



25 November 2016

(16-6498)

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Committee on Sanitary and Phytosanitary Measures

Original: English

**NOTIFICATION**

<b>1. Notifying Member:</b> <u>UKRAINE</u> <b>If applicable, name of local government involved:</b>
<b>2. Agency responsible:</b> State Service of Ukraine on Food Safety and Consumer Protection
<b>3. Products covered (provide tariff item number(s) as specified in national schedules deposited with the WTO; ICS numbers should be provided in addition, where applicable):</b> HS Codes: 06, 07, 08, 09, 12, 14, 17, 18, 20, 24, 44, 51, 52
<b>4. Regions or countries likely to be affected, to the extent relevant or practicable:</b> <input checked="" type="checkbox"/> All trading partners <input type="checkbox"/> Specific regions or countries:
<b>5. Title of the notified document:</b> The Draft Law of Ukraine "On Amendments to Certain Legislative Acts of Ukraine regarding the procedure for phytosanitary examination and bringing laws in accordance with international phytosanitary standards". <b>Language(s):</b> Ukrainian. <b>Number of pages:</b> 9 <a href="http://w1.c1.rada.gov.ua/pls/zweb2/webproc4_1?pf3511=59779">http://w1.c1.rada.gov.ua/pls/zweb2/webproc4_1?pf3511=59779</a>
<b>6. Description of content:</b> The Draft Law of Ukraine "On Amendments to Certain Legislative Acts of Ukraine regarding the procedure for phytosanitary examination and bringing laws in accordance with international phytosanitary standards" provides: <ul style="list-style-type: none"><li>- harmonization of the law terminology with the authentic texts of international documents in the field of phytosanitary control, ensuring understanding and transparency of the national legislation implementation;</li><li>- improving the review procedure during sampling the regulated objects;</li><li>- admission of non-governmental, appropriately accredited and authorized under the legislation laboratories prior to the phytosanitary expertise in the field of plant quarantine, including inspection;</li><li>- regulation of the Law requirements for primary and secondary (arbitration) phytosanitary examinations;</li><li>- establishment validity of phytosanitary certificate - 14 days into the territory of Ukraine;</li><li>- conformity phytosanitary condition of regulated objects with the requirements of the importing country in the order agreed between the State Service of Ukraine on Food Safety and Consumer Protection and services importing countries, according to international treaties of Ukraine;</li><li>- reducing of corruption in the phytosanitary control and increasing the quality of phytosanitary examination;</li><li>- issuing a phytosanitary certificate on export and re-export exclusively in accordance with the phytosanitary requirements of the importing country.</li></ul>
<b>7. Objective and rationale:</b> <input type="checkbox"/> food safety, <input type="checkbox"/> animal health, <input checked="" type="checkbox"/> plant protection, <input checked="" type="checkbox"/> protect humans from animal/plant pest or disease, <input checked="" type="checkbox"/> protect territory from other damage from pests.

<p><b>8. Is there a relevant international standard? If so, identify the standard:</b></p> <p><input type="checkbox"/> <b>Codex Alimentarius Commission (e.g. title or serial number of Codex standard or related text):</b></p> <p><input type="checkbox"/> <b>World Organization for Animal Health (OIE) (e.g. Terrestrial or Aquatic Animal Health Code, chapter number):</b></p> <p><input checked="" type="checkbox"/> <b>International Plant Protection Convention (e.g. ISPM number):</b></p> <ul style="list-style-type: none"> <li>- Paragraph 2 (a) of the Article 5 of the IPPC and clarification provided in the framework of the FAO Conference in 1997 in the process of adoption the revised text of the IPPC 1997 indicated in ISPM 12 Phytosanitary certificates</li> <li>- ISPM 1 Phytosanitary principles for protection of plants and application of phytosanitary measures in the international trade</li> <li>- ISPM 5 Glossary of phytosanitary terms (as adopted by CPM-11)</li> <li>- ISPM 6 Guidelines for surveillance</li> <li>- Paragraphs 2.2.,3.1 and summary of requirements ISPM 7 Phytosanitary certification system</li> <li>- ISPM 23 Guidelines for inspection</li> </ul> <p><input type="checkbox"/> <b>None</b></p> <p><b>Does this proposed regulation conform to the relevant international standard?</b></p> <p><input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p><b>If no, describe, whenever possible, how and why it deviates from the international standard:</b> The Draft Law of Ukraine foresees granting the competence of the national plant protection organization to economic operators as it is indicated in abovementioned IPPC and ISPM.</p>
<p><b>9. Other relevant documents and language(s) in which these are available:</b> The Law of Ukraine "On plant quarantine" as of 30 June 1993 No. 3348-XII (with amendments) (available in Ukrainian)</p>
<p><b>10. Proposed date of adoption (dd/mm/yy):</b> 1 May 2017 <b>Proposed date of publication (dd/mm/yy):</b> 1 May 2017</p>
<p><b>11. Proposed date of entry into force: <input checked="" type="checkbox"/> Six months from date of publication, and/or (dd/mm/yy):</b> <input type="checkbox"/> Trade facilitating measure</p>
<p><b>12. Final date for comments: <input checked="" type="checkbox"/> Sixty days from the date of circulation of the notification and/or (dd/mm/yy):</b> 24 January 2017 <b>Agency or authority designated to handle comments: <input checked="" type="checkbox"/> National Notification Authority, <input checked="" type="checkbox"/> National Enquiry Point. Address, fax number and e-mail address (if available) of other body:</b></p>
<p><b>13. Text(s) available from: <input checked="" type="checkbox"/> National Notification Authority, <input checked="" type="checkbox"/> National Enquiry Point. Address, fax number and e-mail address (if available) of other body:</b></p>