

RESOLUTION OF THE COUNCIL OF MINISTERS OF THE REPUBLIC OF
BELARUS
of July 29, 1993 No. 509

**On measures to improve the organization of plant quarantine in the
Republic of Belarus**

Changes and amendments:

Resolution of the Council of Ministers of the Republic of Belarus of July 14, 2006, No. 881 (National Register of legal acts of the Republic of Belarus, 2006, No. 123, 5/22635);

Resolution of the Council of Ministers of the Republic of Belarus of July 9, 2009, No. 908 (National Register of legal acts of the Republic of Belarus, 2009, No. 171, 5/30148);

Resolution of the Council of Ministers of the Republic of Belarus of September 6, 2011, No. 1189 (National Register of legal acts of the Republic of Belarus, 2011, No. 106, 5/34443);

Resolution of the Council of Ministers of the Republic of Belarus of February 4, 2016, No. 98 (National legal Internet-portal of the Republic of Belarus, 10.02.2016, 5/41659);

Resolution of the Council of Ministers of the Republic of Belarus of January 21, 2017, No. 58 (National legal Internet-portal of the Republic of Belarus, 02.02.2017, 5/43281)

In order to strengthen the protection of the territory of the Republic of Belarus from quarantine objects, the Council of Ministers of the Republic of Belarus **RESOLVES:**

1. To approve the Charter on plant quarantine in the Republic of Belarus (attached).

2. The Ministry of Agriculture and Food shall ensure the organization and implementation of quarantine phytosanitary measures in the Republic of Belarus.

The Ministry of Agriculture and Food is fully responsible for the timely implementation of these measures on the territory of the Republic. The orders and instructions in the field of plant quarantine published by it within the limits of its competence are mandatory for execution by legal entities and individuals handling quarantinable objects, as well as by citizens.

3. The Ministry of Agriculture and Food, other republican bodies of state administration, state organizations subordinate to the Government of the Republic of Belarus, local executive and administrative bodies within their competence shall develop and implement a set of measures to ensure:

3.1. strengthening of the protection of the territory of the Republic from penetration of quarantine objects from foreign countries;

3.2. timely detection, localization and liquidation of quarantine objects on the territory of the Republic.

4. Excluded.

5. Excluded.

6. The Ministry of Transport and Communications, other republican bodies of state administration, legal entities and individuals, including individual entrepreneurs shall take quarantinable products for transportation from areas under quarantine regime, provided that there are phytosanitary certificates issued by the state institution "Main State Inspection on Seed Breeding, Quarantine and Plant Protection" and its territorial organizations in the regions.

7. The quarantinable products imported to the Republic of Belarus from foreign countries are subject to state quarantine phytosanitary control (inspection) by state inspectors for plant quarantine at checkpoints across the State Border of the Republic of Belarus and (or) at places of destination.

8. The Ministry of Transport and Communications, the Ministry of Communications and Informatization and other state bodies, legal entities and individual entrepreneurs shall provide the officials carrying out the functions of quarantine phytosanitary control (inspection) free of charge according to the established procedure with office space at checkpoints across the State Border of the Republic of Belarus and (or) in the places of destination of imported quarantinable products and, if necessary, warehouses, as well as workers for the inspection and disinfection of these products at the expense of the cargo owner.

9. Excluded.

10. The Ministry of Agriculture and Food upon agreement with the Ministry of Defense, the State Customs Committee shall submit proposals to the Council of Ministers of the Republic of Belarus on changing the uniform for workers of the regional border state inspectorates and border points for plant quarantine and introducing new signs of distinction and, upon agreement with the Ministry of Finance, the norms of handing out to such workers and the terms of wearing uniform garments.

11. To recognize as invalid the resolution of the Council of Ministers of the BSSR of August 21, 1979, No. 264 "On measures to improve the organization of plant quarantine in the Byelorussian SSR".

**First Deputy Chairman of the
Council of Ministers of the Republic of
Belarus**

M.Myasnikovich

**Executive Officer of the
Council of Ministers of
the Republic of Belarus**

N.Kavko

APPROVED

Resolution of the
Council of Ministers of
the Republic of Belarus
July 29, 1993 No 509

CHARTER
on plant quarantine in the Republic of Belarus

General provisions

1. In the Republic of Belarus a system of quarantine phytosanitary measures is implemented aimed at:

1.1. protection of its territory from the penetration of quarantine objects from foreign countries, which may cause economic damage to the national economy;

1.2. timely detection, localization and liquidation of quarantine objects on the territory of the Republic, as well as prevention of their penetration into areas where they are absent;

1.3. carrying out state quarantine phytosanitary control (inspection) over observance of quarantine phytosanitary requirements and rules, implementation of quarantine phytosanitary measures while manufacturing, procuring, transporting, storing, processing, selling and using of quarantinable products.

2. Quarantine measures apply to:

2.1. seeds and planting stock of agricultural, forest and ornamental crops, plants and their parts (cuttings, bulbs, tubers, fruits, etc.), as well as other quarantinable products that can be a carrier of quarantine objects;

2.2. culture of live fungi, bacteria, viruses, nematodes, mites and insects;

2.3. collection of insects, plant pathogens and samples of damage caused by them, as well as herbaria and seed collections;

2.4. agricultural machinery and tools of soil cultivation, containers, certain industrial goods, packaging materials and products from plant materials that can be carriers of quarantine objects, monoliths and soil samples, vehicles coming from other states;

2.5. territory and premises of legal entities and individuals, individual entrepreneurs, producing, procuring, storing, processing and selling quarantine products, agricultural and forestry lands, personal, private and garden plots, collective gardens and vegetable gardens, non-agricultural lands.

3. The general management of quarantine phytosanitary measures in the Republic of Belarus is carried out by the Ministry of Agriculture and Food, which:

3.1. publishes within its competence quarantine phytosanitary requirements and rules that are mandatory for all legal entities and individuals, individual entrepreneurs engaged in handling quarantinable objects;

3.2. as necessary, revises and approves the list of pests, plant diseases and weed, which are quarantine objects, against which quarantine phytosanitary measures are

carried out;

3.3. performs state quarantine phytosanitary control (inspection) over the implementation of quarantine phytosanitary measures, bears full responsibility for their timely implementation on the territory of the Republic;

3.4. participates in the fulfilment of obligations arising from the agreements of the Republic with other states on quarantine measures.

State institution "Main State Inspection on Seed Breeding, Quarantine and Plant Protection" and its territorial organizations in the regions, their obligations and rights

4. The Ministry of Agriculture and Food organizes implementation of quarantine phytosanitary measures through the state institution "Main State Inspection on Seed Breeding, Quarantine and Plant Protection", which has territorial organizations in the regions that have the rights of legal entities and are regional state inspections on seed breeding, quarantine and plant protection.

The Ministry of Agriculture and Food determines the strategy and tactics of applying the phytosanitary risk management system when inspecting quarantinable products during their import.

4 [1]. The heads of state inspections on seed breeding, quarantine and plant protection and their deputies, who are in charge of plant quarantine issues, are the main state inspectors for plant quarantine.

The heads of structural subdivisions of state inspections on seed breeding, quarantine and plant protection, their deputies and plant quarantine specialists are state inspectors for plant quarantine.

5. Excluded.

6. Excluded.

7. Excluded.

8. Excluded.

9. The state institution "Main State Inspection on Seed Breeding, Quarantine and Plant Protection" and its territorial organizations in the regions are in charge of:

9.1. development of quarantine phytosanitary measures when importing quarantinable products to the territory of the Republic, transportation of these products within the Republic and their use;

9.2. carrying out state quarantine phytosanitary control (inspection) and quarantine phytosanitary examination of quarantinable products and other materials that can be carriers of quarantine objects imported to the Republic and exported from it;

9.3. organization of disinfection of the said products, as well as disinfection of vehicles coming to the Republic of Belarus from other states;

9.4. carrying out state quarantine phytosanitary control (inspection) over the implementation of quarantine phytosanitary measures by the republican bodies of state administration, other state organizations subordinate to the Government of the Republic of Belarus, legal entities and individuals, including individual

entrepreneurs;

9.5. excluded;

9.6. studying the species composition, biology and ecology of quarantine objects that are absent or limited on the territory of the Republic of Belarus in cooperation with scientific organizations under the supervision of the National Academy of Sciences of Belarus;

9.7. excluded;

9.8. development of effective measures to fight quarantine objects in cooperation with scientific research agricultural and forestry institutions;

9.9. control over the activity of introductory quarantine nurseries, state strain-testing stations, greenhouses that carry out quarantine checks of seeds and plants imported to the Republic from other states;

9.10. organization of propaganda and wide introduction of science and best practices, new methods and means of fighting quarantine objects into production, distribution of knowledge about quarantine objects and measures to fight them among population;

9.11. control over the implementation of quarantine phytosanitary measures arising from international treaties of the Republic of Belarus;

9.12. organization of systematic inspections and implementation of control inspections of agricultural, forestry and other lands, places of storage and processing of quarantinable products, checkpoints across the State Border of the Republic of Belarus and (or) the places of destination of these products and the adjacent territory with the purpose of timely detection of quarantine objects;

9.13. taking urgent measures to localize and eliminate areas of contamination, as well as to detect and block channels of bringing of quarantine objects;

9.14. sending to local executive and administrative bodies orders on the institution and lift of the quarantine regime on the relevant territory.

10. During the performance of official duties, the state inspector for plant quarantine has the right to:

10.1. enter the territory of railway stations and bus stations (auto stations), airports, post offices, warehouses, elevators, exhibitions, botanical gardens, research institutes, experimental stations and other objects, passenger and freight cars, civil aircraft, personal plots of citizens, engaged in procuring, processing and selling of quarantinable products. Admission of state inspectors for plant quarantine to the regime zones of checkpoints is carried out in accordance with the established procedure;

10.2. select samples of quarantinable products and other materials for subsequent quarantine phytosanitary examinations, if quarantine objects are found, establish restrictions on the export and use of products;

10.3. detain, withdraw and, if necessary, return in the established manner the quarantinable products exported without phytosanitary certificates from the territories, for which quarantine regime has been established;

10.4. receive from the republican bodies of state administration that possess information on the movement of goods, customs administration, railway stations, bus stations (auto stations), airports, post offices and other organizations information on

quarantinable products imported to and exported from the Republic, as well as quarantinable products detained or moved with violations with provision for inspection (analysis) of transport (shipment) and other accompanying documents.

10.5. if necessary, require the administration of railway stations, airports, post offices and markets and other legal entities and individual entrepreneurs to provide office and storage facilities, as well as workers for inspection and disinfection of quarantinable products;

10.6. draw up protocols on administrative offenses in the field of plant quarantine;

10.7. carry out quarantine phytosanitary measures and inspection of quarantinable products, including in the places of its manufacturing, procuring, storing and shipping;

10.8. take decisions on disinfection, withdrawal, return or disposal of quarantinable products during quarantine phytosanitary control (inspection);

10.9. issue requirements (orders) on the suspension of the activities of legal entities and individuals, including individual entrepreneurs at quarantinable objects, if such activities are carried out in violation of the law, until the violations specified in the requirements (orders) are eliminated.

11. instructions of the state institution "Main State Inspection on Seed Breeding, Quarantine and Plant Protection" and its territorial organizations in the regions within the limits of the functions assigned to it and the rights granted to it are mandatory for execution by the republican bodies of state administration, other state organizations subordinate to the Government of the Republic of Belarus, legal entities and individuals, including individual entrepreneurs, engaged in manufacturing, procuring, storing, processing, transporting of quarantinable products.

12. Excluded.

13. Excluded.

14. Excluded.

15. Excluded.

16. Excluded.

17. Losses, arising as a result of violation of quarantine phytosanitary requirements and rules, shall be charged from the guilty party according to the established procedure.

Section excluded

18–29. Excluded.

Obligations and rights of the republican bodies of state administration, state organizations subordinate to the Government of the Republic of Belarus, legal entities and individuals, including individual entrepreneurs

30. Republican bodies of state administration, other state organizations subordinate to the Government of the Republic of Belarus, legal entities and individuals, including individual entrepreneurs, when importing quarantinable products shall include in trade agreements (contracts) for supply of quarantinable

products to the Republic of Belarus from foreign countries or through its territory the requirements of the state institution "Main State Inspection on Seed Breeding, Quarantine and Plant Protection" and its territorial organizations in the regions according to the established procedure aimed at preventing the penetration of quarantine objects into the territory of the Republic.

31. Republican bodies of state administration, other state organizations subordinate to the Government of the Republic of Belarus, legal entities and individuals, including individual entrepreneurs engaged in manufacturing, procuring, storing, transporting, processing and selling of quarantinable products carry out measures on inspection of agricultural, forestry and other lands, places of storage and processing of quarantinable products, fight against quarantine objects and prevention of their spread in case of detection under the supervision of the state institution "Main State Inspection on Seed Breeding, Quarantine and Plant Protection" and its regional organizations.

32. Legal entities and individuals, including individual entrepreneurs engaged in handling quarantinable objects shall:

32.1. provide a systematic monitoring of crops, planting stock and territories around warehouses and enterprises, where quarantinable products are stored, as well as inspecting its stocks to identify quarantine objects;

32.2. immediately inform the state institution "Main State Inspection on Seed Breeding, Quarantine and Plant Protection" and its territorial organizations in the regions of all cases of detection of quarantine objects;

32.3. ensure the implementation of preventive and extermination measures aimed at preventing the distribution and liquidation of quarantine objects while manufacturing, procuring, storing, transporting and selling agricultural and other plant products in accordance with the order of the state plant quarantine inspector;

32.4. strictly observe the existing quarantine phytosanitary requirements and rules for the import of quarantinable products from foreign countries and quarantine phytosanitary zones in which quarantine regime is instituted;

32.5. excluded;

32.6. notify the state institution "Main State Inspection on Seed Breeding, Quarantine and Plant Protection" or its territorial organizations in the regions on the arrival of imported quarantinable products to the places of destinations and submit it to the state quarantine phytosanitary control (inspection) not later than the working day following the day of arrival.

33. Citizens engaged in the cultivation of agricultural plants and forest species are obliged to conduct systematic monitoring of crops and planting stock in order to detect quarantine objects in a timely manner and, if found, immediately notify the state institution "Main State Inspection on Seed Breeding, Quarantine and Plant Protection", agricultural and forestry organizations or local executive and administrative bodies and take measures to eliminate the detected areas; strictly observe the existing quarantine phytosanitary requirements and rules and instructions (regulations) of the state plant quarantine inspector.

34. Legal entities and individuals, including individual entrepreneurs engaged in manufacturing, procuring, transporting, storing, processing and selling of

quarantinable products, have the right to:

34.1. demand implementation of quarantine phytosanitary measures from the state institution "Main State Inspection on Seed Breeding, Quarantine and Plant Protection" and its territorial organizations in the regions;

34.2. raise the issue of removal of quarantine restrictions according to the established procedure before the state institution "Main State Inspection on Seed Breeding, Quarantine and Plant Protection" and its territorial organizations in the regions, after the complete elimination of centers of quarantine objects.

Responsibility for violation of the mandatory requirements of regulatory legal acts including technical regulatory legal acts in the field of plant quarantine

35. Persons guilty of violating the mandatory requirements of regulatory legal acts, including technical regulatory legal acts, in the field of plant quarantine, are subject to administrative, criminal or other liability in accordance with the legislation in force.

The total of 11 pages have been numbered and bound in this book.

Director */Signature/* A.V. Piskun

Head of the Department for
Internal and External Quarantine */Signature/* V.I. Varenik

/Seal/: Ministry of Agriculture and Food of the Republic of Belarus * State
institution “Main State Inspection on Seed Breeding, Quarantine and Plant
Protection” * Coat of Arms of the Republic of Belarus