

# WORLD TRADE ORGANIZATION

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**Working Party on the  
Accession of Kazakhstan**

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## **ACCESSION OF KAZAKHSTAN**

### Notification of Technical Barriers to Trade (TBT) and Sanitary and Phytosanitary (SPS) Enquiry Point

The following submission, dated 2 September 2004, is being circulated at the request of the Delegation of the Republic of Kazakhstan.

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## **I. TRANSPARENCY**

### **A. Central Government Authority**

The Ministry of Industry and Trade of the Republic of Kazakhstan is the authorized body responsible for implementation of the WTO Agreement on Technical Barriers to Trade.

The Ministry of Industry and Trade of the Republic of Kazakhstan, the Ministry of Agriculture of the Republic of Kazakhstan, and the Ministry of Health of the Republic of Kazakhstan are the authorized bodies responsible for implementation of the WTO Agreement on Application of Sanitary and Phytosanitary Measures.

### **B. Enquiry Point**

In accordance with Article 10 of the WTO Agreement on TBT, Article 7 of and Annex B to the WTO Agreement on Application of SPS Measures, the Ministry of Industry and Trade of the Republic of Kazakhstan has created a Single Enquiry Point for Interaction with the World Trade Organization Members on Technical Barriers to Trade, Sanitary and Phytosanitary Measures Issues (TBT/SPS Enquiry Point) at the Standardization, Metrology and Certification Committee "KazInSt" National State Enterprise.

TBT/SPS Enquiry Point  
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NSE "KazInSt" shares information and applies procedures on sending and receiving TBT and SPS measures notifications.

### **C. Publications**

The proposed new standards and other documents regarding technical regulations are published in "TBT/SPS Enquiry Point Newsletter" and at the website [www.memst.kz](http://www.memst.kz).

The proposed new veterinary and plant quarantine measures are published in "Agroinform" trade magazine, at the website [www.minagri.kz](http://www.minagri.kz).

The proposed new sanitary measures are published in "Korshagan orta zhane halyk densaulgy. Environment and Population Health" monthly newsletter and at the web-site [www.dari.kz/doc/minzdrav/pravo/pravo.html](http://www.dari.kz/doc/minzdrav/pravo/pravo.html)

Copies of standards and legal acts on TBT and SPS measures are also available in the SPS/TBT Enquiry Point.

## II. RELEVANT LAWS AND REGULATIONS

The WTO Agreement on TBT is being implemented in the Republic of Kazakhstan in accordance with the following laws:

- The Law of the Republic of Kazakhstan No. 433-I of 16 July 1999 "On Standardization" regulates social relations arising in the sphere of standardization; determines the legal base for the national standardization system and measures to protect national interests and interests of consumers with regard to quality of products and processes (services) by development and application of normative documents on standardization;
- The Law of the Republic of Kazakhstan No. 434-I of 16 July 1999 "On Certification" determines the legal base for product certification, quality assurance systems and production (hereinafter referred to as processes), works and services systems in the Republic of Kazakhstan; regulates relations arising in the field of certification; determines the rights, liabilities and responsibility of parties to certification process;
- The Law of the Republic of Kazakhstan No. 53-II of 7 June 2000 "On Measurements Unity" determines the legal, economic, and institutional framework to ensure the unity of measurements in the Republic of Kazakhstan; regulates the relations between government bodies, natural and legal persons in the field of metrology. The objective of the Law is to protect the rights and legal interests of citizens and the economy of the Republic of Kazakhstan against the consequences of inaccurate measurement results; and
- The Law of the Republic of Kazakhstan "On Technical Regulation" has been developed by the Government and submitted to the Parliament; it will determine the legal base for the national technical regulations system aimed at ensuring safety and quality of products, processes, work and services in the Republic of Kazakhstan.

The WTO Agreement on application of SPS measures is being implemented in the Republic of Kazakhstan in accordance with the following laws:

- The Law of the Republic of Kazakhstan No. 361 of 4 December 2002 "On Sanitary-Epidemiological Welfare of Population" determines the legal, economic, and social conditions for ensuring the sanitary-epidemiological welfare of population of the Republic of Kazakhstan;
- The Law of the Republic of Kazakhstan No. 339-II of 10 July 2002 "On Veterinary" determines the legal, organizational, and economic base for veterinary activity; its main objective is to ensure the favourable veterinary-sanitary situation, animal products, raw materials, veterinary drugs, feed and feed additives safety, as well as to protect the population from diseases that are common for animals and human; and
- The Law of the Republic of Kazakhstan No. 344-1 of 11 February 1999 "On Plants Quarantine" determines the legal base and principles for implementation of government measures on plants quarantine, which represents an integral component of the national security system in the territory of the Republic of Kazakhstan.

The transparency issues in TBT and SPS measures meet the following normative legal documents:

- Joint Order of the Ministry of Industry and Trade of the Republic of Kazakhstan No. 145 of 16 June 2004, the Ministry of Agriculture of the Republic of Kazakhstan No. 327 of 23 June 2004, and the Ministry of Health of the Republic of Kazakhstan No. 528 of 7 July 2004 "On Creation of the Single Enquiry Point for Interaction with the World Trade Organization Members On Technical Barriers to Trade, Sanitary and Phytosanitary Measures" (enclosed); and

- Standard of the Republic of Kazakhstan ST RK 1.39-2003 "Rules and Procedures for Preparation of Notifications on Proposed Technical Regulations and Standards".

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