

RESOLUTION OF THE COUNCIL
OF MINISTERS OF THE REPUBLIC OF BELARUS
of July 14, 2006 No. 881

**On implementation of provisions of the Law of the Republic of Belarus “On
Quarantine and Plant Protection”**

Changes and amendments:

Resolution of the Council of Ministers of the Republic of Belarus of October 18, 2007, No. 1360 (National Register of legal acts of the Republic of Belarus, 2007, No. 253, 5/26001);

Resolution of the Council of Ministers of the Republic of Belarus of December 17, 2007, No. 1747 (National Register of legal acts of the Republic of Belarus, 2008, No. 6, 5/26438);

Resolution of the Council of Ministers of the Republic of Belarus of September 23, 2008, No. 1397 (National Register of legal acts of the Republic of Belarus, 2008, No. 240, 5/28411);

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 July 26, 2010, No. 1116 (National Register of legal acts of the Republic of Belarus, 2010, No. 185, 5/32254);

Resolution of the Council of Ministers of the Republic of Belarus of December 30, 2010, No. 1910 (National Register of legal acts of the Republic of Belarus, 2011, №No. 11, 5/33160);

Resolution of the Council of Ministers of the Republic of Belarus of July 19, 2011, No. 973 (National Register of legal acts of the Republic of Belarus, 2011, No. 84, 5/34183);

Resolution of the Council of Ministers of the Republic of Belarus of January 29, 2013, No. 66 (National Register of legal acts of the Republic of Belarus, 06.02.2013, 5/36850);

Resolution of the Council of Ministers of the Republic of Belarus of November 8, 2013, No. 961 (National Legal Internet Portal of the Republic of Belarus, 19.11.2013, 5/38009);

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 accordance with the Law of the Republic of Belarus of December 25, 2005 “On Quarantine and Plant Protection” the Council of Ministers of the Republic of Belarus RESOLVES:

1. to approve the attached:

Regulation on the procedure for determining and marking the boundaries of the quarantine phytosanitary zone, instituting, ensuring and lifting the quarantine regime;

Regulation on the procedure for the formation and use of the data base on plant protection;

Regulation on the procedure and terms of payment by legal entities and individual entrepreneurs for quarantine phytosanitary measures and plant protection measures.

2. To introduce to the 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" (Code of Resolutions of the Republic of Belarus, 1993, No. 21, Article 420) the following amendments and additions:

2.1. The first paragraph of clause 3 shall be reworded as follows:

"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:";

2.2. in clause 5 the words "business entities, regardless of the form of ownership" shall be replaced by the words "legal entities and individuals, including individual entrepreneurs";

2.3. in clause 6 the words "the Administration of the Belarusian Railway, the Belarusian Association of Civil Aviation and other ministries and departments" shall be replaced by the words "other republican bodies of state administration, state organizations subordinate to the Government of the Republic of Belarus, within their competence";

2.4. in clause 7:

in part one the words "mandatory inspection" shall be replaced by the words "state phytosanitary control";

in part two the words "in coordination with the Belarusian State Plant Quarantine Inspectorate" shall be replaced by the words "the Ministry of Agriculture and Food";

2.5. in clause 8 the words "the Administration of the Belarusian Railways, the Belarusian Civil Aviation Association, the Ministry of Communications and Informatics" shall be replaced by the words "Ministry of Communications and Informatization";

2.6. in part one of clause 9 the words "ministries and departments" shall be replaced by the words "republican bodies of state administration and state organizations subordinate to the Government of the Republic of Belarus";

2.7. In the Charter on plant quarantine in the Republic of Belarus, approved by this resolution:

2.7.1. in subclause 2.5 of clause 2 the words "premises of institutions, organizations, enterprises, other economic entities" shall be replaced by the words "premises of legal entities and individuals, individual entrepreneurs";

2.7.2. in subclause 3.1 of clause 3, the words "by all ministries, state committees, departments, enterprises, other economic entities, and citizens" shall be

replaced by the words "by all republican bodies of state administration, state organizations subordinate to the Government of the Republic of Belarus, legal entities and individuals, including individual entrepreneurs";

2.7.3. clause 4 shall be reworded as follows:

"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";

2.7.4. exclude clauses 5–8;

2.7.5. in clause 9:

in subclause 9.2 the words "quarantine inspection and laboratory examination" shall be replaced by the words "state phytosanitary control and quarantine examination";

subclause 9.4 shall be reworded as follows:

"9.4. implementation of state phytosanitary control over the implementation of quarantine measures by the republican bodies of state administration, state organizations subordinate to the Government of the Republic of Belarus, legal entities and individuals, including individual entrepreneurs";

subclauses 9.5 and 9.7 shall be excluded;

subclause 9.6 after the word "studying", add the words "in cooperation with scientific organizations under the supervision of the National Academy of Sciences of Belarus";

in subclause 9.14 the words "executive committees of district or regional Soviets of People's Deputies" shall be replaced by the words "local executive and administrative bodies";

2.7.6. in clause 10:

in subclause 10.1 the words "enterprises and other economic entities" shall be replaced by the words "and other objects";

subclause 10.5 after the word "posts" add the words "and markets";

subclause 10.6 shall be reworded as follows:

"10.6. draw up protocols of administrative offences in the field of plant protection.";

2.7.7. in clause 11, the words "ministries, state committees, departments, enterprises, other economic entities and citizens" shall be replaced by the words "the republican bodies of state administration, state organizations subordinate to the Government of the Republic of Belarus, legal entities and individuals, including individual entrepreneurs";

2.7.8. clauses 12–16 shall be excluded;

2.7.9. invalid;

2.7.10. clauses 22 and 24 shall be excluded;

2.7.11. invalid;

2.7.12. invalid;

2.7.13. invalid;

2.7.14. In the title of the section the words "ministries, state committees,

departments, enterprises, other business entities and citizens" shall be replaced by the words "the republican bodies of state administration, state organizations subordinate to the Government of the Republic of Belarus, legal entities and individuals, including individual entrepreneurs";

2.7.15. In clause 30 the words "Ministries, state committees, departments, enterprises, other economic entities, and citizens" shall be replaced by the words "Republican bodies of state administration, state organizations subordinate to the Government of the Republic of Belarus, legal entities and individuals, including individual entrepreneurs";

2.7.16. In clause 31 the words "Ministries, state committees, departments, enterprises, other economic entities and citizens" shall be replaced by the words "Republican bodies of state administration, state organizations subordinate to the Government of the Republic of Belarus, legal entities and individuals, including individual entrepreneurs";

2.7.17. in clause 32:

paragraph 1 should be read as follows:

"Legal entities and individuals, including individual entrepreneurs engaged in handling quarantinable objects, are obliged";

in subclause 32.5 the words "organizations, institutions, enterprises and other economic entities" shall be replaced by the words "legal entities and individuals, including individual entrepreneurs";

subclause 32.6 shall be reworded as follows:

"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 phytosanitary control not later than 24 hours after the day of arrival"

2.7.18. in clause 33 the words "state inspection of plant quarantine, agricultural and forestry bodies or the executive committee of the local Council of People's Deputies" shall be replaced by the words "State institution "Main State Inspection on Seed Breeding, Quarantine and Plant Protection", agricultural and forestry organizations or local executive and regulatory bodies";

2.7.19. In paragraph one of clause 34 the words "Organizations, institutions, enterprises and other economic entities, as well as citizens" shall be replaced by the words "Legal entities and individuals, including individual entrepreneurs".

3. Republican bodies of state administration shall bring their regulatory legal acts in line with this resolution.

4. This Resolution comes into force from the date of its official publication.

**Prime Minister
of the Republic of Belarus**

S.Sidorsky

APPROVED

Resolution of the
Council of Ministers of the
Republic of Belarus
July 14, 2006 No. 881

REGULATION

on the procedure for determining and marking the boundaries of the quarantine phytosanitary zone, instituting, ensuring and lifting the quarantine regime

CHAPTER 1 GENERAL PROVISIONS

1. This Regulation, developed in accordance with the Law of the Republic of Belarus of December 25, 2005 "On Quarantine and Plant Protection" (National Register of Legal Acts of the Republic of Belarus, 2006, No. 6, 2/1174, National Legal Internet Portal of the Republic of Belarus, 21.07.2016, 2/2396) (hereinafter – the Law), establishes the procedure for determining the boundaries and marking of the boundaries of the quarantine phytosanitary zone, instituting, ensuring and lifting the quarantine regime.

2. The Regulation uses the main terms and definitions in the meaning established by the Law.

3. The quarantine regime shall be instituted in order to prevent the introduction and spread of quarantine objects, as well as the localization and elimination of areas infected with such objects.

4. Quarantine regime is established on the territory, separate land plots, buildings, structures, reservoirs and (or) storage places.

CHAPTER 2 DETERMINING AND MARKING OF THE BOUNDARIES OF A QUARANTINE PHYTOSANITARY ZONE

5. The quarantine phytosanitary zone is determined on the basis of biological characteristics of the quarantine object, its type, stage of development, potential danger of spread and severity.

6. The boundaries of the quarantine phytosanitary zone shall be established by the state institution "Main State Inspection on Seed Breeding, Quarantine and Plant Protection" and (or) its territorial organizations.

7. The marking of the quarantine phytosanitary zone shall be made by drawing

boundaries on maps or schemes with reference to the objects of the area.

CHAPTER 3

INSTITUTING, ENSURING AND LIFTING OF THE QUARANTINE REGIME

8. If organisms that are similar in morphological features to quarantine objects are found, and also to detect the latent forms of infection with quarantine objects in quarantinable products, the state inspector for plant quarantine selects samples and sends to legal entities, certified for carrying out the quarantine phytosanitary examination of quarantinable products, samples of quarantine products contaminated with quarantine objects, or selected organisms for carrying out quarantine phytosanitary expertise.

9. When confirming the presence of a quarantine object (except for cases of wide spread of a quarantine object), the state institution "Main State Inspection on Seed Breeding, Quarantine and Plant Protection" and (or) its territorial organizations shall submit to the relevant local executive and administrative body an order to institute a quarantine regime with the following documents:

cards of monitoring of crops and planting stock for the detection of quarantine objects;

conclusions on the quarantine phytosanitary state of quarantinable products confirming the presence of a quarantine object, indicating the recommended quarantine phytosanitary measures;

act on the implementation of quarantine phytosanitary measures, including a system of measures to eliminate the contaminated area;

cards or schemes with the borders of the quarantine phytosanitary zone.

10. On the basis of the order of the state institution "Main State Inspection on Seed Breeding, Quarantine and Plant Protection" and (or) its territorial organizations, the relevant local executive and administrative body within one day makes a decision to institute a quarantine regime.

11. The state institution "Main State Inspection on Seed Breeding, Quarantine and Plant Protection" and (or) its territorial organizations immediately and not later than three hours after the decision of the local executive and administrative body shall inform legal entities and individuals, including individual entrepreneurs, carrying out economic and other activities in the quarantine phytosanitary zone, on the institution of a quarantine regime and responsibility for its violation.

12. In the quarantine phytosanitary zone the state institution "Main State Inspection on Seed Breeding, Quarantine and Plant Protection" and (or) its territorial organizations:

organizes carrying out of measures to fight quarantine objects, localize and eliminate their areas;

introduces a ban or restriction on the use and export of certain quarantinable products.

13. In order to ensure a quarantine regime, it is prohibited:

to sow (plant) seeds and planting stock of agricultural and other crops infected

with quarantine objects;

to use land plots, for which a quarantine regime has been instituted for the production of agricultural products that promote the development and spread of quarantine objects;

to store products contaminated with quarantine objects, in the same room with uncontaminated products;

to store products contaminated with quarantine objects in bulk;

to sell products outside the quarantine phytosanitary zone without passing state phytosanitary control, carried out by the state institution "Main State Inspection on Seed Breeding, Quarantine and Plant Protection" and (or) its territorial organizations;

to use waste containing quarantine objects for feeding the livestock;

to feed the animals on grazings and pastures that are contaminated with quarantine objects;

to use quarantinable objects (sacks, vehicles, inventory, warehouses, etc.) without preliminary thorough cleaning or disinfection;

to move to the fields organic fertilizers obtained after using the products (feed, litter, etc.), contaminated with quarantine objects.

14. Local executive and administrative bodies take the necessary measures to ensure a quarantine regime, with the involvement, if necessary, of internal affairs bodies to provide assistance within their competence.

15. The export of seeds, plants and other quarantinable products from the quarantine phytosanitary zone is carried out if there are phytosanitary certificates issued by the state institution "Main State Inspection on Seed Breeding, Quarantine and Plant Protection" and (or) its territorial organizations.

16. Seeds, plants and other quarantinable products exported without phytosanitary certificates from the quarantine phytosanitary zone are subject to disinfection or disposal in the manner established by the Ministry of Agriculture and Food.

17. The withdrawal of seeds, plants and other quarantinable products exported without phytosanitary certificates shall be carried out in accordance with the procedure established by the law.

18. After the complete elimination of the areas of quarantine pests, plant diseases and weeds, the state institution "Main State Inspection on Seed Breeding, Quarantine and Plant Protection" and (or) its territorial organizations shall submit to the local executive and administrative body that instituted the quarantine regime the order to lift the quarantine.

19. The state institution "Main State Inspection on Seed Breeding, Quarantine and Plant Protection" and its territorial organizations shall inform legal entities and individuals, including individual entrepreneurs engaged in economic or other activities, of the decision taken by the local executive and administrative body to lift the quarantine regime.

20. Violation of the requirements established by this Regulation and failure to take measures to eliminate the source of infection entails responsibility in accordance with the legislation.

APPROVED

Resolution of the
Council of Ministers of
the Republic of Belarus
July 14, 2006 No. 881

REGULATION

on the procedure for the formation and use of the data base on plant protection

1. This Regulation was developed in accordance with the Law of the Republic of Belarus of December 25, 2005 "On Quarantine and Plant Protection" (National Register of Legal Acts of the Republic of Belarus, 2006, No. 6, 2/1174, National Legal Internet Portal of the Republic of Belarus, 21.07. 2016, 2/2396) and determines the procedure for the formation and use of the data base on plant protection.

2. The data base on plant protection is designed to collect, record, store and use complete, reliable information in the field of plant protection.

Formation and use of the data base on plant protection is carried out by the state institution "Main State Inspection on Seed Breeding, Quarantine and Plant Protection".

3. The data base on plant protection includes:

information obtained from the results of phytosanitary monitoring and inspection in the field of plant protection;

information on the registration of the availability and use of plant protection products, the implementation of plant protection measures;

data of the list of especially dangerous pests, plant diseases and weeds, determined by the Ministry of Agriculture and Food upon agreement with the National Academy of Sciences of Belarus;

data of the State Register of Plant Protection Products and Fertilizers Permitted for Use on the territory of the Republic of Belarus;

regulatory legal acts, technical regulatory legal acts, reference information;

other information obtained during the implementation of activities in the field of plant protection.

4. Documents containing information on the protection of plants are stored in the data base on plant protection in hard copies (tables, reports, reference publications, monitoring materials, etc.) and in an electronic form.

5. All information contained in the data base on plant protection is subject to systematization and record keeping.

6. Territorial organizations of the state institution "Main State Inspection on Seed Breeding, Quarantine and Plant Protection" submit to the data base on plant protection information obtained from the results of phytosanitary monitoring and inspection in the field of plant protection, information on the availability and use of plant protection products, the implementation of measures on plant protection and other information in the field of plant protection.

7. Legal entities and individual entrepreneurs carrying out activities in the field of plant protection are required to submit information to the state institution "Main State Inspection on Seed Breeding, Quarantine and Plant Protection" to be included in the data base on plant protection.

8. The information to be included in the data base on plant protection is submitted by the territorial organizations of the state institution "Main State Inspection on Seed Breeding, Quarantine and Plant Protection", legal entities and individual entrepreneurs engaged in plant protection activities upon the written request of the state institution "Main Inspectorate of for Seed, Quarantine and Plant Protection " not later than 10 days after the receipt of the official request.

9. Giving out data on plant protection stored in the data base on plant protection to government bodies, legal entities, individual entrepreneurs and citizens is provided on official requests, with the exception of information that is restricted by legislation.

10. Information from the data base on plant protection in the form of certificates, tables, copies, extracts is provided to legal entities and individual entrepreneurs on a paid basis under agreements concluded in accordance with the established procedure.

11. Informing the state bodies, legal entities, individual entrepreneurs and citizens on the information contained in the data base on plant protection is provided by the state institution "Main State Inspection on Seed Breeding, Quarantine and Plant Protection" by:

- publication of catalogs, lists, registers, reference and other materials included in the data base on plant protection;

- submission of information on requests;

- placing on the official website of the state institution "Main State Inspection on Seed Breeding, Quarantine and Plant Protection" in the global computer network Internet.

APPROVED

Resolution of the
Council of Ministers of
the Republic of Belarus
July 14, 2006 No. 881

REGULATION

on the procedure and terms of payment by legal entities and individual entrepreneurs for quarantine phytosanitary measures and plant protection measures

1. This Regulation determines the procedure and terms of payment by legal entities and individual entrepreneurs for carrying out quarantine phytosanitary measures and plant protection measures.

2. In accordance with Article 8 of the Law of the Republic of Belarus of December 25, 2005 "On Quarantine and Plant Protection" (National Register of Legal Acts of the Republic of Belarus, 2006, No. 6, 2/1174, National Legal Internet Portal of the Republic of Belarus, 21.07.2016, 2/2396), the following quarantine phytosanitary measures and plant protection measures shall be at the expense of legal entities and individual entrepreneurs:

- quarantine phytosanitary measures in the quarantine phytosanitary zone;
- disinfection, cleaning, disposal of quarantinable objects;
- return to the exporting country of quarantinable products containing quarantine objects;
- quarantine phytosanitary examination of quarantinable products;
- carrying out tests of plant protection products in respect of biological and economic efficiency;
- disinfection of unfit and (or) prohibited for use plant protection products and their tare (packaging);
- carrying out the analysis to reveal the latent forms of pathogens of plant diseases and (or) plant production;
- determination of the quality of plant protection products.

3. Tests of plant protection products subject to state registration are conducted by legal entities that have been certified in the manner established by the Council of Ministers of the Republic of Belarus.

4. Disinfection of quarantinable products and quarantinable objects is carried out by legal entities and individual entrepreneurs who, in accordance with the established procedure, received special permits (licenses) for activities related to environmental impact, if the work and services involve handling of ozone-depleting substances.

5. Disinfection of unfit and (or) prohibited for use plant protection products and their tare (packaging), shall be conducted by legal entities on specially designated sites, which have a license for this type of activity and are registered in the register of storage, burial and disinfection of waste facilities in the manner approved by the

Resolution of the Council of Ministers of the Republic of Belarus of July 23, 2010, No. 1104 "On some issues in the field of waste handling" (National Register of legal acts of the Republic of Belarus, 2010, No. 184, 5/32250).

6. Payment for quarantine phytosanitary measures and plant protection measures specified in clause 2 of this Regulation by legal entities and individual entrepreneurs (hereinafter referred to as the customer) shall be carried out in accordance with the contracts concluded with the state institution "Main State Inspection on Seed Breeding, Quarantine and Plant Protection", its territorial organizations and other legal entities, individual entrepreneurs (hereinafter - the executor).

7. The Contractor concludes a contract with the customer for carrying out quarantine phytosanitary measures and measures for plant protection, which specifies the terms of the implementation of measures and payment for them.

8. Based on the results of work, an acceptance act of the implemented quarantine phytosanitary measures and measures for plant protection is issued, and signed by the contractor and the authorized representative of the customer.

The acceptance act of the implemented quarantine phytosanitary measures and plant protection measures is the basis for the final payment for the activities performed by the contractor.

9. Tariffs for services (works) performed during the implementation of activities provided for in this Regulation shall be formed in accordance with legislative acts.

The total of 14 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