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Committee on Technical Barriers to Trade

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## IMPLEMENTATION AND ADMINISTRATION OF THE AGREEMENT ON TECHNICAL BARRIERS TO TRADE

### CHANGES TO THE INFORMATION PROVIDED BY UKRAINE UNDER ARTICLE 15.2 OF THE AGREEMENT ON TECHNICAL BARRIERS TO TRADE

#### *Revision*

The following communication under Article 15.2 of the Agreement on Technical Barriers to Trade has been received from the delegation of Ukraine.

## 1 INTRODUCTION

The present document contains the revised information concerning some amendments to legal acts, governing technical regulation, conformity assessment and certification, and also provides the updated information on transparency issues (Heading 2 RELEVANT LAWS AND REGULATIONS)

## 2 RELEVANT LAWS AND REGULATIONS

2.1. Since March 2015 the Cabinet of Ministers of Ukraine has adopted a number of Resolutions, approving or amending some Technical Regulations and Rules. Adoption of all of the following Resolutions is meant to further bring Ukrainian legislation into compliance with European legislation.

- a. Decree of the Cabinet of Ministers of Ukraine as of 19 August 2015 No. 844-p "On approval of the Strategy of development of technical regulations for the period 2020".

The main aim of the Strategy is to harmonize Ukrainian basic and sectoral legislation in the field of technical regulations with EU legislation; support of the institutions in the field of technical regulation in accordance with the European practice and strengthen their capacity; adoption of the European standards as national standards of Ukraine with the simultaneous abolition of the old GOST standards; increase participation of Ukrainian technical regulation subjects in the relevant European and international organizations. The text of the Resolution as of 19 August.2015 No.844-p is available at: <http://zakon5.rada.gov.ua/laws/show/844-2015-%D1%80>

- b. Resolution of the Cabinet of Ministries of Ukraine as of 16 December 2015 No.1057 "On the definition of areas in which central executive bodies implement functions of technical regulation" The text of the Resolution as of 16 December 2015 No.1057 is available at: <http://zakon3.rada.gov.ua/laws/show/1057-2015-%D0%BF>
- c. Resolution of the Cabinet of Ministries of Ukraine as of 4 November 2015 No.898 "On amendments to the Resolution of the Cabinet of Ministries of Ukraine as of 18 June 2012 No.708 "On Rules for drafting technical regulations, approved by the Cabinet of Ministers of Ukraine on the basis of legislation of the European Union". The text of the Resolution as of 04.11.2015 No.898 is available at: <http://zakon0.rada.gov.ua/laws/show/898-2015-%D0%BF>

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- d. Resolution of the Cabinet of Ministries of Ukraine as of 16 December 2015 No.1170 "On approval of the monitoring of compliance with the national accreditation body of Ukraine and the amendments to paragraph 3 of the Regulation on the Ministry of Economic Development and Trade of Ukraine". The text of the Resolution as of 16 December 2015 No.1170 is available at: <http://zakon3.rada.gov.ua/laws/show/1170-2015-%D0%BF>
- e. Resolution of the Cabinet of Ministries of Ukraine as of 30 December 2015 No.1184 "On approval of the form, description of the conformity mark in compliance with technical regulations, rules and conditions for its application". The text of the Resolution as of 30 December 2015 No.1184 is available at: <http://zakon5.rada.gov.ua/laws/show/1184-2015-%D0%BF>
- f. Resolution of the Cabinet of Ministries of Ukraine as of 13 January 2016 No.56 "On approval of special requirements for designated authorities". The text of the Resolution as of 13 January 2016 No.56 is available at: <http://zakon2.rada.gov.ua/laws/show/56-2016-%D0%BF>
- g. Resolution of the Cabinet of Ministries of Ukraine as of 15 April 2015 No.224 "On Amendments to the Regulation of the Ministry of Economic Development and Trade of Ukraine". The text of the Resolution as of 15 April 2015 No.224 is available at: <http://zakon4.rada.gov.ua/laws/show/224-2015-%D0%BF>
- h. Resolution of the Cabinet of Ministries of Ukraine as of 17 July 2015 No.519 "On Amendments to Item 3 to the procedure of funds use provided by the state budget for the implementation of measures for consumer protection, standardization, metrology, certification, conformity assessment and quality management". The text of the Resolution as of 17 July 2015 No.519 is available at: <http://zakon3.rada.gov.ua/laws/show/519-2015-%D0%BF>
- i. Resolution of the Cabinet of Ministries of Ukraine as of 13 January 2016 No.95 "On approval of conformity assessment modules and rules for using them for developing conformity assessment procedures". The text of the Resolution as of 13 January 2016 No.95 is available at: <http://www.kmu.gov.ua/control/uk/cardnpd?docid=248853455>
- j. Resolution of the Cabinet of Ministries of Ukraine as of 25 February 2015 No.75 "On recognition invalid decisions of the Cabinet of Ministers of Ukraine as of 1 April 1999 No. 528 and as of 15 January 2005 No. 32" (metrology features in research and development)". The text of the Resolution as of 25 February 2015 No.75 is available at: <http://zakon3.rada.gov.ua/laws/show/75-2015-%D0%BF>
- k. Resolution of the Cabinet of Ministries of Ukraine as of 27 May 2015 No.330 "On the determination of research metrological centers". The text of the Resolution as of 27 May 2015 No.330 is available at: <http://zakon0.rada.gov.ua/laws/show/330-2015-%D0%BF>
- l. Resolution of the Cabinet of Ministries of Ukraine as of 4 June 2015 No.372 "On recognition invalid of some resolutions of the Cabinet of Ministers of Ukraine" (namely, concerning the abolition of the Cabinet of Ministers of Ukraine as of 17 August 1998 No. 1300 "On approval of import procedure of measuring equipment means into the territory of Ukraine"), which came into force from 1 January 2016. The text of the Resolution as of 4 June 2015 No.372 is available at: <http://zakon2.rada.gov.ua/laws/show/372-2015-%D0%BF>
- m. Resolution of the Cabinet of Ministries of Ukraine as of 4 June 2015 No.374 "On approving the list of categories of legally controlled measuring equipment to be calibrated periodically", which came into force from 1 January 2016. The text of the Resolution as of 4 June 2015 No.374 is available at: [http://search.ligazakon.ua/l\\_doc2.nsf/link1/KP150374.html](http://search.ligazakon.ua/l_doc2.nsf/link1/KP150374.html)
- n. Resolution of the Cabinet of Ministries of Ukraine as of 17 June 2015 No.398 "On approval of procedure and criteria for providing standards with national standards

- status". The text of the Resolution as of 17 June 2015 No.398 is available at: <http://zakon3.rada.gov.ua/laws/show/398-2015-%D0%BF>
- o. Resolution of the Cabinet of Ministries of Ukraine as of 8 July 2015 No.474 "On approval the procedure of implementation the periodic calibration, service and repair of measuring equipment". The text of the Resolution as of 8 July 2015 No.474 is available at: <http://zakon5.rada.gov.ua/laws/show/474-2015-%D0%BF>
- p. Resolution of the Cabinet of Ministries of Ukraine as of 19 August 2015 No.607 "On approval of the Technical Regulation of bottles used as measuring containers" (draft resolution was notified under G/TBT/N/UKR/99, 6 February 2015). The text of the Resolution as of 19 August 2015 No.607 is available at: <http://zakon5.rada.gov.ua/laws/show/607-2015-%D0%BF>
- q. Resolution of the Cabinet of Ministries of Ukraine as of 2 September 2015 No.663 "On approval of the Service Regulation on standard samples of composition and properties of substances and materials". The text of the Resolution as of 2 September 2015 No.663 is available at: <http://zakon3.rada.gov.ua/laws/show/663-2015-%D0%BF>
- r. Resolution of the Cabinet of Ministries of Ukraine as of 2 September 2015 No.664 "Service universal time issues and reference frequencies". The text of the Resolution as of 2 September 2015 No.664 is available at: <http://www.kmu.gov.ua/control/uk/cardnpd?docid=248463357>
- s. Resolution of the Cabinet of Ministries of Ukraine as of 2 September 2015 No.667 "On approval of the State Service of Ukraine Resolution on food safety and consumer protection" (metrological surveillance). The text of the Resolution as of 2 September 2015 No.667 is available at: <http://www.kmu.gov.ua/control/ru/cardnpd?docid=248464285>
- t. Resolution of the Cabinet of Ministries of Ukraine as of 7 October 2015 No.807 "On amendments to the procedure and criteria for providing standards with national standards status". The text of the Resolution as of 7 October 2015 No.807 is available at: <http://zakon0.rada.gov.ua/laws/show/807-2015-%D0%BF>
- u. Resolution of the Cabinet of Ministries of Ukraine as of 28 October 2015 No.865 "On approval of payment for work and services connected to conduction of conformity assessment procedures of legally controlled measuring equipment in compliance with the technical regulations requirements, verification of these equipment, which are in operation, and determining the value of such work and services". The text of the Resolution of 28 October 2015 No.865 is available at: <http://zakon5.rada.gov.ua/laws/show/865-2015-%D0%BF>
- v. Resolution of the Cabinet of Ministries of Ukraine as of 16 December 2015 No.1058 "On approval of the criteria for assessing the risk of economic activity in the field of metrology and metrological activity, determination the frequency of the implementation by the State Service for Food Safety and Consumer Protection of metrological supervision planned measures on legally regulated measuring equipment, which are in operation, on the basis of number of packaged goods in packages". The text of the Resolution as of 16 December 2015 No.1058 is available at: <http://zakon4.rada.gov.ua/laws/show/1058-2015-%D0%BF>
- w. Resolution of the Cabinet of Ministries of Ukraine as of 16 December 2015 No.1062 "On approval of the Technical Regulation on non-automatic measuring apparatus". The text of the Resolution as of 16 December 2015 No.1062 is available at: <http://zakon3.rada.gov.ua/laws/show/1062-2015-%D0%BF>
- x. Resolution of the Cabinet of Ministries of Ukraine as of 16 December 2015 No.1110 "On approval of control order of conformance with the rules and conditions of storage and application of national standards". The text of the Resolution as of 16 December 2015 No.1110 is available at: <http://zakon2.rada.gov.ua/laws/show/1110-2015-%D0%BF>

- y. Resolution of the Cabinet of Ministries of Ukraine as of 16 December 2015 No.1113 "On approval of the Service Regulation on standard reference data concerning physical constants and properties of substances and materials". The text of the Resolution as of 16 December 2015 No.1113 is available at: <http://zakon2.rada.gov.ua/laws/show/1113-2015-%D0%BF>
  - z. Resolution of the Cabinet of Ministries of Ukraine as of 16 December 2015 No.1193 "On approval of Technical Regulation on some products that are packed by weight and by volume into prepared package" (draft resolution was notified under G/TBT/N/UKR/98, 9 December 2014). The text of the Resolution as of 16 December 2015 No.1193 is available at: <http://zakon3.rada.gov.ua/laws/show/1193-2015-%D0%BF>
  - aa. Resolution of the Cabinet of Ministries of Ukraine as of 16 December 2015 No.1195 "On approval of the inter-verification interval order of legally controlled measuring equipment by categories". The text of the Resolution as of 16 December 2015 No.1195 is available at: <http://zakon5.rada.gov.ua/laws/show/1195-2015-%D0%BF>
  - bb. Resolution of the Cabinet of Ministries of Ukraine as of 23 December 2015 No.1152 "On peculiarities of metrological support of defense of Ukraine". The text of the Resolution as of 23 December 2015 No.1152 is available at: <http://zakon0.rada.gov.ua/laws/show/1152-2015-%D0%BF>
  - cc. Resolution of the Cabinet of Ministries of Ukraine as of 30 December 2015 "On Approval of the Technical Regulation of Measuring Equipment" (draft resolution was notified under G/TBT/N/UKR/104, 30 October 2015). The text of the Draft Resolution as of 30 December 2015 is available at: <http://www.me.gov.ua/Documents/Detail?lang=uk-UA&id=778e60c7-37d3-4888-a29d-1d5c08621f7b&title=ProektPostanoviKabinetuMinistrivUkrainiproZatverdzhenniaTekhnichnogoReglamentuZasobivVimiriuvainoiTekhniki>
  - dd. Resolution of the Cabinet of Ministries of Ukraine as of 13 January 2016 No. 94 "On Approval of the Technical Regulation of Legally Controlled Measuring Equipment" (draft resolution was notified under G/TBT/N/UKR/105, 3.12.2015). The text of the Draft Resolution as of 13 January 2016 No. 94 is available at: <http://zakon5.rada.gov.ua/laws/show/94-2016-%D0%BF>
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