

# WORLD TRADE ORGANIZATION

RESTRICTED

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**Working Party on the  
Accession of Ukraine**

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## **ACCESSION OF UKRAINE**

### Memorandum on Technical Barriers to Trade and Sanitary and Phytosanitary Measures

The following action plan concerning the Agreement on Technical Barriers to Trade and the Agreement on Sanitary and Phytosanitary Measures has been received from the Governmental Commission on Ukraine's Accession to WTO.

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Action plan  
for implementation of the requirements of the Agreement on Technical Barriers in Trade (TBT) and Agreement on Sanitary and Phytosanitary (SPS)  
Measures

Activity	Responsible agencies	Completion date	Proposed by
I. Harmonization of the Ukrainian legislation under the requirements of the TBT and SPS agreements			
1. Prepare the draft law of Ukraine "On Ukraine's accession to the World Trade Organization"	Ministries and agencies that are members of the Interagency committee for issues concerning Ukraine's accession to the WTO	Provided Ukraine accedes to the WTO	Derzhstandart
2. Prepare a draft Protocol On Ukraine's accession to the WTO in part that concerns the TBT and SPS agreements (Memorandums)	Derzhstandart Agricultural-Industrial Complex Ministry Health Protection Ministry Foreign Trade Ministry	December 1998	Derzhstandart
3. Develop proposals regarding amendments to national legislative and regulatory acts to harmonize them with the TBT and SPS agreements	Health Protection Ministry Agricultural-Industrial Complex Ministry Economics Ministry Foreign Trade Ministry Derzhstandart Justice Ministry Finance Ministry State Customs Service Transportation Ministry Industrial Policy Ministry The State Committee for Communication	Throughout November 1998 – December 1999	Derzhstandart  Health Protection Ministry  Agricultural-Industrial Complex Ministry

Activity	Responsible agencies	Completion date	Proposed by
4. Implementation of the Order of the Cabinet of Ministers of Ukraine of 3.19.97, #244, 'On measures aimed at gradual implementation in Ukraine of the requirements of the directives of the European Union, sanitary, ecological, veterinary and phytosanitary requirements and international and European standards'	All ministries and agencies specified in the Order		
II. Creation of the TBT and SBS information center			
1. Develop regulations governing operation of the TBS/SPS information center in Ukraine  2. Set up an information/reference center dealing with sanitary measures in Ukraine and harmonization of such with SPS requirements. Make sure the center operates in a "question - answer" mode throughout a computer network.	Derzhstandart Health Protection Ministry Agricultural-Industrial Complex Ministry  Health Protection Ministry	By the end of 1998  Before 1 January 1999	Derzhstandart  Health Protection Ministry

Activity	Responsible agencies	Completion date	Proposed by
<p>3. Reaching an agreement between Derzhstandart, Agricultural-Industrial Complex Ministry and Health Protection Ministry on the setting up of the information center to process inquiries concerning technical barriers in trade, sanitary and phytosanitary requirements.</p> <p>4. Creating informational standardization centers on the basis of executive organs of the government and territorial organs of Derzhstandart.</p>	<p>Derzhstandart</p> <p>Agricultural-Industrial Complex Ministry</p> <p>Health Protection Ministry</p> <p>Derzhstandart and all ministries and agencies concerned</p>	<p>1<sup>st</sup> quarter 1999</p> <p>1999</p>	
III. Activities involving provision of information and assistance			
<p>1. Provide information on activities that concern implementation of provisions of the agreements on TBT and SPS through press conferences, briefings and mass media.</p>	<p>Derzhstandart</p> <p>Health Protection Ministry</p> <p>Agricultural-Industrial Complex Ministry</p>	<p>Quarterly, following the 4<sup>th</sup> quarter of 1998</p>	<p>Derzhstandart</p> <p>Health Protection Ministry</p> <p>Agricultural-Industrial Complex Ministry</p>
<p>2. Provide representatives of the interested WTO countries with official materials reflecting Ukraine's legislation on sanitary matters</p> <p>3. Ensure access of interested representatives of the WTO countries to the information on development of hygiene standards</p>	<p>Committee for hygiene regulations of Health Protection Ministry of Ukraine</p> <p>Committee for hygiene regulations of Health Protection Ministry of Ukraine</p>	<p>Continually</p> <p>Continually</p>	<p>Derzhstandart</p>

Activity	Responsible agencies	Completion date	Proposed by
4. Establish working contacts and carry out regular bilateral consultations with representatives of the GATT/WTO countries on issues that concern standardization, certification, sanitary and phytosanitary measures, including the developing of the veterinary certificates on shipments controlled by the state veterinary medicine service	Health Protection Ministry  Agricultural-Industrial Complex Ministry  Derzhstandart	Continually	Agricultural-Industrial Complex Ministry
IV. Harmonization and advancement of the National Standardization System (NSS) of Ukraine			
1. Develop the State standard of Ukraine “NSS. Standardization and related activities. Basic terms and definitions.” Harmonization with the resolution ISO/IEC 2:1996.  2. Develop the State standard of Ukraine “NSS. Procedure for developing state standards” to replace SSTU 1.2 - 93.	Derzhstandart    Derzhstandart	4 <sup>th</sup> quarter of 1998    4 <sup>th</sup> quarter of 1998	Derzhstandart

Activity	Responsible agencies	Completion date	Proposed by
3. Develop SSTU “NSS. Procedure for developing, structuring, presenting, adjusting, approving and identifying technical requirements”. To replace SSTU 1.3-93 and “KND” 50-009-93.	Derzhstandart	4 <sup>th</sup> quarter of 1998	
4. Develop SSTU “NSS. General requirements concerning structure, preparation, formatting and contents of standards”. To replace SSTU 1.5 – 93 (taking into account latest version of the directive ISO/IEC, part 3, 1997)	Derzhstandart	4 <sup>th</sup> quarter of 1998	
5. Develop SSTU “NSS. Rules for introduction and application of international standards”. To harmonize with the resolution ISO/IEC 21: 1981.	Derzhstandart	4 <sup>th</sup> quarter of 1998	

Activity	Responsible agencies	Completion date	Proposed by
6. Develop SSTU “NSS. Procedure for developing a program of state standardization activities”. To replace SSTU 3250 - 95.	Derzhstandart	4 <sup>th</sup> quarter of 1998	
7. Develop SSTU “The Code of Effective Rules of Standardization”.	Derzhstandart	4 <sup>th</sup> quarter of 1998	
8. Develop “Programs for implementation in Ukraine of the standards for competitive products by sectors of the economy of Ukraine, harmonized with international and European standards, enacted by order of the Cabinet of Ministers of Ukraine of 3.19.1997, #244”	As specified in section 2 of the “Programs for implementation...”		
V. Developing procedure for further harmonization of rules and compliance assessment procedures with internationally accepted standards			
1. Develop and amend the set of regulatory documents of “UkrSEPRO” for the purpose of further harmonization of these documents with the EC	Derzhstandart	2 <sup>nd</sup> quarter of 1998	Derzhstandart

Activity	Responsible agencies	Completion date	Proposed by
<p>2. Develop a regulatory act on a module approach to compliance assessment in the light of the EC requirements</p> <p>3. Develop proposals concerning reduction in the “List of products subject to mandatory certification in Ukraine”, taking into account introduction of the producer (supplier)’s declaration of compliance.</p>	<p>Derzhstandart</p> <p>Derzhstandart</p>	<p>2<sup>nd</sup> quarter of 1998</p> <p>Following the enactment of Law of Ukraine “On responsibility of supplier for producing and distributing substandard or hazardous products”</p>	
<p>Prepare:</p> <p>1. Draft Law of Ukraine “On the government sanitary – hygienic testing”</p> <p>2. Draft Order of the Cabinet of Ministers of Ukraine “On approving Lists of food additives permitted for use in Ukraine”</p> <p>3. Draft Law of Ukraine “On food products for children and goods for consumption by children”</p>	<p>Health Protection Ministry</p>	<p>September, 1998</p> <p>August, 1998</p> <p>before January 1, 1999</p>	<p>Health Protection Ministry</p>



Activity	Responsible agencies	Completion date	Proposed by
4. Develop, in keeping with International Veterinary Code, veterinary requirements concerning imports of shipments that are controlled by the State veterinary medicine service of Ukraine, and register these requirements with the Justice Ministry	Agricultural – Industrial Complex Ministry	Second half of 1999	Agricultural – Industrial Complex Ministry
5. To harmonize sanitary legislation of Ukraine with international laws in this area, to prepare proposals concerning the Statute, Composition and Activities of the National Commission on the Code Alimentarius	Agricultural – Industrial Complex Ministry Health Protection Ministry Derzhstandart	before 1.1.99	Health Protection Ministry

A complete listing of legislative and regulatory documents, provisions of which need be harmonized with requirements of the agreements on TBT and SPS, will be provided in Annex to this Plan, which must be prepared by the end of November of 1998.