

Passed by the Joint Order
"On Creation of the Single Enquiry Point for Interaction with the
Members of the World Trade Organization on Technical Barriers on
Trade, Sanitary and Phytosanitary Measures" by

Minister of Industry and Trade of the Republic of Kazakhstan
No. 145 of " 16 " June 2004,
Minister of Agriculture of the Republic of Kazakhstan
No. 327 of " 23 " June 2004,
and Minister of Health of the Republic of Kazakhstan
No.528 of " 7 " July 2004.

REGULATIONS

For the Single Enquiry Point for Interaction with the Members of the World Trade Organization on Technical Barriers on Trade, Sanitary and Phytosanitary Measures

1. General Provisions

1. The single Enquiry Point for Interaction with the Members of the World Trade Organization (hereinafter referred to as the WTO) on Technical Barriers on Trade (hereinafter referred to as the TBT), Sanitary and Phytosanitary (hereinafter referred to as the SPS) Measures (hereinafter referred to as the Enquiry Point) is a structural subdivision of "Kazakhstani Standardization and Certification Institute" National State Enterprise (KazInst) of the Standardization, Metrology and Certification Committee at the Ministry of Industry and Trade of the Republic of Kazakhstan (hereinafter referred to as the Institute) and was created in accordance with the Orders of the Ministry of Industry and Trade of the Republic of Kazakhstan No. 145 of " 16 " June 2004, of the Ministry of Agriculture of the Republic of Kazakhstan No. 327 of " 23 " June 2004, and of the Ministry of Health of the Republic of Kazakhstan No. 528 of " 7 " July 2004.

2. The Enquiry Point acts in accordance with the Constitution of the Republic of Kazakhstan, Laws of the Republic of Kazakhstan "On Standardization" of 16 July 1999, "On Certification" of 16 July 1999, "On ensuring Unity in Measurements" of 7 June 2000, and the WTO Agreement on application of SPS measures of 15 April 1994, the Agreement on Technical Barriers on Trade in the Free Trade Zone of 20 June 2000, and other legal normative documents.

3. The Enquiry Point interacts with the WTO Secretariat, WTO Members, international and regional organizations, ministries and agencies of the Republic of Kazakhstan, technical committees and other persons and legal entities (hereinafter referred to as the parties involved) on the TBT and SPS measures application issues.

4. The full name is as follows: Single Enquiry Point for Interaction with the Members of the World Trade Organization on Technical Barriers on Trade, Sanitary and Phytosanitary Measures;

The short name is as follows: TBT/SPS Enquiry Point;

5. The location and the registered office of the Enquiry Point are as follows:

104/1 Auezov St., Astana City 473000, Republic of Kazakhstan.

2. The Main Tasks and Objectives

6. The following are the main tasks of the Enquiry Point:

- create a system to promptly exchange information on TBT and on application of SPS measures with the parties involved;
- meet the requirements of the WTO Agreement on TBT and SPS.

7. The following are the main objectives of the Enquiry Point:

- ensure timely exchange of information on TBT and SPS measures among the parties involved;
- informational support of the development and perfection of the state standardization, metrology, certification, and accreditation systems;
- assist the transition of the Republic of Kazakhstan to the international practice of development and application of standards in standardization, metrology, certification, and accreditation.

3. The Main Functions

8. The following are the main functions of the Enquiry Point:

- preparing responses to the requests of the parties involved pertaining information on legal regulatory documents as well as preparing analytical materials on TBT and SPS measures;
- providing translations into English, French or Spanish languages of the documents, of which a special notification or a summary was sent, by request of the WTO Members and other international organizations;
- preparing normative documents based on the data of the developers and sending notifications about the normative documents under development to the WTO Secretariat on the behalf of the Standardization, Metrology and Certification Committee of the Ministry of Industry and Trade of the Republic of Kazakhstan (hereinafter referred to as the Committee) in one of the WTO's official languages: English, French or Spanish;
- submission of comments to drafts/passed normative documents on TBT and SPS measures to the WTO Secretariat and the WTO Members as well as other international organizations;
- participation in international scientific workshops, seminars on TBT, SPS measures and informational technologies at international and nation wide exhibitions, in the work of the national technical committees, technical committees of international organizations on standardization, Intergovernmental Council for Standardization and other organizations on TBT;
- providing the parties involved with documentation on the international cooperation; making correspondence with international organizations on TBT and SPS measures;
- establishing an inter-agency network and working with the persons involved in development, passing and application of technical regulations, standards and evaluation procedures as well as SPS measures;

- maintenance and actualization of databases of normative documents pertaining to international, national and foreign standards, rules and recommendations on TBT and SPS measures, state classifiers, scientific-technical terminology, product catalogues, and information on TBT and SPS measures;

- creation and maintenance of the informational system in the Committee and the Institute;

- development, maintenance, and operation of databases on TBT and SPS measures;

- perfection of the informational-telecommunications structure of the Committee and the Institute;

- TBT software development;

- introduction, maintenance and development of automated informational systems, participation in improving information sharing in subdivisions of the Committee and the Institute;

- updating the official web-site www.memst.kz;

- development, introduction and maintenance e-shop (www.shop.memst.kz);

- data mining, storage, processing, and dissemination of information pertaining to legal acts, standards and other documents on TBT and SPS measures;

- providing access to the Committee's informational resources;

- maintaining servers, system, software and telecommunication resources, hardware at the Institute's workplaces;

- data protection and network resources billing;

- services for software development and maintenance, corporate networks maintenance, training in informational technologies;

- publishing e-editions on CDs;

- publishing and distribution of the Enquiry Point's periodicals;

- cooperation with international informational centers on TBT and SPS measures;

- making marketing researches for development of scientific-technical products; Institute's dispatching function services.

4. Liabilities

9. The following are the liabilities of the Enquiry Point:

- ensuring permanent work of the telecommunication hub and servers of the Committee and the Institute;

- arranging exchange of information on TBT and SPS measures;

- arranging distribution of electronic information on TBT and SPS measures;

- ensuring the confidentiality and protection of information on TBT and SPS measures;

- ensuring documents flow and information sharing among the parties involved;

- submitting a quarterly report on the work of the Enquiry Point to Ministry of Industry and Trade, Ministry of Health, and Ministry of Agriculture of the Republic of Kazakhstan;

- participation in research and development programs of the Institute.

5. The Rights of the Enquiry Point

10. In order to implement its objectives and carry out its functions, the Enquiry Point has the right to:

- make decisions on the issues under its authority;
- hold workshops, conferences and other events on the issues in the Enquiry Point's competence;
- rise questions at the meetings of the Working Party for information exchange among the Enquiry Point, ministries and agencies of the Republic of Kazakhstan on TBT and SPS measures;
- take part in development of strategic and indicative plans for development of the Enquiry Point;
- request and receive information and materials on TBT and SPS measures from the ministries and agencies of the Republic of Kazakhstan, technical committees and other persons and legal entities;
- take part in cooperation with international organizations and informational centers on TBT and SPS measures.

6. Discharge of Enquiry Point

The Enquiry Point can be discharged in the order stipulated by the laws of the Republic of Kazakhstan.