower cake in the specified period, but at the same time is in the same group of persons as a manufacturer of sunflower oil or sunflower cake from January 1 to December 31, 2021 inclusive, determined in accordance with the Federal Law "On the Protection competition".

5. Application and documents required for distribution non-tariff quota are submitted in Russian.

6. Submitted application and document you (copies of documents) signed personally by the head of the applicant (authorized person) and sent to the Ministry of Agriculture economy of the Russian Federation by post or are transferred at the personal request of the applicant (authorized person) to the department authorized to register documents Ministry of Agriculture of the Russian Federation and (or) sent electronically through the official website Ministry of Agriculture of the Russian Federation, placed in the information and telecommunication network "Internet" (info@mcx.gov.ru).

7. Application and documents received in accordance with with paragraphs 3 and 4 of these Regulations to the Ministry of Agriculture of the Russian Federation before April 1, 2022 and after April 8, 2022, are not accepted for consideration.

8. Consideration in the Ministry of Agriculture of the Russian Federation of the application and documents referred to in paragraphs 3 and 4 of these Rules, carried out in the order according to the application.

9. The volume of the non-tariff quota for the export of sunflower oil for the purpose of its distribution among all applicants (V_{kim}) is determined according to the formula:

$$V_{kim} = V_{im}/V_{om} \times V_{kom}$$

When:

- V_{im} = volume of sunflower oil exported by the applicant from January 1 to December 31, 2021 inclusive (based on data submitted by the Federal Customs Service);
- V_{om} = the total volume of sunflower oil exported by all applicants from January 1 to December 31, 2021 inclusive (based on data provided by the Federal Customs Service);
- V_{kom} = the total volume of the non-tariff quota, established from April 15 to August 31, 2022 inclusive for sunflower oil (1500000 tons).

10. The volume of the non-tariff quota for the export of sunflower cake for its distribution among all applicants (V_{kig}) is determined according to the formula:

$$V_{kig} = V_{ig}/V_{og} \times V_{kog}$$

When:

- V_{ig} - the volume of sunflower cake exported by the applicant from January 1 to December 31, 2021 inclusive (based on data submitted by the Federal Customs Service);
- V_{og} - the total volume of sunflower cake exported by all applicants from January 1 to December 31, 2021 inclusive (based on data provided by the Federal Customs Service);
- V_{kog} - the total volume of the non-tariff quota, established from April 15 to August 31, 2022 inclusive for sunflower meal (700,000 tons).

11. If the volume of the non-tariff quota for the applicant will have fractional units, such volume is rounded up to an integer value according to rounding rules within the established volume of non-tariff quotas.

12. Non-tariff quota is distributed among applicants from April 15 to August 31, 2022 inclusive.

13. Grounds for refusal to distribute a non-tariff quota are:

a) failure to submit before April 8, 2022 inclusive by the applicant applications and documents provided for in paragraphs 3 and 4 of these Rules;

b) inconsistency of the application submitted by the applicant and documents to the requirements established by subparagraphs "a" and "c" of paragraph 4 and paragraphs 5 and 6 of these Rules;

c) the presence of unreliable, distorted or incomplete information in documents submitted by the applicant;

d) termination or suspension of one or several documents serving as the basis for distribution non-tariff quota;

e) lack of data from the Federal Customs Service on exports by the applicant of sunflower oil or sunflower cake from January 1 through December 31, 2021;

f) lack of sunflower oil and cake sunflower oil production facilities sunflower related to one of the codes of the type of economic activities in accordance with the All-Russian classifier of types economic activity (OK 029-2014 (NACE Rev. 2) - 10.41.24, 10.41.54 and 10.41.4), with the exception of organizations that, in accordance with with the Federal Law "On Protection of Competition" are included in the same group persons with such manufacturers.

14. According to the results of the calculation made in accordance with paragraphs 9 and 10 of these Regulations, Ministry of Agriculture of the Russian Federation makes a decision on the distribution of non-tariff quota between applicants and submit it before April 13, 2022 inclusive to the Ministry of Industry and Trade of the Russian Federation.

15. Decision on issuance of one-time licenses provided for paragraph 8 of the Decree of the Government of the Russian Federation dated March 31, 2022 No. 548 "On measures to regulate the export of oil sunflower oil, cakes and other solid residues from seeds sunflower outside the territory of the Russian Federation to states that are not members of the Eurasian Economic Union, and

amendments to some acts of the Government of the Russian Federation", or a refusal to extradite them is accepted by the Ministry industry and trade of the Russian Federation in the order established by the Rules for issuing licenses and permits for export and (or) import of goods (annex to Appendix No. 7 to the Contract on the Eurasian Economic Union of May 29, 2014).

16. Ministry of Agriculture of the Russian Federation ensures the placement of the decision on the distribution of non-tariff quota on its official website in the information and telecommunications networks "Internet".

APPENDIX

to the rules of distribution between participants in foreign trade activities volumes of non-tariff quotas for oil sunflower (codes 1512 11 910 1, 1512 11 910 9, 1512 19 900 2, 1512 19 900 9 and 1517 90 910 0 TN VED EAEU), as well as for cakes and other hard sunflower seed residue (code 2306 30 000 0 TN VED EAEU), exported outside the territory of the Russian Federations to states that are not members of the Eurasian Economic Union, in accordance with the customs export procedure

ORDER

review by the Ministry of Agriculture Russian Federation documents submitted by the participants foreign trade activities, on the distribution of volumes of non-tariff quotas for sunflower oil, as well as cake and other solid residues from sunflower seeds exported outside the territory of the Russian Federation to the states who are not members of the Eurasian Economic Union, in accordance with the customs procedure for export

1. Participants in foreign trade activities for distribution non-tariff quotas for sunflower oil, as well as for cakes and other solid residues from sunflower seeds are sent from April 1 to April 8, 2022 inclusive to the Ministry of Agriculture economy of the Russian Federation application and documents, provided for in paragraphs 3 and 4 of the Rules for the distribution between participants in foreign trade activities of the volume of non-tariff quotas regarding sunflower oil (codes 1512 11 910 1, 1512 11 910 9, 1512 19 900 2, 1512 19 900 9 and 1517 90 910 0 TN VED EAEU), as well as for cakes and other solid residues from sunflower seeds (code 2306 30 000 0 TN VED EAEU), exported outside the territory Russian Federation to non-member states Eurasian Economic Union, in accordance with the customs export procedure approved by the Government Decree of the Russian Federation dated March 31, 2022 No. 548 "On measures on the regulation of the export of sunflower oil, cake and other solid residues from sunflower seeds outside the territory of the Russian Federation to states that are not members of the Eurasian economic union, and amendments to some acts Government of the Russian Federation" (hereinafter, respectively - non-tariff quotas, sunflower oil, sunflower cake, Rules), in writing directly, or by mail, or in electronic form.

2. Application for the distribution of a non-tariff quota for oil sunflower and sunflower cake (hereinafter referred to as the application) and documents, provided for in paragraphs 3 and 4 of the Rules, received by the Ministry agriculture of the Russian Federation by post, or upon personal application of a participant in foreign trade activity, which is a producer of sunflower oil and cake sunflower, which has production facilities for the production sunflower oil and one of the species codes economic activity in accordance with the All-Russian classifier of types of economic activity (OK 029-2014 (NACE Ed. 2) - 10.41.24, 10.41.54, 10.41.4), including organizations that in accordance with the Federal Law "On Protection of Competition" includes into one group of persons with such manufacturers (hereinafter – participants foreign trade activities), exporting butter sunflower and sunflower meal from January 1 to December 31, 2021 inclusive in accordance with the customs procedure for export, in proportion to the volumes of sunflower oil and sunflower cake respectively, exported by each participant of the foreign trade activities in accordance with the customs procedure for export, on based on the data provided by the Federal Customs Service in accordance with paragraph 6 of the Decree of the Government of the Russian Federation dated March 31, 2022 No. 548 "On measures to regulate the export of sunflower oil, cakes and other solid residues from seeds sunflower outside the territory of the Russian Federation in states that are not members of the Eurasian Economic Union, and amendments to some acts of the Government of the Russian Federation", and information on the volume of production of sunflower oil and sunflower cake from January 1 to December 31, 2021 inclusive (hereinafter - the applicant) to the Ministry of Agriculture

of the Russian Federation, or through the official website of the Ministry of Agriculture economy of the Russian Federation in the information and telecommunications network "Internet", are registered in the system electronic document management of the Ministry of Agriculture of the Russian Federation and sent to the authorized department Ministry of Agriculture of the Russian Federation (hereinafter - authorized department).

3. Authorized department within 3 working days from the date of receipt of the application and documents specified in paragraphs 3 and 4 of the Rules, but no later than April 12, 2022, considers them also in the event lack of grounds for refusing to allocate a non-tariff quota in relation to sunflower oil and sunflower cake, established by paragraph 13 of the Rules, performs the calculation in accordance with paragraphs 9 and 10 of the Rules.

4. In case of discrepancy between the application and the documents specified in paragraphs 3 and 4 of the Rules, the requirements established by subparagraphs "a" and "c" paragraph 4 and paragraphs 5 and 6 of the Rules, to the applicant until April 12, 2022 the authorized department sends a decision to refuse distribution of non-tariff quota for sunflower oil and sunflower cake, indicating the grounds established by paragraph 13 Rules.

5. According to the results of the calculation made in accordance with paragraphs 9 and 10 of the Regulations, the authorized department prepares draft decision on the distribution of a non-tariff quota for oil sunflower and sunflower cake between the participants foreign trade activities and submits it for signature to the Minister agriculture of the Russian Federation.

6. Decision on the distribution of non-tariff quota for oil sunflower and sunflower cake between the participants foreign trade activities within one working day after its signing, but no later than April 13, 2022, sent to the Ministry of Industry and Trade of the Russian Federation and posted on the official website of the Ministry of Agriculture Russian Federation in the information and telecommunications network "Internet".

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**Government Decree of the Russian Federation
dated March 31, 2022 No. 548**

AMENDMENTS

which are included in the acts of the Government of the Russian Federation

1. List of goods that are essential for the domestic market of the Russian Federation, in respect of which in exceptional cases temporary export restrictions or prohibitions, approved by regulation Government of the Russian Federation dated December 15, 2007 No. 877 "On approval of the list of goods that are essential for domestic market of the Russian Federation, in respect of which in exceptional cases temporary export restrictions or prohibitions" (Collection of Legislation Russian Federation, 2007, No. 52, art. 6461; 2012, no. 7, art. 877; 2014, No. 6, Art. 588; 2015, no. 23, art. 3335; No. 25, art. 3656; 2016, no. 35, art. 5346; 2017, no. 4, art. 665; 2018, no. 48, art. 7427; 2021, no. 19, art. 3233; No. 46, Art. 7708; 2022, no. 1, art. 113; Official Internet portal of legal Information (www.pravo.gov.ru), March 15, 2022, No. 0001202203150002; March 31, No. 0001202203310064), after the item classified by code 1701, supplement with the following position:

"2306 Cakes and other solid residues obtained when extracting vegetable fats or oils or of microbiological origin other than of heading 2304 or 2305, not ground or ground, non-granulated or granulated".

2. In the Decree of the Government of the Russian Federation dated April 6, 2021 No. 546 "On the rates of export customs duties for sunflower oil exported from the Russian Federation outside member states of the Eurasian Economic Union" (Meeting Legislation of the Russian Federation, 2021, No. 15, art. 2598):

a) in the rates of export customs duties on sunflower oil, exported from the Russian Federation outside the member states of the Eurasian Economic Union, approved by the specified resolution, add the position of the following content:

"1517 90 910 03 fixed oils plant origin liquid, mixed calculated in established";

b) in the Regulations on the calculation and application of export rates customs duties on sunflower oil exported from the Russian Federation outside the member states of the Eurasian Economic Union, approved by the said resolution:

in paragraph 1 the words "and from 1512 19 900 9 TN VED EAEU" shall be replaced the words ", from 1512 19 900 9 and 1517 90 910 0 TN VED EAEU";

the second paragraph of paragraph 3 shall be stated as follows: "The source of information for monitoring is data posted on the official website of the public joint-stock company Company "Moscow Exchange MICEX-RTS" and (or) joint-stock company "National Commodity Exchange" in the information and telecommunications networks "Internet" (hereinafter - the network "Internet"), and in their absence, the average value between available quotes Sunflowerseed Oil FOB Argentina (Up River), Sunflowerseed Oil FOB Ukraine, published "International Grains Council" (IGC), and "Refinitiv CA (Refinitiv SA)" Quote Sunflower Oil NWE Ex-Tank 6 Ports Position 1 (SUNF-EXTANK-P1) (in US dollars per 1 ton).";

in paragraph 5, the words "subject to the deduction of the adjustment factor in the amount of USD 50 per 1 ton" shall be excluded;

in the third paragraph of clause 6 the words "in the information and telecommunications network" Internet "(hereinafter referred to as the "Internet" network)" replace with the words "on the Internet".

3. Categories of goods for which they do not apply provided for by the Customs Code of the Eurasian Economic union incomplete customs declaration and periodic customs declaration approved by the Government Decree of the Russian Federation dated June 30, 2021 No. 1075 "On approval categories of goods for which no provided for by the Customs Code of the Eurasian Economic Union incomplete customs declaration and periodic customs declaration" (Collection of Legislation of the Russian Federation, 2021, no. 27, art. 5451; No. 46, art. 7709), after the entry concerning oil sunflower, safflower or cottonseed and their fractions, unrefined or refined, but without changing the chemical composition, supplement with the following items:

"Margarine; edible mixtures or preparations of fats or oils animal, vegetable or microbiological origin or fractions various fats or oils of this Chapter, other than edible fats and oils or their fractions of heading 1516, 1517 Cakes and other solid residues obtained when extracting vegetable fats or oils or of microbiological origin other than of heading 2304 or 2305, unground or ground, not granulated or granular 2306".