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**Working Party on the Accession
of the Russian Federation**

Original:

ACCESSION OF THE RUSSIAN FEDERATION

Checklists of Technical Barriers to Trade and Sanitary and Phytosanitary Issues in the Accession of the Russian Federation to the WTO

Revision

The Permanent Mission of the Russian Federation has submitted the following revised checklist of TBT issues relating to the accession of the Russian Federation to the WTO, with the request that it be circulated to members of the Working Party.

Checklist of TBT Issues in the Accession of the Russian Federation to the WTO

WTO Reference	Commitments (by the time of accession)	Progress of Implementation; Estimated Time Required to Undertake the Commitment
1.	2.	3.
1. Generally agreed principle in WTO accession negotiations	Standstill: the introduction of new standards, technical regulations and conformity assessment procedures should be fully compatible with the TBT Agreement	The Russian party does not intend to complicate access to its markets by introducing a less favourable treatment for the purposes of the TBT Agreement. The basic parameters were defined in Russia's draft commitments in respect of access to goods and services markets. Measures for market protection will be undertaken in full compliance with Russia's international obligations, the Russian legislation in force, and the requirements of draft laws currently under development. Legal and regulatory framework for the implementation of the above was provided under the "Interministerial Programme of Measures to Ensure Compliance with the WTO TBT Agreement and the WTO SPS Agreement for 1999 – 2000" and will be completed in all material respects in the course of implementation of a similar further programme for 2002 – 2005 to be approved in the I-II quarter of 2003
2. Article 15.2 and TBT Committee Decision (G/TBT/1)	Submission of Statement on Implementation	Pursuant to the TBT Agreement this commitment will be fully implemented upon accession of the Russian Federation to the WTO
3. Articles 2, 3, 5, 6,7,9	Development and Application of Technical Regulations and Conformity Assessment Procedures. Existence of legal and/or administrative underpinnings (or "reasonable measures" as appropriate) to ensure ongoing compliance with provisions of the agreement concerning, in particular:	

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<p>4. National treatment/most favoured nation (Article 2.1, (Code of Good Practice, Clause D, Articles 5.1.1; 5.2.1; 5.2.4; and, 5.2.5).</p>	<p>Non-discrimination with respect to the treatment of products. National treatment - applies with respect to reparation, adoption and application of technical regulations by central government bodies, as between imported and domestic like products, or like products from different countries; in respect of standards, a similar obligation; and a similar obligation with respect to conformity assessment procedures</p>	<p>There is no discrimination of imported goods (for the purposes of the TBT Agreement) in the Russian Federation.</p> <p>Article 3 “Principles of Technical Regulating” of the Federal Law “On Technical Regulating” says “The technical regulating shall be carried out in accordance with the principles of: application of uniform rules for establishing of the requirements for products, processes of production, operation, storage, transportation, marketing and utilization, executing of works or rendering of services” Article 7 “The Matter and Application of Technical Regulations” of the Law says</p> <p>“6. The technical regulations shall be applied in identical way and in equal measure irrespective of the country and (or) place of product origin, realization of processes of production, operation, storage, transportation, marketing and utilization, types or peculiarities of bargains and (or) natural and (or) legal persons being manufacturers, executors, sellers, purchasers, taking into account the provisions of Clause 9 of this Article”. Article 15 “National Standards, All-Russian Classifiers of Technical and Economic and Social Information” of the Law says</p> <p>“2. The national standard shall be applied on a voluntary basis similarly and to equal extent irrespective of the country and (or) place of a product origin, processes of production, operation, storage, transportation, marketing and utilization, executing of works and rendering of services, types or peculiarities of bargains and (or) the persons being manufacturers, executors, sellers, purchasers”.</p>

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<p>5. Avoidance of unnecessary obstacles to trade (Article 2.2, Article 2.3, Article 2.8 and Code of Good Practice, Article I, Articles 5.1.2; 5.2.6; and, 5.2.7).</p>	<p>Central government bodies must ensure their technical regulations are not more trade-restrictive than necessary to fulfil a legitimate objective, taking account of the risks non-fulfilment would create; they must ensure technical regulations fulfil a legitimate objective: they shall eliminate technical regulations if the circumstances or objectives giving rise to the adoption of a technical regulation no longer exist or can be addressed in a less trade-restrictive manner; where appropriate, they should specify technical regulations and standards which are based on performance based characteristics rather than design or descriptive characteristics; they must design and apply conformity assessment procedures to be no more strict than is necessary in order to give the importing country adequate confidence that products conform with applicable technical regulations</p>	<p>Unnecessary obstacles to international trade are being lifted in the course of harmonisation of the current legislation and conformity assessment procedures with the international requirements. This principle is fully implemented in the Federal Law “On Technical Regulation”.</p> <p>Article 6 “The Purposes of Adoption of Technical Regulations” of the Law says</p> <p>“1. The technical regulations shall be adopted for the purpose of: protection of life or health of people, property of natural or legal persons, state or municipal property; protection the environment, life or health of animals and plants; prevention of actions misleading the purchasers”,</p> <p>and Article 7 “The Matter and Application of Technical Regulations” says</p> <p>“1. The technical regulations, taking into account the risk degree of causing harm, shall establish the minimally necessary requirements, providing:</p> <ul style="list-style-type: none"> - emanation safety; - biological safety; - explosion safety; - mechanical safety; - fire safety; - industrial safety; - thermal safety; - chemical safety; - electrical safety; - nuclear and radiation safety; - electromagnetic compatibility regarding safety operation of devices and equipment; - uniformity of measurements. <p>2. The requirements of technical regulations may not serve as a barrier to realization of business activity in the greater degree, than it is minimally necessary for execution of the purposes specified in Clause 1 of Article 6 of this Federal law.</p> <p>4. The technical regulation shall contain the requirements for product performances, processes of production, operation, storage, transportation, marketing and utilization, but shall not contain the requirements for design and modification, except for the cases, when the reaching of the purposes of the technical regulation adoption, specified in Clause 1 of Article 6 of this Federal law, is not ensured</p>

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		<p>because of absence of the requirements for design and modification in view of a risk degree of causing harm.</p> <p>12. The government of the Russian Federation shall develop proposals on ensuring of conformity of technical regulating to interests of the national economy, to a level of development of material basis and technological level, and also to the international norms and rules. For these purposes the Government of the Russian Federation shall affirm the program of development of technical regulations which is specified and published yearly”. Article 9 “Order of Developing, Adoption, Amending and Cancellation of Technical Regulation” says</p> <p>“10. In case of noncompliance of technical regulation with the interests of the national economy, with development of material basis and technological level, and also with the international norms and rules, the Government of the Russian Federation is obliged to start the procedure of inserting the amendments into the technical regulation or procedure of cancellation of the technical regulation”.</p> <p>Article 12 “Principles of Standardization” says Standardization shall be carried out according to the principles of: “Inadmissibility of creation the barriers to production and circulation of products, executing of works and rendering of services in the greater degree, than it is minimally necessary for execution of the purposes specified in Article 11 of this Federal law”.</p> <p>Ongoing review of technical regulations to ensure their conformity to legal requirements is a current practice.</p>

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<p>6. Use of Relevant International Standards, Guides, Recommendations or Conformity Assessment Systems (Article.2.4 and Code of Good Practice, Article F), (Article 5.4), Article 6, 7.1, (Articles 9.3). Ongoing Obligation to Reassess Technical Regulations</p>	<p>Central government bodies must use relevant international standards, or parts thereof, as a basis for domestic technical regulations and standards except when such standards or relevant parts would be ineffective or inappropriate; central government bodies shall use relevant international guides or recommendations, or parts thereof, as a basis for their conformity assessment procedures, except where, as duly explained upon request, such guides or recommendations are inappropriate; central government bodies shall rely on international or regional conformity assessment systems only to the extent that these systems comply with Articles 5 and 6, as applicable, recognition of results of conformity assessment procedures conducted by competent authorities of the exporting Member</p>	<p>Under Article 4 of Law 5151-1 of the Russian Federation “On Certification of Products and Services” dated 10 June 1993 as amended by Federal Law 154-FZ of 31 July 1998, Russia recognises the results of conformity assessment procedures by all international systems Russia has acceded to (Geneva 1955 Treaty on Mechanical Vehicles, Brussels Convention for Mutual Recognition of Tests of Brands of Handguns and Cartridges, The International Electrotechnical Commission's Quality Assessment System for Electronic Components (IECQ), the IEC International System for Confirmation of Test Results and Certification of Electric Equipment, the IEC Scheme for Certification to Standards for Explosive Atmospheres (IECEX). In other cases, recognition of the results of conformity assessment procedures is provided under multilateral or bilateral agreements.</p> <p>Current practice makes ample use of international standards, guides and recommendations in the development of technical regulations and conformity assessment procedures. Besides, a commitment to use the above as a basis for development of national technical regulations and conformity assessment procedures is provided under the Federal Law “On Technical Regulation”</p> <p>Article 7 “The Matter and Application of Technical Regulations” says</p> <p>“8. The international standards and (or) national standards may be used in full or in part as a basis for development of draft technical regulations”.</p> <p>Article 9 “Order of Developing, Adoption, Amending and Cancellation of Technical Regulation” says</p> <p>“10. In case of noncompliance of technical regulation with the interests of the national economy, with development of material basis and technological level, and also with the international norms and rules, the Government of the Russian Federation is obliged to start the procedure of inserting the amendments into the technical regulation or procedure of cancellation of the technical regulation”.</p>

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<p>7. Harmonisation (Article 2.4, Articles 2.6; 5.5; and Code of Good Practice, Article G, Article 9.1, Article 5.4)</p>	<p>Central government bodies must consider relevant international standards in the development of technical regulations; shall participate in international standardizing bodies and international conformity assessment system; must use relevant guides or recommendations issued by international standardizing bodies for the purpose of conformity assessment procedures except where inappropriate.</p>	<p>Article 7 “The Matter and Application of Technical Regulations” says</p> <p>“8. The international standards and (or) national standards may be used in full or in part as a basis for development of draft technical regulations”.</p> <p>Article 9 “Order of Developing, Adoption, Amending and Cancellation of Technical Regulation” says</p> <p>“10. In case of noncompliance of technical regulation with the interests of the national economy, with development of material basis and technological level, and also with the international norms and rules, the Government of the Russian Federation is obliged to start the procedure of inserting the amendments into the technical regulation or procedure of cancellation of the technical regulation”.</p> <p>Article 12 “Principles of Standardization” says</p> <p>“Standardization shall be carried out according to the principles of: application of the international standard as a basis for development of the national standard, except for the cases when such application is recognized to be impossible as a result of noncompliance of requirements of the international standards with climatic and geographical peculiarities of the Russian Federation, with technical and (or) technological peculiarities, or by other reasons, or if the Russian Federation opposed against adoption of the international standard or its separate provision in accordance with the established procedures”.</p> <p>Article 14 “National Standards Body of the Russian Federation, Technical Committees on Standardization” says</p> <p>“1. National standards body of the Russian Federation (hereinafter referred to as national standards body) shall: participate, according to charts of the international organizations, in development of the international standards and shall ensure the taking into account of interests of the Russian Federation in process of their adoption; represent the Russian Federation in the international organizations carrying out activity in the field of standardization”.</p>

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8. Equivalence (Article 2.7, 3.1, 6.1, 7.1)	Central government bodies shall give positive consideration to accepting as equivalent regulations of other Members, even if these regulations differ from their own, provided they meet national regulatory objectives in respect of conformity assessment procedures, central government bodies shall ensure, whenever possible, that results of conformity assessment procedures in other Members are accepted if they are satisfied that those procedures offer an assurance of conformity with their technical regulations or standards equivalent to their own procedures.	Article 3 “Principles of Technical Regulating” of the Federal Law “n Technical Regulating” says “The technical regulating shall be carried out in accordance with the principles of: application of uniform rules for establishing of the requirements for products, processes of production, operation, storage, transportation, marketing and utilization, executing of works or rendering of services”
9. Transparency (Articles 2.9, 2.10; for standards under the Code of Good Practice, Articles J, K, L, M, and N; and, for conformity assessment procedures under Articles 5.6 and 5.7, Articles 2.111; 5.8; Code of Good Practice, Article O).	Central government bodies are required to notify other Members regarding technical regulations. Central government bodies are required to ensure that all technical regulations, standards and conformity assessment procedures which have been adopted are published or made available promptly.	<p>Article 9 “Order of Developing, Adoption, Amending and Cancellation of Technical Regulation” of the Law says</p> <p>“3. The notification about development of draft technical regulation shall be published in the print of federal executive body on technical regulating and in information system of general-purpose in electronic-digital format.</p> <p>The notification about development of draft technical regulation shall contain the information on products, processes of production, operation, storage, transportation, marketing and utilization, in relation to which the requirements being developed shall be established, with summary of the purpose of this technical regulation, with substantiation of necessity of its development and with specifying of those requirements being developed which differ from provisions of the appropriate international standards or obligatory requirements, which are valid in the territory of the Russian Federation at the moment of development of this draft technical regulation, and besides that the information on a method of familiarization with draft technical regulation, the denomination or surname, name and patronymic of the developer of the given draft technical regulation, the postal and e-mail (if any) addresses for receipt of written notices from the interested persons.</p> <p>4. From the moment of publication of the notification on development of draft technical regulation this draft shall be available to the interested persons for familiarization. The developer is obliged on</p>

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		<p>demand of the interested person to give him the copy of draft technical regulation. The payment for giving of this copy may not exceed an expenditure for its manufacture.</p> <p>The period of public discussion of draft technical regulation from the date of publication of the notification about development of draft technical regulation up to the date of publication of the notification about completion of public discussion may not be less than two months.</p> <p>5. The notification about completion of public discussion of draft technical regulation shall be published in the print of federal executive body on technical regulating and in general-purpose information system in electronic-digital format.</p> <p>The notification about completion of public discussion of draft technical regulation shall include the information on a method of familiarization with draft technical regulation and the list of written notices of the interested persons, and also the denomination or surname, name and patronymic of the developer of draft technical regulation, the postal and e-mail (if any) addresses for contact with the developer.</p> <p>From the date of publication of notification about completion of public discussion of draft technical regulation the updated draft technical regulation and the list of written notices of the interested persons shall be available to the interested persons for familiarization.</p> <p>6. The federal executive body on technical regulating is obliged to publish in the print the notification about development of draft technical regulation and of completion of public discussion of this draft within ten days from the moment of payment for publication of notices. The order of publication of notices and amount of payment for their publication shall be established by the Government of the Russian Federation.</p> <p>Article 16 “Rules of Development and Approval of National Standards” says “3. The notification about development of the national standard shall be addressed to national standards body and shall be published in general-purpose information system in electronic-digital format and in the print of federal executive body on technical regulating. The notification about development of the national standard shall contain the information on those provisions, contained in draft national standard, which differ from provisions of the appropriate international standards.</p> <p>The developer of the national standard shall ensure availability of draft national standard to the interested persons for familiarization. The developer is obliged, on demand of the interested person, to grant him the copy of draft national standard. The payment for granting of the specified copy may not exceed an expenditure for its manufacture.</p> <p>In case the developer of the national standard is the federal executive body, the payment for granting</p>

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		<p>the copy of draft national standard shall be effected to the federal budget.</p> <p>4. The developer shall update the draft national standard in view of written notices of the interested persons, shall carry out public discussion of the draft national standard and shall make the list of written notices of the interested persons with summary of the notices contents and results of their discussion. The developer is obliged to save written notices of the interested persons up to approval of the national standard and to represent them to national standards body and technical committees on standardization upon their inquiries. The period of public discussion of draft national standard from the date of publication of notification about development of draft national standard up to the date of publication of notification about completion of public discussion may not be less than two months.</p> <p>5. The notification about completion of public discussion of draft national standard shall be published in the print of federal executive body on technical regulating and in general-purpose information system in electronic-digital format. From the date of publication of notification about completion of public discussion of draft national standard the updated draft national standard and the list of written notices of the interested persons shall be available for the interested persons for familiarization.</p> <p>6. The order of publication of notification about development of draft national standard and notification about completion of public discussion of draft national standard and the amount of payment for their publication shall be established by the Government of the Russian Federation”.</p> <p>It is intended to appoint Gosstandart of Russia and other ministries and agencies concerned responsible for preparing notifications. The actual submission of notifications to the WTO will be performed by the Russian TBT/SPS Enquiry Point. The Russian TBT/SPS Enquiry Point specified in Section 3 above, which started publishing a specialised «Vestnik» (Bulletin) in 2000, is currently ready to assume this function. The procedures for preparing and submitting notices are defined in GOST R 1.13-2001 (enacted on 1 January 2002).</p>

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<p>10. Non-discriminatory and cost-based fee structure. (Article 5.2, 7.1, 10.4, Code of Good Practice, Articles M and P).</p>	<p>In the area of conformity assessment, any fees imposed by central government bodies must be equitable as between like products of national or imported origin. Copies of documents provided to other Members or their interested parties through the national enquiry point must be supplied at an equitable price (if any), which shall be the same price as for nationals excluding delivery cost</p>	<p>Gosstandart of Russia had agreed with the Ministry of Finance of the Russian Federation and adopted “Rules of Certification. Fees for Certification of Products and Services” which were subsequently registered with the Ministry of Justice of the Russian Federation on 29 December 1999 (reg. No. 2031). The document provides a uniform fee-payment structure for national and foreign applicants, and is based on the costs effectively incurred by certification authorities and testing laboratories in carrying out the conformity assessment procedures.</p> <p>Article 3 “Principles of Technical Regulating” says</p> <p>“The technical regulating shall be carried out in accordance with the principles of: application of uniform rules for establishing of the requirements for products, processes of production, operation, storage, transportation, marketing and utilization, executing of works or rendering of services”.</p> <p>Article 9 “Order of Developing, Adoption, Amending and Cancellation of Technical Regulation” says</p> <p>“4. From the moment of publication of the notification on development of draft technical regulation this draft shall be available to the interested persons for familiarization. The developer is obliged on demand of the interested person to give him the copy of draft technical regulation. The payment for giving of this copy may not exceed an expenditure for its manufacture”.</p> <p>Article 24 “Declaring of Conformity” says “The order of maintenance of the supplier’s declarations register, order of granting the information contained in the specified register, and order of payment for granting of this information shall be defined by the Government of the Russian Federation”.</p> <p>Article 26 “Realization of Obligatory Certification” says</p> <p>“2. Certification body shall: establish the cost of works on certification on the basis of a technique for definition of cost of such works approved by the Government of the Russian Federation”.</p> <p>Article 43 “Information on Standardization Documents” says “2. Official publication of the national standards and all-Russian classifiers shall be carried out by the national standards body in accordance with the established procedure. The order of publication of the national standards and all-Russian classifiers shall be defined by the Government of the Russian</p>

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		<p>Federation”.</p> <p>Article 44 “Federal Information Corpus of Technical Regulations and Standards” says “2. The uniform information system, designed for provision of the interested persons with information on documents, included in the Federal information corpus of technical regulations and standards, is being created and operates in the Russian Federation in the order and on conditions established by the Government of the Russian Federation”.</p>
11. Complaint Procedure (Article 5.2.8)	Central government bodies shall establish a procedure to review complaints concerning the operation of any conformity assessment procedure and take corrective action when a complaint is justified.	The Appeal Commission was formed at Gosstandart for the purpose of considering complaints from users concerning actions of certification authorities, testing laboratories (centres), certification experts and applicants relating to certification, monitoring, use of conformity mark, issuance, suspension and cancellation of certificates, licenses, and other related issues. This Appeal Commission was regulated by its charter.
12. Local Government Bodies (paragraphs 9.2 and 10.1 of Article 2 (Article 3.1, 3.2) and paragraphs 6.2 and 7.1 of Article 5 (Article 7.2), Articles 5 and 6 (Article 7.1) Article 2 (Article 3.4) and Articles 5 and 6 (Article 7.4)	A Member must ensure that the technical regulations/conformity assessment procedures of local governments on the level directly below that of the central government are notified in accordance with the provisions of paragraphs 9.2 and 10.1 of Article 2 (Article 3.2) and paragraphs 6.2 and 7.1 of Article 5 (Article 7.2), except when the technical content is substantially the same as that of previously notified technical regulations/conformity assessment procedures of the central government.	<p>Article 2 “Basic Concepts” gives the following basic concept of technical regulation are used for the purposes of this Federal law: Technical regulation – is the document, which is adopted either by the Russian Federation international treaty ratified in accordance with the legislation of the Russian Federation, or by the federal law, or by decree of President of the Russian Federation, or by decree of the Russian Federation Government, and which establishes the obligatory requirements for technical regulating objects (for products, including buildings, structures and constructions, for processes of production, operation, storage, transportation, marketing and utilization).</p> <p>Article 7 “The Matter and Application of Technical Regulations” says 6. The technical regulations shall be applied in identical way and in equal measure irrespective of the country and (or) place of product origin, realization of processes of production, operation, storage, transportation, marketing and utilization, types or peculiarities of bargains and (or) natural and (or) legal persons being manufacturers, executors, sellers, purchasers, taking into account the provisions of Clause 9 of this Article.</p> <p>Thus Local Government Bodies can not establish mandatory requirements.</p>

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13. National Enquiry Point	A Member must establish a national enquiry point which provides documentation and answers enquiries regarding technical regulations, standards and conformity assessment procedures; membership and participation by the Member in international and regional standardizing bodies and conformity assessment systems	
14. Establishment and operation of a single Contact Point for Information ("enquiry point") Article 10	The location of notices and information as to where such notices can be obtained and the location of the enquiry point.	<p>A functioning Russian Single Contact Point for TBT/SPS ("TBT/SPS Enquiry Point") was set up by Gosstandart of Russia on the basis of All-Russia Research Institute for Classification, Terminology and Information in Standardisation and Quality (VNIKI) in 1999. The function of the TBT/SPS Enquiry Point is to provide, in conjunction with specialised information centres of different ministries and agencies, the necessary TBT and SPS related information to all interested parties, including foreign participants of international trade.</p> <p>Address: Russian Single Contact Point for TBT/SPS Information (TBT/SPS Enquiry Point), 4 Granatny per., Moscow 103001 Russian Federation. tel./fax 230 25 98 E-mail: ENPOINT@VNIKI.RU</p> <p>Gosstandart of Russia also has a functioning web site (www.GOST.RU) which can be used to access information stored on the Macronet interministerial network (in TBT and SPS section), including the annual standardisation plans.</p> <p>Article 44 "Federal Information Corpus of Technical Regulations and Standards" of the Law says 2. The uniform information system, designed for provision of the interested persons with information on documents, included in the Federal information corpus of technical regulations and standards, is being created and operates in the Russian Federation in the order and on conditions established by the Government of the Russian Federation.</p>

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15. Article 4 and Annex 3 (Code of Good Practice), Article 8	Development and Application of Standards and Conformity Assessment Procedures: Existence of legal and/or administrative underpinnings (or "reasonable measures" as appropriate) to ensure ongoing compliance with provisions of the agreement concerning, in particular:	
16. Annex 3 (D), Article 8.1	Non-discrimination with respect to the treatment of products;	<p>There is no discrimination of imported goods (for the purposes of the TBT Agreement) in the Russian Federation.</p> <p>ARTICLE 15 "NATIONAL STANDARDS, ALL-RUSSIAN CLASSIFIERS OF TECHNICAL AND ECONOMIC AND SOCIAL INFORMATION" OF THE FEDERAL LAW OF RUSSIAN FEDERATION "ON TECHNICAL REGULATING" SAYS:</p> <p>2. The national standard shall be applied on a voluntary basis similarly and to equal extent irrespective of the country and (or) place of a product origin, processes of production, operation, storage, transportation, marketing and utilization, executing of works and rendering of services, types or peculiarities of bargains and (or) the persons being manufacturers, executors, sellers, purchasers.</p>
17. Annex 3 (E), Article 8.1	Prohibition of unnecessary obstacles to international trade;	<p>Unnecessary obstacles to international trade are being lifted in the course of harmonisation of the current legislation and conformity assessment procedures with their international counterparts. Certain required measures were undertaken under the "Interministerial Programme of Measures for 1999 – 2000" and further measures are envisaged by a similar programme for 2002 – 2005.</p> <p>ARTICLE 12 "PRINCIPLES OF STANDARDIZATION" OF THE LAW SAYS: "Standardization shall be carried out according to the principles of: inadmissibility of creation the barriers to production and circulation of products, executing of works and rendering of services in the greater degree, than it is minimally necessary for execution of the purposes specified in Article 11 of this Federal law; assurance of conditions for uniform application of standards".</p>

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18. Annex 3 (F), Article 8.1	Consideration of relevant international standards, guides and recommendations as a basis for standards;	<p>ARTICLE 12 “PRINCIPLES OF STANDARDIZATION” OF THE LAW SAYS: “Standardization shall be carried out according to the principles of: application of the international standard as a basis for development of the national standard, except for the cases when such application is recognized to be impossible as a result of noncompliance of requirements of the international standards with climatic and geographical peculiarities of the Russian Federation, with technical and (or) technological peculiarities, or by other reasons, or if the Russian Federation opposed against adoption of the international standard or its separate provision in accordance with the established procedures”.</p> <p>This requirement is implemented in the principal standards of the State Standardisation System (GOST R 1.0-92 “The State Standardisation System of the Russian Federation. The Main Principles”; GOST R 1.2-92 “The State Standardisation System of the Russian Federation. The Procedure for Development of State Standards.”)</p>
19. Annex 3 (G)	The standardizing body shall play a full part in preparation of international standards	<p>Article 14 “National Standards Body of the Russian Federation, Technical Committees on Standardization” of the Law says «1. National standards body of the Russian Federation (hereinafter referred to as national standards body) shall: participate, according to charts of the international organizations, in development of the international standards and shall ensure the taking into account of interests of the Russian Federation in process of their adoption; represent the Russian Federation in the international organizations carrying out activity in the field of standardization».</p>
20. Annex 3 (H)	The standardizing body shall achieve a national consensus on the standards they develop.	<p>Article 12 «Principles of Standardization” of the Law says «Standardization shall be carried out according to the principles of: Maximal responsiveness of lawful interests of the interested persons during development of standards”.</p> <p>Principles and rules of Russian national standartization system are in a full compliance with the ISO and IEC</p>

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21. Annex 3 (I)	The standardizing body shall specify standards based on product requirements in terms of performance rather than design or descriptive characteristics	<p>Article 7 “The Matter and Application of Technical Regulations” of the Law says “4. The technical regulation shall contain the requirements for product performances, processes of production, operation, storage, transportation, marketing and utilization, but shall not contain the requirements for design and modification, except for the cases, when the reaching of the purposes of the technical regulation adoption, specified in Clause 1 of Article 6 of this Federal law, is not ensured because of absence of the requirements for design and modification in view of a risk degree of causing harm”</p> <p>and Article 12 “Principles of Standardization” of the Law says “Standardization shall be carried out according to the principles of: inadmissibility of establishing such standards which contradict technical regulations”.</p> <p>Thus standards can not contradict the technical regulations and hence can not establish the requirements in terms of design or descriptive characteristics instead of performance requirements.</p>
22. Annex 3 (G,P)	<p>Standardizing body shall publish a work programme for standards and non-governmental conformity assessment procedures, including publication of notices of draft standards and an opportunity for public comment.</p> <p>A notice of the existence of the work programme shall be published</p>	<p>Article 16 “Rules of Development and Approval of National Standards” of the Law says “1. National standards body shall develop and approve the program of development of national standards. The national standards body shall ensure the availability of the program of development of national standards to the interested persons for familiarization.</p> <p>3. The notification about development of the national standard shall be addressed to national standards body and shall be published in general-purpose information system in electronic-digital format and in the print of federal executive body on technical regulating. The notification about development of the national standard shall contain the information on those provisions, contained in draft national standard, which differ from provisions of the appropriate international standards.</p> <p>5. The notification about completion of public discussion of draft national standard shall be published in the print of federal executive body on technical regulating and in general-purpose information system in electronic-digital format.</p> <p>6. The order of publication of notification about development of draft national standard and notification about completion of public discussion of draft national standard and the amount of payment for their publication shall be established by the Government of the Russian Federation.</p> <p>8. The notification about approval of the national standard is subject to publication in the print of federal executive body on technical regulating and in general-purpose information system in electronic-digital format within thirty days from the date of the approval of the national standard”.</p> <p>These functions will be performed by the Russian TBT/SPS Enquiry Point by publishing a specialised “Vestnik” (Bulletin). Besides, standardisation work programmes are published each year in the Annual Catalogue of Standards and on the web-site of Gosstandart of Russia: WWW.GOST.RU.</p>

WTO Reference	Commitments (by the time of accession)	Progress of Implementation; Estimated Time Required to Undertake the Commitment
23. Annex 3 (M), Annex 3 (P)	Non-discriminatory and cost-based fee structure.	The ISO approaches are applied for the purposes of payment of the cost of standards.
24. Annex 3 (K)	The national member of ISO./IEC shall make every effort to become a member of ISONET	Gosstandart of Russia is already a member of ISONET.
25. Annex 3 (L)	Before adopting a standard the standardizing body shall allow a period of at least 60 days for the submission of comments on the draft standards	<p>Article 16 “Rules of Development and Approval of National Standards” of the Law says</p> <p>“3. The developer of the national standard shall ensure availability of draft national standard to the interested persons for familiarization. The developer is obliged, on demand of the interested person, to grant him the copy of draft national standard. The payment for granting of the specified copy may not exceed an expenditure for its manufacture. In case the developer of the national standard is the federal executive body, the payment for granting the copy of draft national standard shall be effected to the federal budget.</p> <p>4. The period of public discussion of draft national standard from the date of publication of notification about development of draft national standard up to the date of publication of notification about completion of public discussion may not be less than two months”.</p>
26. Annex 3 (M,P)	On the request of any interested party the standardizing body shall promptly provide or arrange to provide a copy of draft standard which is has submitted to comments	<p>Article 16 “Rules of Development and Approval of National Standards” of the Law says</p> <p>“3. The developer of the national standard shall ensure availability of draft national standard to the interested persons for familiarization. The developer is obliged, on demand of the interested person, to grant him the copy of draft national standard. The payment for granting of the specified copy may not exceed an expenditure for its manufacture.</p> <p>In case the developer of the national standard is the federal executive body, the payment for granting the copy of draft national standard shall be effected to the federal budget”.</p>
27. Annex 3 (N)	The standardizing body shall take into account the comments received during period for commenting	<p>Article 16 “Rules of Development and Approval of National Standards” of the Law says</p> <p>“4. The developer shall update the draft national standard in view of written notices of the interested persons, shall carry out public discussion of the draft national standard and shall make the list of written notices of the interested persons with summary of the notices contents and results of their discussion.</p> <p>The developer is obliged to save written notices of the interested persons up to approval of the national standard and to represent them to national standards body and technical committees on standardization upon their inquiries”.</p>

WTO Reference	Commitments (by the time of accession)	Progress of Implementation; Estimated Time Required to Undertake the Commitment
28. Annex 3 (O)	Once the standard has been adopted it , it shall be promptly published	Article 14 “National Standards Body of the Russian Federation, Technical Committees on Standardization” of the Law says «1. National standards body of the Russian Federation (hereinafter referred to as national standards body) shall: organize publication and distribution of national standards».