



GOVERNMENT OF THE RUSSIAN FEDERATION

RESOLUTION

No. 128 dated 8 February, 2018

MOSCOW

On approval of Rules of control on the sites of production (including processing) and dispatch of quarantine products intended for importation into the Russian Federation from foreign states or groups of foreign states where the quarantine pests typical for such quarantine products are found to be distributed, in accordance with the international treaties of the Russian Federation, for seeding and planting purposes

In order to implement part 3, Article 15 of the Federal Law "On Plant Quarantine", the Government of the Russian Federation **decides to:**

1. approve the attached Rules of control at the sites of production (including processing) and dispatch of quarantine products intended for importation into the Russian Federation from foreign states or groups of foreign states where the quarantine pests typical for such quarantine products are found to be distributed, in accordance with the international treaties of the Russian Federation, for seeding and planting purposes
2. The powers granted by this Resolution shall be executed by the Federal Veterinary and Phytosanitary Monitoring Service within the limits established by the Government of the Russian Federation on the number of its personnel and budgetary amounts allocated to the Service in the federal budget for management and control in the sphere of designated functions.

Chairman of the Government of
the Russian Federation

/illegible stamp

D. Medvedev

APPROVED BY
the Resolution of the Government
of the Russian Federation
No. 128 dated 8 February 2018

RULES

on control at the sites of production (including processing) and dispatch of quarantine products intended for importation into the Russian Federation from foreign states or groups of foreign states where the quarantine pests typical for such quarantine products are found to be distributed, in accordance with the international treaties of the Russian Federation, for seeding and planting purposes

1. These Rules establish a procedure for control at the sites of production (including processing) and dispatch of quarantine products intended for importation into the Russian Federation from foreign states or groups of foreign states where the quarantine pests typical for such quarantine products are found to be distributed, in accordance with the international treaties of the Russian Federation, for seeding and planting purposes (hereinafter referred to respectively as “site of production of quarantine products”, “foreign state”, “quarantine products”).
2. These Rules shall not apply to quarantine products intended for importation into the Russian Federation from the member countries of the Eurasian Economic Union.
3. Control at the sites of production of quarantine products shall be executed by the Federal Veterinary and Phytosanitary Monitoring Service (hereinafter referred to as “the Supervision Body”).
4. Control at the sites of production of quarantine products shall include the examination of the quarantine phytosanitary condition of the quarantine products and the quarantine phytosanitary condition of the territory and/or quarantine facility where the production (including processing) and/or dispatch of quarantine products take place.
5. Control at the sites of production of quarantine products shall be executed in the following cases:
 - a) a participant in foreign economic activity submits an application to the Supervision Body on the beginning of deliveries of quarantine products from a foreign state for the purpose of control at the sites of production of quarantine products using the form specified in the appendix (hereinafter referred to as “the application of a participant in foreign economic activity”);
 - b) an authorised plant quarantine control body of a foreign state (hereinafter referred to as “the authorised body of a foreign state”) submits an application (invitation) to the

Supervision Body in a free form (hereinafter referred to as “the application of the authorised body of a foreign state”).

6. A reason for control at the sites of production of quarantine products shall be an application of a participant in foreign economic activity and/or application of the authorised body of a foreign state.
7. For the control to be carried out at the sites of production of quarantine products in the case specified in subclause (a), clause 5 of these Rules, the application of a participant in foreign economic activity shall be supplemented with the copy of a contract (if any) and plan of delivery of quarantine products (if any), which is meant to be, for the purposes of these Rules, a document containing the information on expected volume, terms and destinations of supply of quarantine products with indication of the time of dispatch from the foreign state, importation into the Russian Federation and sites of seeding/planting or accumulation of quarantine products (with mail addresses) (if any). Each sheet of the copies of such documents shall be signed by the participant in foreign economic activity or copies of such documents shall be bound and signed by the participant in foreign economic activity.
8. The time period for consideration of the application of a participant in foreign economic activity or the application of the authorised body of a foreign state, as well as documents attached thereto, shall not exceed 30 days from the date of receipt by the Supervision Body.
9. The Supervision Body shall refuse to consider the application of a participant in foreign economic activity or the application of the authorised body, should they (or documents attached to them) contain false information.
10. The Supervision Body shall decide on control at the sites of production of quarantine products within 30 days from the date of receipt of the application of a participant in foreign economic activity or the application of the authorised body of a foreign state.
The Supervision Body shall request from the authorised body of the foreign state or other competent body of the foreign state the information required for carrying out control at the sites of production of quarantine products.
11. The control at the sites of production of quarantine products shall include the following phytosanitary measures at the sites of production of quarantine products:
 - a) inspection, sampling and laboratory testing of quarantine products for the phytosanitary certification purposes;
 - b) examination and monitoring of the sites of production of quarantine products in a foreign state for the purpose of examination of their phytosanitary condition in

accordance with provisions of the International Plant Protection Convention (Rome, 1951, in the 1997 revision);

- c) taking the plant quarantine and protection measures required in accordance with the International Plant Protection Convention (Rome, 1951, in the 1997 revision) and international phytosanitary standards to ensure compliance with the obligatory phytosanitary requirements, as well as carrying out the supervision checks or audits.
12. When control is carried at the sites of production of quarantine products, the compliance of quarantine products with phytosanitary quarantine requirements shall be established by way of examination, sampling and laboratory testing of quarantine products.
 13. The Supervision Body shall, with consent of and in cooperation with the authorised body of the foreign state, carry out the joint control at the sites of production of quarantine products to check the use of phytosanitary measures and the condition of quarantine products and sites of production of quarantine products together with sampling (in 3 repetitions) of the substrate containing the soil, peat and other organic substances. One sample shall be sent to the subordinate organisations of the Supervision Body, one to the plant quarantine laboratory of the authorised body of the foreign state, and one for the arbitration purposes (to be kept in the Supervision Body).
The laboratory testing of sampled specimens for the purpose of checking the compliance of the condition of quarantine products with the phytosanitary requirements shall be carried out by the subordinate organisations of the Supervision Body.
 14. Following the examination of the quarantine phytosanitary condition of the quarantine products, the quarantine phytosanitary condition of the territory and/or quarantine facility where the production (including processing) and/or dispatch of quarantine products take place, the Supervision Body shall make one of the following decisions:
 - a) reject the importation of quarantine products, should quarantine pests be found in the laboratory tests;
 - b) permit the importation of quarantine products, should quarantine pests be not found in the laboratory tests.
 15. The results of laboratory tests and decision to reject or permit the importation of quarantine products to the Russian Federation shall be sent to the authorised body, Federal Customs Service and participants of foreign economic activity, as well as posted at the official website of the Supervision Body.
 16. In case of disagreement with the authorised body, the arbitration sample of the quarantine products and/or substrate containing soil, peat and other organic substances shall be sent by the Supervision Body to an independent plant quarantine laboratory. The Supervision Body shall decide on the dispatch of quarantine products in accordance

with provisions of the International Plant Protection Convention (Rome, 1951, in the 1997 revision).

17. After the control at the sites of production of quarantine products is completed, the Supervision Body shall compile a report on the phytosanitary quarantine condition of quarantine products and/or sites of production of quarantine products, including on conformity of the phytosanitary control of the foreign state to the level that ensures the compliance of the quarantine products intended for importation into the Russian Federation with the phytosanitary quarantine requirements of the Russian Federation.

APPENDIX

to the Rules on control at the sites of production (including processing) and dispatch of quarantine products intended for importation into the Russian Federation from foreign states or groups of foreign states where the quarantine pests typical for such quarantine products are found to be distributed, in accordance with the international treaties of the Russian Federation, for seeding and planting purposes

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APPLICATION

from a participant in foreign economic activity on the beginning of dispatch of quarantine products intended for importation into the Russian Federation from foreign states or groups of foreign states where the quarantine pests typical for such quarantine products are found to be distributed, for the purpose of seeding and planting for control at the sites of its production (including processing) and dispatch in accordance with the international treaties of the Russian Federation

1. Full name of the participant in foreign economic activity
2. Full name and mail address of the farm (place of production or dispatch)
3. Name and address of intended recipient in the Russian Federation
4. Name and address of the legal entity, individual entrepreneur, farm (the recipient) where the quarantine products will be seeded or planted
5. Range, lot numbers¹ and grades of quarantine products with the breakdown of amount per lot
6. Intended Russian border inspection post
7. Customs clearance post²
8. Availability of the contract for delivery of quarantine products

(yes or no)

9. Availability of the plan of delivery of quarantine products³

(yes or no)

10. This Application is supplemented with the documents specified in clause 6 of the Rules of control on the sites of production (including processing) and dispatch of quarantine products intended for importation into the Russian Federation from foreign states or groups of foreign states where the quarantine pests typical for such quarantine products are found to distribute, in accordance with the international treaties of the Russian

Federation, for seeding and planting purposes, as approved by the Resolution of the Government of the Russian Federation No. 128 dated 8 February, 2018 “On approval of Rules of control on the sites of production (including processing) and dispatch of quarantine products intended for importation into the Russian Federation from foreign states or groups of foreign states where the quarantine pests typical for such quarantine products are found to be distributed, in accordance with the international treaties of the Russian Federation, for seeding and planting purposes”.

(signature of the participant in foreign economic activity)

(print full name)

Stamp here⁴

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¹ The numbers used on labels and accompanying documents of each batch of quarantine products (should the use of such numbers be approved by the authorised plant quarantine control body of the foreign state).

² The location where the custom clearance of quarantine products finishes and they are released for free circulation.

³ The information on expected volume, terms and destinations of supply of quarantine products with indication of the time of dispatch from the foreign state, importation into the Russian Federation and sites of seeding/planting or accumulation of quarantine products (with mail addresses) (if any).

⁴ To be specified if available.