

## DECISION

September 18, 2012

№161

Moscow

### **On the Consultative Committee on Technical Regulation, Application of Sanitary, Veterinary and Phytosanitary Measures**

According to Article 19 of the Treaty on the Eurasian Economic Commission of 18 November 2011, the Collegium of the Eurasian Economic Commission **decided**:

1. To approve:

Regulations on the Consultative Committee on Technical Regulation, Application of Sanitary, Veterinary and Phytosanitary Measures ([attached](#));

Members of the Consultative Committee on Technical Regulation, Application of Sanitary, Veterinary and Phytosanitary Measures ([attached](#)).

2. Paragraph 2 of the Decision of the Collegium of Eurasian Economic Commission No.11 of 7 March 2012 shall be repealed.

3. The Parties shall submit proposals to the Eurasian Economic Commission on candidates of independent experts of the Parties to participate at the meetings of the Consultative Committee on Technical Regulation, Application of Sanitary, Veterinary and Phytosanitary Measures on a regular basis.

4. The Decision shall enter into force upon expiration of 30 days from the date of its official publication.

**Acting Chairman of the Collegium**

**T.D. Valovaya**

APPROVED

by the Decision of the Collegium  
of the Eurasian Economic Commission

No. 161 of 18 September 2012

## REGULATION

on the Consultative Committee on Technical Regulation, Application of Sanitary,  
Veterinary and Phytosanitary Measures

1. The Consultative Committee on Technical Regulation, Application of Sanitary, Veterinary and Phytosanitary Measures (hereinafter - the Committee) is established under the Collegium of the Eurasian Economic Commission (hereinafter - the Commission). The Committee is an advisory body providing consultations with the representatives of the Member States of the Customs Union and the Common Economic Space (hereinafter – the Parties) and development of proposals in the field of technical regulation, application of sanitary, veterinary and phytosanitary measures, on the draft decisions of the Supreme Eurasian Economic Council and the Commission.

2. The Committee follows the Treaty on the Eurasian Economic Commission of 18 November 2011, Regulation on the Activity of the Eurasian Economic Commission of 18 November 2011, other international treaties of the Parties, decisions of the Supreme Eurasian Economic Council, the Commission and this Regulation.

3. The main goals of the Committee are as follows:

1) elaboration of proposals on the issues in the field of technical regulation, ensuring the uniformity of measurement, application of sanitary, veterinary and phytosanitary measures in the Customs Union and the Common Economic Space;

2) elaboration of proposals on improvement of the legal framework of the Customs Union and the Common Economic Space in the fields of technical regulation, ensuring the uniformity of measurement, application of sanitary, veterinary and phytosanitary measures;

3) elaboration of proposals to ensure coordinated actions of the authorized bodies of the Parties, including on the issues of implementation of the decisions of the Supreme Eurasian Economic Council, the Council and the Collegium of the

Commission in the field of technical regulation, ensuring the uniformity of measurement, application of sanitary, veterinary and phytosanitary measures;

4) elaboration of proposals on the issues concerning the assessment of condition and improvement of systems of technical regulation, application of sanitary, veterinary and phytosanitary measures within the framework the Customs Union and the Common Economic Space;

5) elaboration of proposals on the drafts relevant documents on the issues of introduction, application, amendments or termination of mandatory requirements in the field of technical regulation, application of sanitary, veterinary and phytosanitary measures within the framework of the Customs Union and the Common Economic Space, including elaboration of draft recommendations of the Commission on these issues;

6) elaboration of proposals on the drafts technical regulations of the Customs Union and draft documents in the field of technical regulation, application of sanitary, veterinary and phytosanitary measures within the framework of the Customs Union and the Common Economic Space, including consideration of differences between the authorized bodies of the Parties on these documents;

7) carrying out of examination of legal acts (documents) of the Customs Union and the Common Economic Space in the field of application of sanitary, veterinary and phytosanitary measures;

8) consideration of other issues in the field of technical regulation, application of sanitary, veterinary and phytosanitary measures within the framework of the Customs Union and the Common Economic Space, including upon instructions of the Collegium of the Commission, and elaboration of proposals on these issues.

4. Sub-committees are established under the Committee on the following areas:

- technical regulations and conformity assessment;
- ensuring the uniformity of measurement;
- standardization;
- sanitary measures;
- veterinary-sanitary measures;

- phytosanitary measures;
- circulation of pharmaceutical and medical products.

The Committee is eligible to create other sub-committees to address the issues on the areas of the Committee activities, and, where necessary, expert and working groups, as well as temporary working groups to deal with specific concerns.

The sub-committee, expert and working groups, temporary working groups are constituted from representatives of the authorized bodies of the Parties, international officials of the Commission and experts of the Parties, who are responsible for the issues of technical regulation, application of sanitary, veterinary and phytosanitary measures.

Regulations on sub-committees, expert and working groups, temporary working groups and their members are approved by the member of the Collegium, responsible for issues of technical regulation, application of sanitary, veterinary and phytosanitary measures.

Executive secretaries of sub-committees shall be appointed from international officials of the Commission, who are responsible for the issues covered by the areas of activities of sub-committees.

5. The Committee consists of the heads (deputy) of the authorized bodies of the Parties, who are in charge of the issues of technical regulation, application of sanitary, veterinary and phytosanitary measures.

The Member of the Collegium, responsible for the issues of technical regulation, application of sanitary, veterinary and phytosanitary measures, carrying out general guidance of the Committee takes the chair in the meetings of the Committee.

Members of the Committee shall be approved by the Collegium of the Commission.

Executive secretary of the Committee shall be appointed by the Chairman of the Committee from the directors of the departments, international employees of the Commission, whose jurisdiction includes issues on areas of activity of the Committee.

Representatives from the authorized bodies of the Parties which are not members of the Committee, representatives of public organizations, associations, business communities of the Parties, academic institutions, which jurisdiction

includes issues on technical regulation, application of sanitary, veterinary and phytosanitary measures can participate on a regular basis in the meetings of the Committee on the proposals of the Parties, members of the Committee.

International officials of the Commission, whose jurisdiction includes issues considered at a meeting of the Committee, can participate in the meetings of the Committee upon invitation of the Chairman of the Committee.

The Chairman of the Committee shall:

- 1) guide the activities of the Committee and organizes the implementation of the objectives assigned to the Committee;
- 2) negotiate and approve the date, time and place and the draft agenda of the meeting of the Committee;
- 3) conduct the meetings of the Committee;
- 4) approve the Protocol of the meeting of the Committee;
- 5) inform the Collegium and the Council of the Commission on recommendations developed by the Committee, and the draft acts (documents);
- 6) approve regulations on sub-committees, expert and working groups, temporary working groups and their members;
- 7) represent the Committee at the meetings of the Collegium of the Commission and in interaction with other bodies of the Customs Union and the Common Economic Space.

Executive secretary of the Committee shall:

- 1) prepare and send to the Committee members a draft agenda of the meeting of the Committee and materials to it;
- 2) keep the Protocol of meetings of the Committee and submits it for approval by the Chairman of the Committee;
- 3) monitor the implementation of decisions of the Committee;
- 4) inform the Committee of the date, time and place of holding of next meeting of the Committee;
- 5) form the draft plans of the Committee and submit them to the members of the Committee;

6) supervise preparation and submission of work materials for meetings of the Committee;

7) organize preparation of final documents of the Committee.

6. The Committee operates in accordance with the working plan. Draft working plans and agenda of the Committee meetings are formed by the executive secretary based on the proposals of the Chairman, and the proposals of the Committee Members.

Proposals for the formation of working plans of the Committee include the following:

1) name of the issue and a brief rationale for its consideration by the Committee;

2) characteristics of the issue;

3) draft proposed decision;

4) list of co-executors;

5) tentative date of the consideration of the issue at the meeting of the Committee.

The decision to amend the approved working plan of the with regard to the content of the issue and the term of consideration shall be taken by the Chairman of the Committee, including upon the reasoned proposal of a member of the Committee.

Consideration of additional (unscheduled) issues at the meetings of the Committee is carried out upon proposals by the Commission departments, who are responsible for the issues of technical regulation, application of sanitary, veterinary and phytosanitary measures, by the decision of the Chairman of the Committee.

Working procedure of the Committee on specific issues is determined by the Chairman of the Committee.

7. The Chairman of the Committee is eligible to request, in accordance with the established procedure, the materials and information on the issues covered by the competence of the Committee.

8. The decision on carrying out of the meeting of the Committee shall be taken by the Chairman of the Committee.

9. Meetings of the Committee are held as required, but no less than once a quarter.

Executive secretary of the Committee shall inform the Members of the Committee of the date, time and place of the meeting of the Committee.

10. Draft agenda for the meeting of the Committee is formed by the executive secretary of the Committee on the proposal of the Chairman of the Committee and the members of the Committee.

Proposals on formation of the draft agenda for the meetings of the Committee is sent to the Chairman of the Committee by the members of the Committee.

Draft agenda for the meeting of the Committee is approved by the Chairman of the Committee and sent to the members of the Committee by the executive secretary.

The Committee members that proposed the issues to be included to the agenda shall submit the information and materials on the issues proposed to the Executive Secretary of the Committee.

Executive secretary shall prepare materials for the draft agenda of the Committee.

Materials for the draft agenda of the meeting of the Committee shall include:

- 1) information on the issue;
- 2) material on the issue and, if available, the draft document proposed for consideration;
- 3) draft protocol decision;
- 4) draft decision of the Collegium of the Commission (if necessary);
- 5) required background, analytic materials and forecasts.

Executive secretary of the Committee shall send to the members of the Committee the draft agenda of the meeting of the Committee and related materials, including in electronic form, no later than 20 days prior to the meeting of the Committee.

The agenda of the next meeting is formed according to the thematic clusters and approved directly by the Chairman of the Committee at the meeting of the Committee.

11. The meetings of the Committee are usually held in the premises of the Commission.

Meetings can be held in any city of the Parties upon decision of the Chairman of the Committee based on proposals of the authorized bodies of the Parties. In this case, authorized body of the receiving Party shall provide all the necessary conditions for organization and conducting of meetings.

Upon decision of the chairman of the Committee, meetings can be held in the form of video and (or) Internet conference.

12. Meeting of the Committee shall be deemed valid if attended by at least two-thirds of its members.

Committee members participate in the meetings directly without the replacement. In case of failure to attend the meeting, the member of the Committee has a right to present its opinion on the issues in writing in advance.

13. Members of the Committee can recommend to remove the issue from consideration by the Committee if, according to their opinion, the issue requires further elaboration.

14. The Committee's decisions shall be taken by consensus and made in the form of Protocol.

Draft documents and decisions of the Collegium, approved at the meetings of the Committee shall be signed by all members participating in the meeting.

The members of the Committee have equal rights in discussing issues.

The positions of the members of the Committee is noted in the Protocol, which is signed by all members of the Committee, participated in the meeting, the executive secretary of the Committee and the Chairman of the Committee.

Specific opinion of the members of the Committee is attached to the Protocol in writing. The Protocol can also include proposals for draft decisions of the Collegium, the proposals for draft acts (documents) of the Customs Union and the Common Economic Space, reference materials and the corresponding justification.



Executive secretary of the Committee shall send the Protocol of the meeting to all members of the Committee during 7 days upon signing of the Protocol of the meeting of the Committee. The Protocol or its extracts can be sent to the invited persons participated in the meeting of the Committee, upon decision of the Chairman of the Committee.

Protocols of the Committee meetings are kept by the Executive Secretary of the Committee.

15. The Committee can recommend to remove the issue from consideration by the Collegium if, according to the opinion of the Committee, the issue requires further elaboration.

16. Draft decisions of the Commission in the field of application of sanitary, veterinary and phytosanitary measures, approved at a meeting of the Committee shall be placed on the official web-site of the Commission no later than 60 days before the consideration date of these projects by the Collegium of the Commission to provide opportunity for interested parties, including foreign governments, to make proposals and comments to draft documents to the Commission.

17. The Chairman of the Committee shall within 5 working days from the date of receipt of proposals and comments referred to in paragraph 15 of this Regulation, provide sending of them for consideration by the Committee.

18. Costs associated with the participation of representatives of the authorized bodies of the Parties in the meetings of the Committee shall be covered by the authorized body of the Party.

The costs associated with the participation of experts of the Parties in the meetings of the Committee, are covered by themselves.

18. Information, legal and organizational support of the Committee's activity are carried out by the Departments of the Commission, in accordance with their competence, except for the case provided by the second item of paragraph 11 of this Regulation.

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