

Decision of Minister of Industry and Trade- Board Chairman No.
2/2003 on
By-law of Evaluating Conformity of Goods and enterprises to
Accredited Metrological Standards

Chapter 1: General Rules

Article No. 3

Rules of this by-law are applied on goods on which mandatory and accredited metrological standards were issued.

Article No. 4

For the purpose of applying this decision, the YSMO evaluates consistency of goods to the accredited metrological standards preceded by one of the following systems:

- 1- Certificate of Good Manufacturing Practice (GPM).
- 2- Registration System.
- 3- Certificate of Conformity System.

Chapter 2: Good Manufacturing Practice System Certificate (GPM)

Article No. 5

Application of GPM is compulsory on local production enterprise of manufactured foodstuff.

Article No. 6

For an enterprise producing manufactured foodstuff to receive GMP, it should meet the following conditions:

- 1- The enterprise should be applying all conditions in the Yemeni Metrology Standards No. 1 for 1/2001 which are related to general rules of food safety, in addition to terms over food safety issued by Food Constitution Committee affiliate to FAO and WHO.
- 2- The enterprise should commit to offering all facilitations required for the YSMO while conducting inspection and providing it with all needed information including the followed quality control ways and special registers of production and quality when required at any time.

- 3- The enterprise should be committed to paying costs and charges necessary for granting licence to use Quality Mark.
- 4- All data presented to the YSMO should be correct.
- 5- Application forms prepared by YSMO to get GMP should be filled.

Article No. 7

The YSMO writes to the enterprise regarding reasons of refusal of granting GMP. The enterprise has the right to re-apply for GMP after avoiding reasons of refusal of the previous application.

Article No. 8

The YSMO is entitled to reject the application for GMP if the enterprise did not complete conditions to be granted this certificate, such as paying costs or implementing inspectors' notes, after 6 months from the date of informing the enterprise of these conditions. The enterprise also has the right to present a new application for the GMP after completing required conditions.

Article No. 9

- 1- To apply for the GMP, the enterprise should pay YR15, 000 for the YSMO as fees of initial inspection.
- 2- When the enterprise is granted GMP, it should pay YR 45, 000 for the YSMO as necessary charges of periodical inspections.

Chapter 3: Registration System

Article No. 10

Application of Registration System is mandatory on all goods with accredited metrological standards either they are produced locally or imported except for agricultural materials.

Article No. 11

To obtain registration certificate for goods, the following conditions should be met:

- 1- Availability of an accredited metrology standard for the goods.
- 2- Testing a sample of the goods to make sure of the extent of its conformity to its specific metrology standard.
- 3- Four copies of conformity of the label to goods.
- 4- GMP certificate for local products.

- 5- Brief explanation for production process showing physical characteristics and description of the product.
- 6- Offering results of analyzing goods physically and in the laboratory every 3 months conditioned that these tests conducted in an accredited laboratory.

Article No. 12

To get registration certificate for goods, the enterprise should request a related application from the YSMO.

Article No. 13

Director-General of YSMO is the person who issues the decision to register goods at YSMO. In case the application is rejected, the enterprise should be notified in a written form and it has the right to apply again after avoiding reasons of rejecting the previous application.

Article No. 14

The YSMO carries out inspecting and testing procedures on a sample of the goods to make certain of its conformity to special accredited metrology standards.

Article No. 15

The YSMO is paid registration charges as follows:

- 1- An amount of YR10, 000 for one time and at registration only.
- 2- Charges of testing goods according to related accredited requirements of metrology standard of the goods.

Article No. 16

Registration is valid for a year and is renewed at YR1000 only.

Chapter 4: Conformity Certificate System

Article No. 17

Applying Conformity Certificate System is obligatory on all non-Yemeni goods which have accredited metrology standards as well as local goods to be exported.

Article No. 18

Owner of the enterprise or the trader who markets goods that they want to issue a Conformity Certificate for has to present an application to the YSMO according to forms prepared for this purpose.

Article No. 19

The YSMO's assigned inspector checks the consignment and examines it, if this is required, and report on it.

Article No. 20

If goods comply with the special accredited metrological standards, then Conformity Certificate is issued.

Article No. 21

The YSMO is paid for issuing Conformity Certificate as follows:

- 1- An approximate amount of (0.000, 1%) of the consignment cost or at a minimum of YR10, 000 or YR200, 000 maximum.
- 2- An amount of YR1000 only to issue Conformity Certificate for goods which would be exported on condition that the product is registered at the YSMO and the enterprise, where production of the intended goods took place, is GMP qualified.

Chapter 5: Final Rules

Article No. 22

Any goods with mandatory accredited metrological standards and do not adhere to rules of this by-law should not be marketed.

Article No. 23

Goods of national Quality Mark are exempted from this by-law rules during validity period the licence granted for using Quality Mark.

Article No. 24

Goods which already have accredited metrological standards prior to issuance of this by-law are given a period of no longer than 3 months to apply rules of this by-law.

Article No. 25

Goods tested in accredited laboratories other than the YSMO's are exempted from paying test charges to be paid by the YSMO.

Article No. 26

After approval of the Board of Directors, Chairman of the Board of Directors issues a decision specifying costs of tests the YSMO's laboratories carries out.

Article No. 27

All customs offices should not permit entrance of any goods into the country on which rules of this by-law are applicable if it is not granted Conformity Certificate.

Issued by YSMO Council
22-2-2003

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Directors