



**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 statement under Article 15.2 of the Agreement on Technical Barriers to Trade has been received from Ukraine.

1 INTRODUCTION

1.1. The present document contains the revised information concerning some amendments to legal acts, governing technical regulation, conformity assessment and certification, as well as provides the updated information on transparency issues.

2 RELEVANT LAWS AND REGULATIONS

2.1 Amendments to Some Normative Acts Governing Standards, Technical Regulations and Conformity Assessment in Ukraine

2.1. In 2013 the following draft laws were issued:

- a. The draft Law of Ukraine "*On Technical Regulations and Conformity Assessment*", aimed establishing a legal and organizational framework for the development, adoption and application of technical regulations and conformity assessment procedures in accordance with international and european standards. The mentioned draft Law declares as invalid the Laws of Ukraine "On conformity assessment" and "On Standards, Technical Regulations and Conformity Assessment Procedures" and provides for determining the final date for abolition of compulsory product certification according to the Cabinet of Ministers of Ukraine Decree of 10 May 1993 No. 46-93 "On Standardization and Certification" (notified under G/TBT/N/UKR/95 on 14 January 2014) <http://www.me.gov.ua/>
- b. The draft Law "*On metrology and metrology activity*"(N^o 4583 as revised of 27.03.2014), that is aimed at the separation of the regulatory, supervisory (control) and economic functions in the field of metrology as well as full harmonization of the national legal acts in the field of metrology with the International Organization of Legal Metrology (OIML) documents, with EU legislation acts on metrology and with the documents of the European Cooperation of Legal Metrology (WELMEC) documents (previously notified under G/TBT/N/UKR/90 on 22 March 2013) http://w1.c1.rada.gov.ua/pls/zweb2/webproc4_1?pf3511=50448

- c. *The draft Law of Ukraine "On Standardization" that proposes a new revised version of the Law of Ukraine "On standardization" with certain clarifications of terminology, provisions on abolition of compulsory application of standards and on creation of the national standardization body that is not a state authority, giving it appropriate powers, in particular, the development and adoption of standards (notified under G/TBT/N/UKR/91 on 16 March 2013)*
http://me.kmu.gov.ua/file/link/199534/file/pr_ZU_Standart.doc and
http://members.wto.org/crnattachments/2013/TBT/UKR/13_1525_00_x.pdf

2.2. Since March 2013 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 for advance bringing Ukrainian legislation into compliance with the European legislation.

- a. Resolution of the Cabinet of Ministries of Ukraine of 8 April 2013 No.235 "On amendments to certain regulations of the Cabinet of Ministries of Ukraine" (as to amendments to the relevant Technical Regulations regarding cancellation of registration of the declaration of conformity); <http://zakon4.rada.gov.ua/laws/show/235-2013-%D0%BF>
- b. Resolution of the Cabinet of Ministries of Ukraine of 15 May 2013 No.446 "On amendments to the Resolution of the Cabinet of Ministries of Ukraine of 24 June 2009 No. 679 (Amendments to the Resolution of the Cabinet of Ministers of Ukraine on June 24, 2009 N 679 "On Approval of the Technical Regulation of radio equipment and telecommunications end (terminal) equipment"), notified under G/TBT/N/UKR/30 on 18 June 2009 (<http://zakon4.rada.gov.ua/laws/show/679-2009-%D0%BF> with amendments of 15 May 2013). The text of the Resolution of the Cabinet of Ministries of Ukraine of 15 May 2013 No. 446 in Ukrainian is at: <http://zakon4.rada.gov.ua/laws/show/446-2013-%D0%BF>.
- c. Resolution of the Cabinet of Ministers of Ukraine of 12 June 2013 No.408 "On amendments to the Resolution of the Cabinet of Ministries of Ukraine of 20 August 2008 No. 717" (Technical Regulations on Detergents, notified under G/TBT/N/UKR/4/Add.2 on 3 December 2012). The text of the Technical Regulation is available at: <http://zakon3.rada.gov.ua/laws/show/408-2013-%D0%BF> (as amended of 6 June 2013).
- d. Resolution of the Cabinet of Ministers of Ukraine of 3 July 2013 No.643 "On approval of the Technical Regulation on maintenance and repair of wheeled vehicles". The text of the Technical Regulation is available at: <http://zakon4.rada.gov.ua/laws/show/643-2013-%D0%BF>.
- e. Resolution of the Cabinet of Ministers of Ukraine of 11 July 2013 No.494 "On approval of the Technical Regulation on Railway Transport Infrastructure". The text of the Technical Regulation is available at: <http://zakon2.rada.gov.ua/laws/show/494-2013-%D0%BF>.
- f. Resolution of the Cabinet of Ministers of Ukraine of 11 July 2013 No.515 "On approval of the Technical Regulation on the Safety of Toys" (previously notified under G/TBT/N/UKR/10/Rev.1/Add.1 of 3 May 2013). The approved text of the Technical Regulation on the Safety of Toys as of 11 July 2013 is available at: <http://zakon4.rada.gov.ua/laws/show/515-2013-%D0%BF>.
- g. Resolution of the Cabinet of Ministers of Ukraine of 11 August 2013 No.927 "On approval of the Technical Regulation on Requirements for Motor Gasoline, Diesel, Marine and Boiler Fuel". The approved text of the Technical Regulation is available at: <http://zakon.rada.gov.ua/go/927-2013-n>.
- h. Resolution of the Cabinet of Ministers of Ukraine of 7 August 2013 No.702 "On approval of the Technical regulations on energy labelling" (new editions of the Technical Regulations of Energy Labelling of Energy-saving Products, Technical Regulation of energy labelling of household electric refrigerators, Technical Regulation of energy

labelling of household washing machines). The text of the Resolution of the Cabinet of Ministers of Ukraine of 7 August 2013 No. 702 is available at: <http://zakon.rada.gov.ua/go/702-2013-n>.

- i. Resolution of the Cabinet of Ministers of Ukraine of 28 August 2013 No.632 amending certain Technical Regulations in part where it concerns mandatory compliance with European harmonized standards of those national standards, voluntary application of which can be interpreted as evidence of product compliance to technical regulation. The text of the Resolution of the Cabinet of Ministers of Ukraine of 28 August 2013 No.632 is available at: <http://zakon.rada.gov.ua/go/632-2013-n>.
- j. Resolution of the Cabinet of Ministers of Ukraine of 2 October 2013 No.753 "On approval of the Technical Regulation on Medical Products" (new edition). The text of the Technical regulations on medical products (as revised on 2 October 2013) is available at: <http://zakon.rada.gov.ua/go/753-2013-n>.
- k. Resolution of the Cabinet of Ministers of Ukraine of 2 October 2013 No.754 "On approval of the Technical Regulation on medical products for diagnostics in vitro" (new edition). The text of the Technical regulations on medical products for diagnostics in vitro (as revised on 2 October 2013) is available at: <http://zakon.rada.gov.ua/go/754-2013-n>.
- l. Resolution of the Cabinet of Ministers of Ukraine of 2 October 2013 No.755 "On approval of the Technical Regulation on medical products that are implanted" (new edition). The text of the Technical regulations on medical products that are implanted (as revised on October, 2, 2013) is available at: <http://zakon.rada.gov.ua/go/755-2013-n>.

2.3. The Order of the Ministry of Economic development and trade of Ukraine of 6 November 2013 No.1308 "On amendments of the List of products which are subject to compulsory certification in Ukraine" provides for further exclusion of a number of products from the List of products which are subject to compulsory certification in Ukraine (initially the list was approved by the Order of the State Committee for Technical Regulation and Consumer Policy of 1 February 2005 №. 28 <http://zakon2.rada.gov.ua/laws/show/z1907-13>).

2.4. The detailed information (in Ukrainian), as to the List of products, which are subject to mandatory certification as of November, 11, 2013, is defined by the mentioned above order of the State Committee for Technical Regulation and Consumer Policy of 1 February.2005 No. 28 with amendments and may be found at the following official Internet site of Verhovna Rada of Ukraine: <http://zakon2.rada.gov.ua/laws/show/z0466-05>.

3 TRANSPARENCY

3.1 ENQUIRY POINT AND NOTIFYING AUTHORITY

3.1. The WTO Enquiry Point and Notifying Authority of Ukraine can be contacted at:

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