

APPROVED
by Decision of Customs
Union Commission
on June 18, 2010 No. 318

(amended by CUC Decision No. 528 of 28 January 2011, CUC Decision No.894 of 9
December 2011, EEC Council Decision No. 50 of 16 August 2013)

REGULATION
on a procedure of quarantine phytosanitary control (supervision) on
customs border of the customs union

I. The Scope

1.1. Present Regulation on procedure of quarantine phytosanitary control (supervision) at customs border of the customs union (further – Regulation) is developed with a view of realization of positions of the Agreement of the customs union about quarantine of plants from December, 11th, 2009 (further – the Agreement), on the basis of the Decision of Interstate Council of the EurAsEc economic community (supreme body of the customs union) at level of heads of governments from December, 11th, 2009 No. 30.

1.2. Present Regulation defines a procedure of quarantine phytosanitary control (supervision):

1) at import of regulated products on customs territory of the customs union, included in the List of regulated products (cargoes, materials, goods under quarantine), subjected to quarantine phytosanitary control (supervision) on customs border of the customs union and at customs territory of the customs union, confirmed by the Commission of the customs union according to Agreement article 5 (further – List of regulated products);

2) at export from customs territory of the customs union of regulated products.

1.3. Present Regulation is obligatory for execution by authorities of the member-states of the customs union (further – the Parties), their authorized bodies, local governments, legal bodies of any organizational-legal form, citizens, including individual businessmen, whose activity is connected with manufacture, preparation, processing, transportation, storage, realization and use of regulated products.

Quarantine phytosanitary control (supervision) in relation to regulated products, imported diplomatic representatives, placed on customs territory of the customs union, consular establishments, other official representations of foreign states, international organizations, personnel of these representations, establishments and organizations, and also in the relation to regulated products, intended for personal use of separate categories of foreign persons, having advantages, privileges and (or) immunities according to international legislation, including for the purpose of

conducting international exhibitions, is carried out according to the present Regulation, if other is not provided by international agreements of the Parties.

1.4. At realization of quarantine phytosanitary control (supervision) on customs border of the customs union authorized bodies of the Parties are guided by the legislation of its state in cases, if the relations arising from the implementation of quarantine phytosanitary control (supervision) on customs border of the customs union, are not directly regulated by these Regulation.

II. Terms and definitions

2.1. In the present Regulation following terms and definitions are used:

“Import” – import of regulated products on customs territory of the customs union;

“Export” – export of regulated products from customs territory of the customs union;

“Infection (contamination)” – presence in regulated products of quarantine objects (quarantine harmful organisms);

“Return” – export of regulated products, imported on customs territory of the customs union, under instruction of the official of the authorized body from customs territory of the customs union;

“Quarantine phytosanitary control (supervision) at import” – activity of authorized bodies, directed on revealing of quarantine objects (quarantine harmful organisms), establishment of quarantine phytosanitary condition of regulated products, imported on customs territory of the customs union, and fulfillment of international obligations of the Parties and legislation of the Party in the field of quarantine of plants;

“Quarantine objects (quarantine harmful organisms)” – harmful organisms, which are absent or limited extended at territories of the Parties and brought in national Lists of quarantine objects;

“Arrival place” – arrival place of regulated products, defined according to the Customs code of the customs union on customs territory of the customs union;

“Delivery place” – place, where lot of regulated products follows, placed under a customs procedure of customs transit, defined according to the Customs code of the customs union;

“Place of end of customs registration” – place of release of regulated products by customs bodies in conformity with declared customs procedure, except for a customs procedure of customs transit;

“Departure place” – departure place of regulated products from customs territory of the customs union, defined according to the Customs code of the customs union;

“Disinfecting” – set of actions in relation to regulated products, directed on destruction of quarantine objects (quarantine harmful organisms);

“Lot of regulated products” – quantity of regulated products, intended for sending by one vehicle in one destination to one addressee;

“Movement of lot of regulated products through customs border of the customs union” – import of lot of regulated products on customs territory of the customs union or export of lot of regulated products from customs territory of the customs union;

“Regulated products” – plants, phytogenesis production, container, package, cargoes, soil, organisms or materials, moved through customs border of the customs union and in customs territory of the customs union, which can be carriers of quarantine objects (quarantine harmful organisms) and (or) promote its distribution and in which relation acceptance of quarantine phytosanitary measures is necessary;

“Regulated products of high phytosanitary risk” – regulated products, which according to the List of regulated products, is included as regulated products with high phytosanitary risk;

“Regulated products of low phytosanitary risk” – regulated products, which according to the List of regulated products, is included as regulated products with low phytosanitary risk;

“Owner of production” – owner of regulated products or other person, authorized for realization of transactions and (or) other actions on behalf of the owner of regulated products in connection with its movement through customs border of the customs union;

“Vehicles” – vehicles, used for movement of lot of regulated products through customs border of the customs union, defined in conformity with the Customs code of the customs union;

“Authorized bodies” – allocated with powers bodies of the Parties that are carrying out functions of quarantine phytosanitary control (supervision);

“Phytosanitary control post” – a point on quarantine of plants created in checkpoints at the customs border of the customs union, or in other places, equipped and established according to the legislation of the customs union;

“Quarantine phytosanitary requirements” – established with a view of maintenance of quarantine of plants according to international obligations of the Parties and their legislation to requirements on phytosanitary condition of imported regulated products on territory of the corresponding state, package of regulated products and its labeling, means of transportation regulated products, on possible

place of arrival on customs territory of the customs union and delivery place, and also to realization of actions for prophylactic disinfection of regulated products before its import;

“Phytosanitary certificate” – document of international sample, which is accompanying regulated products and issued by authorized body of the state of the country – exporter under the form, established by International convention on quarantine and protection of plants (Rome, 1951, in edition of 1997) and certifying phytosanitary condition of regulated products. The meaning of “phytosanitary certificate”, used in present Regulation, also includes re-export phytosanitary certificate.

“Expert organization” – an organization, which is a part of the authorized body, possessing qualified specialists and equipment for carrying out research of quarantine phytosanitary condition of samples (tests) of regulated products with the use of methods of laboratory control out of place of collection of samples (tests) of regulated products.

2.2. Notion of “procedure of customs transit”, “commercial and transport (transportation) documents” are used in the meaning, defined by Customs code of the customs union.

Other notions are used in meanings, established by international agreements, signed within the limits of the customs union and the EurAsEc economic community, and in part, not contradicting, – Convention and international standards on phytosanitary measures.

III. General provisions on realization of quarantine phytosanitary control at import

3.1. Each lot of regulated products, imported on customs territory of the customs union and included in the List of regulated products, is subjected to quarantine phytosanitary control (supervision).

Regulated products of high phytosanitary risk are imported into the customs territory of the customs union with a phytosanitary certificate for imported lot of the specified products.

A phytosanitary certificate for a lot of regulated products of high phytosanitary risk imported into the customs territory of the customs union is filled in one of the official languages of the Parties, and/or in English, unless otherwise stipulated by international agreements of the Parties.

3.2. Quarantine phytosanitary control (supervision) at import is carried out in places of conclusion of customs registration, if other is not provided by point 3.9 of present Regulation. In relation to regulated products, conclusion of customs registration, which occurs at delivery place, is executed by quarantine phytosanitary

control (supervision) at arrival place (primary quarantine phytosanitary control (supervision)), and also quarantine phytosanitary control (supervision) in places of conclusion of customs registration (secondary quarantine phytosanitary control (supervision)).

Quarantine phytosanitary control (supervision) at import is carried out by officials of authorized bodies of the Parties, where the place of arrival or delivery of regulated products is located.

In the delivery place of regulated products the original of the phytosanitary certificate of the exporting country is handed over in the course of implementation of quarantine phytosanitary control (supervision).

3.3. Quarantine phytosanitary control (supervision) at import is carried out with a view of conformity inspection of imported regulated products to quarantine phytosanitary requirements of the Party, where the place of conclusion of customs registration is located.

Authorized bodies of the Parties place information on quarantine phytosanitary requirements on official sites (Internet – resources). Information on quarantine phytosanitary requirements also is placed in Information system of the EurAsEc economic community in the field of technical regulation, sanitary and phytosanitary measures and Integrated information system of external and mutual trade of customs union.

3.4. With a view of concentration attention on areas of heightened risk and maintenance of more effective use of available resources, acceleration of realization of quarantine phytosanitary control (supervision) at preservation of reached level of phytosanitary safety, authorized bodies, in cases specified by present Regulation, for defining control actions, executed at import of concrete lot of regulated products, apply control system of phytosanitary risk, if it is provided by the Party legislation, which authorized body carries out the control (supervision).

Strategy and tactics of application of control system by phytosanitary risk at realization of quarantine phytosanitary control (supervision) at import is defined by legislation of the Parties.

3.5. Primary quarantine phytosanitary control (supervision) at import provides conducting of following control measures:

- 1) documentary check;
- 2) inspection of vehicles;

3) inspection or examination of regulated products – in relation to regulated products of high phytosanitary risk, selectively, taking into account control system of phytosanitary risk;

4) examination of regulated products – after disinfection of regulated products, if the decision on disinfection of regulated products was made by the official of authorized body by results of its survey or examination.

3.6. In case of direction for examination of samples (tests), selected at carrying out of inspection within the limits of realization of primary quarantine phytosanitary control (supervision) at import, regulated products is not detained till reception by the official of the authorized body results of the expertise, if at visual inspection and (or) analysis of samples (tests) of regulated products organisms, similar to morphological signs with quarantine objects (quarantine harmful organisms), symptoms of illnesses of plants, damage signs of regulated products by quarantine objects (quarantine harmful organisms) were not found.

In this case expert findings are directed at expert organization to the authorized body of the Party that carried out sampling (tests) of regulated products. Specified authorized body notifies authorized body of the Party at place of conclusion of customs registration in case, if expert findings confirm infection (contamination) of regulated products.

If during the visual inspection and/or analysis of the samples (tests) of regulated products organisms are discovered which are similar to morphological signs with quarantine objects (quarantine harmful organisms), the decision on the further transfer of regulated products is taken by an official of the authorized body after receipt of the conclusion of the examination, but not later than 72 hours from the time of collection of samples (tests) of regulated products.

3.7. Quarantine phytosanitary control (supervision) at import at place of conclusion of customs registration provides following control measures:

1) documentary check;

2) inspection of vehicles – if place of conclusion of customs registration is arrival place of regulated products;

3) inspection of regulated products – in relation to regulated products of low phytosanitary risk;

4) inspection or examination of regulated products – in relation to regulated products of high phytosanitary risk, selectively, taking into account control system of phytosanitary risk;

5) examination of regulated products – after disinfection of regulated products, if the decision on disinfection of regulated products was accepted by the official of the authorized body by results of its inspection or examination;

3.8. In case of direction of selected for examination within the limits of quarantine phytosanitary control (supervision) in place of customs registration of samples (tests) of regulated products for examination, regulated products is detained till receiving by the official of the authorized body of expert results.

Legislation of the Parties can foreseen deadline, on which regulated products can be detained, and also consequences of expiration of such term till receiving of expert results.

Legislation of the Party can foreseen cases, when till receiving of expert results can be provided the official of the authorized body of the Party makes the decision on the permission of regulated products at observance of conditions (condition on place of storage, restriction on circulation and so forth).

3.9. Quarantine phytosanitary control (supervision) at import of regulated products, which is going as transit through customs territory of the customs union to third countries, in tight, in good order and sealed up carriages, motor vans, containers, auto refrigerators, is carried out at arrival place of regulated products by means of documentary check and inspection of vehicles on presence of quarantine objects, included in national Lists of quarantine objects.

3.10. Results of quarantine phytosanitary control (supervision) on place of arrival and delivery are formed by:

1) putting by the official of the authorized body of the Party, who carried out measures for quarantine phytosanitary control (supervision), a respective stamp on the phytosanitary certificate (if any) and the transport (transportation) document in accordance with Annex No. 1;

2) drawing up of the certificate of quarantine phytosanitary control (supervision) in accordance with Annex No. 2.

Additional instructions and restrictions on production turnover act to quarantine phytosanitary control (supervision) are not allowed.

3.11. In case the legislation of the state of the Party provides for collection of payment for realization of separate control actions and/or examination of samples (tests) of regulated products, the amount of such payment is determined in

accordance with the tariffs established in the manner provided for by the legislation of the state of the Party.

3.12. Officials of authorized bodies, who are carrying out quarantine phytosanitary control (supervision), are provided with uniform in an order, established by legislation of the Parties.

IV. Actions for quarantine phytosanitary control (supervision) at import

4.1. Documentary check

4.1.1. With a view of carrying out of documentary check the official of the authorized body has to be presented with:

1) commercial and transport (transportation) documents on imported lot of regulated products;

2) phytosanitary certificate on imported lot of regulated products (translated if necessary into the state language of the Party, to an official of the authorized body of which it is provided) – in case of import of lot of regulated products of high phytosanitary risk if other is not provided by point 7.1 of present Regulation;

3) permission for import of quarantine objects (quarantine harmful organisms) in research purposes.

4.1.2. Official of the authorized body, on the basis of presented commercial and transport (transportation) documents, establishes:

1) name of regulated products;

2) place of origin (manufactures, formations) of lot of regulated products with a view of application of interdictions for import of lot of regulated products, occurring from specific state, certain district or made (generated) at certain enterprise, entered according to the Party legislation, to which quarantine phytosanitary requirements it has to correspond production.

4.1.3. Official of the authorized body on the basis of analysis of presented commercial and transport (transportation) documents makes the decision on ban on import of lot of regulated products or transit of lot of regulated products under customs procedure of customs transit in case, if:

1) on lot of regulated products of high phytosanitary risk phytosanitary certificate is not presented, except for cases provided by point 7.1 of the present Regulation;

2) quarantine objects (quarantine harmful organisms) are imported, and the permission on its import in research purposes is not presented, or import of such objects in research purposes is not authorized according to Party legislation, which quarantine phytosanitary requirements correspond lot has to comply;

3) established place of origin (manufacture, formation) of lot of regulated products corresponds to introduced prohibition on import of lot of regulated products, originating from certain state, certain district or made (generated) on certain enterprise, and specified lot has been shipped after the moment, when such interdiction entered into force.

4.1.4. Official of the authorized body checks presented phytosanitary certificate and makes decision on interdiction of import of lot of regulated products of high phytosanitary risk or its premise under a customs procedure of customs transit in following cases:

1) data, contained in phytosanitary certificate, do not correspond to the information in commercial and transport (transportation) documents;

2) presence of trustworthy information on actual quantity regulated products in a lot of regulated products in ten and more percent exceeds the quantity, specified in phytosanitary certificate;

3) phytosanitary certificate is counterfeit or void;

4) phytosanitary certificate does not confirm compliance of lot of regulated products with provided quarantine phytosanitary requirements.

4.1.5. Phytosanitary certificate is admitted counterfeit in following cases:

1) phytosanitary certificate is issued by an unauthorized body;

2) phytosanitary certificate does not correspond to established requirements on form, where phytosanitary certificate is issued.

4.1.6. Phytosanitary certificate is nullified in following cases:

1) phytosanitary certificate is not completely issued;

2) phytosanitary certificate was issued on lot of regulated products after its actual departure from the Party territory, by the authorized body that issued it, except for phytosanitary certificates issued for replacement, provided that the authorized body of the exporting country ensures and confirms:

phytosanitary safety of regulated products;

sampling, inspection and handling of regulated products required to fulfill quarantine phytosanitary requirements prior to shipment of regulated products;

integrity of regulated products from shipment until the time of import of regulated products into the customs territory of the customs union;

3) period of validity of phytosanitary certificate (term from the moment of issuance of phytosanitary certificate) expired, if such term is provided by the Party legislation, which quarantine phytosanitary requirements production has to correspond to;

4) phytosanitary certificate does not contain instructions on name and (or) vehicle number, if requirement on obligatory identification in phytosanitary certificate of vehicle number is provided by the Party legislation, which quarantine phytosanitary requirements production has to correspond to;

5) phytosanitary certificate contains not assured by the authorized body, who issued it, changes or additions;

6) phytosanitary certificate on lot of regulated products, which is forbidden to import, is issued after introduction of such ban by the Party, which quarantine phytosanitary requirements production has to correspond, or after date (expiration of certain period), provided by the decision on introduction of such ban.

4.1.7. Phytosanitary certificate admits not confirming necessary phytosanitary condition of imported lot of regulated products, if there is no data on compliance with quarantine phytosanitary requirements, operating at the moment of delivery of phytosanitary certificate and not become invalid by the time of carrying out documentary check.

4.1.8. Official of authorized body checks import license of quarantine objects (quarantine harmful organisms) in research purposes and makes decision on an ban of import of lot of quarantine objects (quarantine harmful organisms) or its premise under a customs procedure of customs transit in case, if specified permission is given out by unauthorized person, or does not correspond to lot of quarantine objects (quarantine harmful organisms), presented to quarantine phytosanitary control (supervision).

4.1.9. In cases, when by results of documentary check the official of the authorized body makes the decision on interdiction of import of lot of regulated products, or party premises of regulated products under a customs procedure of customs transit, regulated products is subjected to return or destruction at the expense of the owner of regulated products.

4.2. Survey of vehicles

4.2.1. At inspection of vehicles the official of the authorized body carries out visual inspection of vehicles and adaptations for transportation (including cabins, salons, luggage and cargo branches of vehicles, containers) without package opening and sampling (tests) of production is carried out.

4.2.2. Survey of vehicles is spent with a view of:

1) establishments of conformity of vehicles to the data, specified in phytosanitary certificate;

2) definitions of presence or absence of quarantine objects or signs of its infection (contamination) on surface of vehicles and adaptations for transportation.

4.2.3. In case of detection at vehicle survey on its surface and (or) surfaces of adaptations for transportation of organisms similar to morphological signs with quarantine objects (quarantine harmful organisms), sampling (tests) of material, containing specified insects, seeds of weed plants is made for carrying out its research according to section V of present Regulation.

4.2.4. By results of survey of vehicles the official of the authorized body makes the decision on import ban of regulated products or interdiction of its premise under a customs procedure of customs transit in following cases:

1) data on vehicle number do not correspond to the data, specified in phytosanitary certificate, if requirement on obligatory instructions in phytosanitary certificate of number of vehicle is provided by Party legislation, which quarantine phytosanitary requirements production has to correspond.

In this case regulated products are subjected to return or destruction at the expense of the owner of regulated products;

2) found on a surface of a vehicle organisms are quarantine objects (quarantine harmful organisms). In this case vehicle is subjected to clearing and (or) to disinfecting, and at impossibility of it, or refusal by the owner of production, its return together with transported lot of regulated products. After carrying out of clearing and (or) vehicle disinfecting, it is subject to repeated survey, and regulated products – to other control actions, if it has to take place according to subparagraphs 3.5, 3.8 and 3.10 of present Regulations.

4.3. Survey of regulated products.

4.3.1. At survey of regulated products official of the authorized body carries out visual inspection of regulated products without tare and package opening.

4.3.2. Survey of regulated products is made with a view of:

1) establishing conformity of production to the data, specified in phytosanitary certificate, import license of quarantine objects (quarantine harmful organisms) in research purposes;

2) definition of presence or absence of quarantine objects or signs of its infection (contamination) on surface of the container or packaging.

4.3.3. At survey of regulated products in case of detection on its surface, in the container and/or in the packaging of organisms, similar to morphological signs with quarantine objects (quarantine harmful organisms), symptoms of illnesses of plants, damage signs of regulated products by quarantine objects (quarantine harmful

organisms), the regulated products are inspected in accordance with paragraph 4.4 of this Regulation.

4.3.4. By results of survey of regulated products official of the authorized body makes the decision on import ban of lot of regulated products or interdiction of its premise under a customs procedure of customs transit in cases, when during survey was established, that:

1) regulated products is regulated products of high phytosanitary risk, and in commercial and (or) transport (transportation) documents name of production with low phytosanitary risk is specified, and phytosanitary certificate is not presented on given lot of regulated products;

2) information on name of production does not correspond to data, specified in phytosanitary certificate;

3) quarantine objects (quarantine harmful organisms) are found on surface of regulated products, in package (taking into account results of research), except for cases, established by paragraph 7.2 of present Regulation.

In cases, provided by subparagraphs 1 – 2 of present points, regulated products are subjected to return or destruction at the expense of the owner of production.

In case, provided by subparagraph 3 of present point, regulated products are subjected to return, disinfection or destruction at the expense of the owner of production in conformity with paragraph 6.2 of present Regulation.

4.4. Examination of regulated products

4.4.1. Examination regulated products provides:

1) visual inspection of lot of regulated products, completely unloaded from a vehicle or placed on a vehicle in such a way, that the official of the authorized body has an access for inspection of any part of lot of regulated products and possibility to carry out sampling (tests) from various parts of lot of regulated products;

2) sampling (tests) from various parts of lot of regulated products;

3) research of selected samples (tests).

4.4.2. Sampling (tests) is carried out by the official of the authorized body after establishment of conformity of regulated products to the data, specified in commercial, transport (transportation) documents, phytosanitary certificate, import license of quarantine objects (quarantine harmful organisms) in scientific –research purposes, and also establishment the fact of absence on a surface of regulated products of quarantine objects. Quantity and way of sampling (tests) are defined by the Party legislation.

4.4.3. By results of examination of regulated products the official of the authorized body makes the decision on import ban of lot of regulated products or interdiction of its premise under a customs procedure of customs transit in cases, when during examination it is established, that:

1) regulated products is regulated products of high phytosanitary risk, and in commercial and (or) transport (transportation) documents production is indicated as with low phytosanitary risk and phytosanitary certificate on given lot of regulated products is not presented;

2) information on production name does not correspond to the data, specified in phytosanitary certificate;

3) fact of infection (contamination) of regulated products by quarantine objects (quarantine harmful organisms) is established, except for cases, established by paragraph 7.2 of present Regulation.

In cases, provided by subparagraphs 1 – 2 of present points, regulated products are subjected to return or destruction at the expense of the owner of production.

In case, provided by subparagraph 3 of the present point, regulated products are subjected to return, disinfection or destruction at the expense of the owner of production in conformity with paragraph 6.2 of present Regulation.

V. Research of samples (tests) of regulated products

5.1. Selected samples (tests) of regulated products are subjected to research by officials of the authorized body at place of its selection (further – analysis of samples of regulated products), and (or) by expert organization (further – examination of regulated products' samples).

Selected samples (tests), directed for carrying out of its examination, have to be packed and sealed up in the way, providing safety of samples (tests) before carrying out its examination and impossibility of latent substitution of samples (tests).

5.2. Results of the analysis of samples of regulated products are reflected in the certificate of quarantine phytosanitary control (supervision).

Upon the results of the examination of regulated products' samples, a judgment is made on the results of the quarantine phytosanitary examination and signed by an expert (experts) of the expert organization.

5.3. Samples of regulated products used for carrying out analysis and examination are not returned to the owner and their value is not compensated to the owner.

5.4. At decision-making on presence or absence of infection (contamination) of regulated products by quarantine objects (quarantine harmful organisms) the official of the authorized body is guided by conclusions, stated in judgment.

VI. Measures, applied in case of detection of infection (contamination) of imported regulated products by quarantine objects (quarantine harmful organisms)

6.1. In case of detection during survey of regulated products or examination of regulated products of its infection (contamination) quarantine objects (quarantine harmful organisms), authorized body makes the decision on import ban of lot of regulated products or interdiction of its premise under a customs procedure of customs transit, if the other is not provided by subparagraph 6.3 of present Regulation.

In case quarantine weed seeds are detected in the seeding (planting) material, regulated products are returned or destroyed.

6.2. After decision-making on import ban of lot of regulated products or interdiction of its premise under a customs procedure of customs transit as a result of detection of infection (contamination) by quarantine objects (quarantine harmful organisms) the official of the authorized body is obliged to offer the owner of production to choose between production disinfection or destruction, if disinfection or destruction is supposed according to paragraphs 6.3 and 6.4 of present Regulations.

At refusal of the owner of production to carry out its disinfection or destruction, or at its impossibility, the official of the authorized body issues instruction on return of production at the expense of the owner of production.

6.3. Upon an application of the owner of products, the regulated products are subjected to disinfection at the expense of the owner of products subject to availability of conditions for disinfection at the place of carrying out of quarantine phytosanitary control (supervision). Conditions of transportation of regulated products to the place of disinfection shall eliminate the spread of quarantine objects (quarantine harmful organisms) during the transportation to the place of disinfection.

By results of disinfection the statement is drawn up, and regulated products are subjected to examination.

6.4. Regulated products under request by the owner of production is liable to destruction at the expense of the owner of production at availability at place of quarantine phytosanitary control (supervision) conditions for destruction of regulated products by means, excluding distribution of quarantine objects (quarantine harmful

organisms), by which it is infected (littered), and also not creating threat to human life and health, causing damage to the environment.

By results of destruction the statement is drawn up.

6.5. Acceptable means of disinfecting or destruction of regulated products, with a view of a kind of regulated products and quarantine objects (quarantine harmful organisms), by which it can be infected it (littered), are defined by legislation of the Parties.

Disinfection or destruction of regulated products is carried out by persons, authorized on granting specified services according to Party legislation.

VII. Features of realization of quarantine phytosanitary control (supervision) at import of independent types of regulated products

7.1. At realization of quarantine phytosanitary control (supervision) representation of phytosanitary certificates at import of next regulated products of high phytosanitary risk are not required, if:

1) moved through the customs border of the customs union by mail, hand luggage of passengers of ships, planes, carriages, road vehicles, members of crews of ships, planes, and in dining cars, conditioned that the specified products are not a planting or seeding material or potato;

2) wood packaging and fixing materials. Official of the authorized body at realization of survey or examination of specified regulated products checks if there is a special marking sign of international sample;

3) regulated products, being in vehicles and intended for food purposes of commands and crews of these vehicles, without the right of its carrying out for limits of vehicles. Food stocks on vehicles, infected by quarantine objects (quarantine harmful organisms), under the instruction of the official of the authorized body have to be disinfected, destroyed or sealed up in special warehouse for a vehicle finding on customs territory of the customs union.

7.2. Is not basis for acceptance by the authorized body of the decision on import ban of lot of regulated products or its premise under a customs procedure of customs transit detection during survey or examination imported regulated products:

1) fruits with presence of quarantine kinds scale;

2) oil cakes and other firm waste received at extraction of vegetative fats and oils, with presence of quarantine weeds (except for quarantine object *Striga* spp) with a condition of its further direction on enterprises, where deprivation of seeds of viability is made;

3) other regulated products infected (littered) by quarantine objects (quarantine harmful organisms), if import of such production is admitted according to legislation of the Party, where place of arrival of imported regulated products is located, and in cases, when imported regulated products is located under a customs procedure of customs transit – place of delivery of such production is located.

7.3. The import into the customs territory of the customs union of quarantine objects (quarantine harmful organisms), except in cases of import for research purposes with the permission of the authorized body, is prohibited.

VIII. Registration of lot of regulated products at export from customs territory of the customs union

8.1. In case if according to phytosanitary requirements of the country –importer regulated products have to be accompanied by phytosanitary certificate, specified phytosanitary certificates are issued by authorized body of the Party at sending place according to the Party legislation.

Activity of authorized bodies, directed on issuance of phytosanitary certificate, including establishing phytosanitary condition of regulated products with a view of issuance of phytosanitary certificate, is not quarantine phytosanitary control (supervision).

8.2. In case if defined according to country requirements – importer period of validity of phytosanitary certificate on lot of regulated products, issued by one of Parties, at the moment of crossing of customs border of the customs union has expired, authorized body of the Party, where place of departure of lot of regulated products is located, issues new phytosanitary, under the statement of the owner of production, with appendix of the original phytosanitary with the expired period of validity certificate, without carrying out of measures, directed on establishing quarantine phytosanitary condition of the given lot of regulated products.

Thus responsibility for conformity of the given lot of regulated products to requirements of country–importer is assigned on the authorized body of the country, issued phytosanitary certificate, which period of validity was expired.

8.3. If the phytosanitary requirements of the importing country permit and/or do not restrict the import of regulated products contaminated with weeds of quarantine importance to the Parties, the export of these products from the customs territory of the customs union is not prohibited.

IX. Transitive positions

9.1. Before formation of control system for phytosanitary risks by authorized bodies of member-states of customs union at choosing control measures, applied at realization of quarantine phytosanitary control (supervision) at import of concrete lots of regulated products, are guided by legislation and well-established administrative practice.

ANNEX No. 1

to Regulation on a Procedure of Quarantine
Phytosanitary Control (Supervision) on
Customs Border of the Customs Union

1.

KZ	Quarantine phytosanitary control (supervision)	01-001
<p>IMPORT ALLOWED</p> <p>subject to quarantine phytosanitary control (supervision) at the delivery place</p> <p>Certificate of Quarantine Phytosanitary Control (Supervision) OF _____ No. _____</p> <p>An official of the authorized body, performing the functions of quarantine phytosanitary control (supervision) _____</p> <p>Signature _____</p>		

2.

KZ	Quarantine phytosanitary control (supervision)	01-001
<p>IMPORT PROHIBITED</p> <p>Certificate of Quarantine Phytosanitary Control (Supervision) OF _____ No. _____</p> <p>An official of the authorized body, performing the functions of quarantine phytosanitary control (supervision) _____</p> <p>Signature _____</p>		

3.

KZ	Quarantine phytosanitary control (supervision)	01-001
TRANSIT ALLOWED		
Certificate of Quarantine Phytosanitary Control (Supervision) OF _____ No. _____		
An official of the authorized body, performing the functions of quarantine phytosanitary control (supervision) _____		
Signature _____		

4.

KZ	Quarantine phytosanitary control (supervision)	01-001
TRANSIT PROHIBITED		
Certificate of Quarantine Phytosanitary Control (Supervision) OF _____ No. _____		
An official of the authorized body, performing the functions of quarantine phytosanitary control (supervision) _____		
Signature _____		

5.

KZ	Quarantine phytosanitary control (supervision)	01-001
RELEASE IS ALLOWED WITHOUT THE RIGHT TO SELL		

<p>Certificate of Quarantine Phytosanitary Control (Supervision) OF _____ No. _____</p> <p>An official of the authorized body, performing the functions of quarantine phytosanitary control (supervision) _____</p> <p>Signature _____</p>

6.

KZ	<p>Quarantine phytosanitary control (supervision)</p>	01-001
<p>RELEASE IS ALLOWED</p> <p>Certificate of Quarantine Phytosanitary Control (Supervision) OF _____ No. _____</p> <p>An official of the authorized body, performing the functions of quarantine phytosanitary control (supervision) _____</p> <p>Signature _____</p>		

7.

KZ	<p>Quarantine phytosanitary control (supervision)</p>	01-001
<p>RELEASE IS PROHIBITED</p> <p>Certificate of Quarantine Phytosanitary Control (Supervision) OF _____ No. _____</p> <p>An official of the authorized body, performing the functions of quarantine phytosanitary control (supervision) _____</p>		

Signature _____

8.

KZ	Quarantine phytosanitary control (supervision)	01-001
<p style="text-align: center;">SUBJECT TO QUARANTINE PHYTOSANITARY CONTROL (SUPERVISION) AT THE PLACE OF UNLOADING</p> <p style="text-align: center;">Certificate of Quarantine Phytosanitary Control (Supervision) OF _____ No. _____</p> <p>An official of the authorized body, performing the functions of quarantine phytosanitary control (supervision) _____</p> <p>Signature _____</p>		

INSTRUCTIONS FOR USE OF STAMPS

Stamp size: 60 mm x 35 mm.

Conventions used in the manufacture of stamps for quarantine phytosanitary control (supervision):

The upper right corner – the region code and three-digit code of the border point on quarantine of plants (phytosanitary control post), which is located under the region code.

The upper left corner – one of the designations of the member-states of the customs union – BY, KZ, RU.

Stamp 1 “Import allowed, subject to quarantine phytosanitary control (supervision) at the delivery place” is put in checkpoints at the customs border of the customs union on the phytosanitary certificate and the transport (transportation) document, if upon the results of the quarantine phytosanitary control (supervision) a decision is made to allow the import of the lot of regulated products.

Stamp 2 “Import prohibited” is put in checkpoints at the customs border of the customs union on the phytosanitary certificate and the transport (transportation) document, if upon the results of the quarantine phytosanitary control (supervision) a decision is made to ban the import of the lot of regulated products.

Stamp 3 “Transit allowed” is put in checkpoints at the customs border of the customs union on the phytosanitary certificate and the transport (transportation) document, if upon the results of the quarantine phytosanitary control (supervision) of regulated products a decision is made to allow its transfer.

Stamp 4 “Transit prohibited” is put in checkpoints at the customs border of the customs union on the phytosanitary certificate and the transport (transportation) document, if upon the results of the quarantine phytosanitary control (supervision) of regulated products a decision is made to ban its transfer through the customs territory of the customs union.

Stamp 5 “Release is allowed without the right to sell” is put in places of end of customs registration of regulated products, in cases when quarantine phytosanitary measures are required to be carried out in place of destination of the cargo.

Stamp 6 “Release is allowed” is put in places of end of customs registration (delivery places) of regulated products, in case of its compliance with the quarantine phytosanitary requirements.

Stamp 7 “Release is prohibited” is put in places of end of customs registration (delivery places) of regulated products, in case of its non-compliance with the quarantine phytosanitary requirements.

Stamp 8 “Subject to quarantine phytosanitary control (supervision) at the place of unloading” is put on sea and river vessels on phytosanitary certificate and transport (transportation) document prior to unloading at sea and river checkpoints at the customs border of the customs union for the purpose of carrying out quarantine phytosanitary measures at the place of unloading.

<i>Members of the Coordination Committee for Technical Regulation, Application of Sanitary, Veterinary and Phytosanitary Measures, and authorized representatives of the Parties:</i>					
On behalf of the Republic of Belarus		On behalf of the Republic of Kazakhstan		On behalf of the Russian Federation	
	V. N. Koreshkov		G. T. Dugalov		V. Y. Salamatov
	O. V. Arnautov		N. O. Sadvakasov		A. L. Safonov
	N. N. Kotkovets		S. S. Khasenov		O. N. Aldoshin
Responsible Secretary of the Coordination Committee				M. Chuyko	
<i>Experts of the Parties:</i>					
On behalf of the Republic of Belarus		On behalf of the Republic of Kazakhstan		On behalf of the Russian Federation	

ANNEX No. 2

to Regulation on a Procedure of Quarantine
Phytosanitary Control (Supervision) on
Customs Border of the Customs Union

(as amended by Decision of the Council of
the Eurasian Economic Commission

of _____2013 No._____)

(name of the authorized body that has issued the document)

**CERTIFICATE OF QUARANTINE PHYTOSANITARY CONTROL
(SUPERVISION)**

of _____ No. _____
(date of issue)

I, _____
(position, full name)

carried out quarantine phytosanitary control (supervision) of regulated products

(name and quantity of regulated products)

and vehicles: _____
(vehicle number)

coming from: _____
(country)

originating from: _____
(country)

phytosanitary certificate: _____
(phytosanitary certificate number)

issued: _____
(name of the body that issued the phytosanitary certificate)

destination of regulated
products _____
(address)

exporter (consignor): _____
(name of the organization, address)

importer (consignee): _____
(name of the organization, address)

upon the results of the quarantine phytosanitary control (supervision) it has been established:

samples (tests) selected for examination of regulated products:
in the amount of _____

(in respective measurement units)

quarantine phytosanitary measures prescribed:

the certificate has been drawn up in the presence of the owner
(representative) of the cargo:

(signature)

(full name)

An official of the authorized body,
performing the functions of quarantine
phytosanitary control (supervision)

L.S.

(signature)

(full name)

