

SECTION XI
SANITARY, VETERINARY AND SANITARY AND PHYTOSANITARY
QUARANTINE MEASURES

Article 56

General Principles of the Application of Sanitary, Veterinary and Sanitary and
Phytosanitary Quarantine Measures

1. Sanitary, veterinary and sanitary and phytosanitary quarantine measures shall be applied on the basis of principles having a scientific basis and only to the extent necessary to protect human, animal and plant life and health.

Sanitary, veterinary and sanitary and phytosanitary quarantine measures applied within the EAEU shall be based on international and regional standards, guidelines and (or) recommendations except for the cases when, based on appropriate scientific justification, sanitary, veterinary and sanitary and phytosanitary quarantine measures that ensure a higher level of sanitary, veterinary and sanitary and phytosanitary quarantine protection than measures based on relevant international and regional standards, guidelines and (or) recommendations are applied.

2. In order to ensure sanitary and epidemiological welfare of the population, as well as veterinary and sanitary, quarantine phytosanitary safety in the EAEU a coordinated policy in the sphere of application of sanitary, veterinary and sanitary and phytosanitary quarantine measures shall be conducted.

3. Coordinated policy is implemented through joint development, adoption and implementation of international agreement and acts of the Commission by the member States in the field of application of sanitary, veterinary and sanitary and phytosanitary quarantine measures.

4. Each member State has the right to develop and implement temporary sanitary-epidemiological, veterinary and sanitary and phytosanitary quarantine measures.

The Commission shall approve the procedure of interaction of the member States authorized bodies with the introduction of temporary sanitary, veterinary and sanitary and phytosanitary quarantine measures.

5. Coordinated approaches when conducting identification, registration and traceability of animals and products of animal origin shall be applied in accordance with the acts of the Commission.

6. Application of sanitary, veterinary and sanitary and phytosanitary quarantine measures and interaction of the member States authorized bodies in the field of sanitary, veterinary and sanitary and phytosanitary quarantine measures shall be implemented in accordance with Annex 12 to this Treaty.

Article 57

Application of Sanitary Measures

1. Sanitary measures shall be applied to persons, vehicles, as well as products (goods) subject to sanitary-epidemiological supervision (control), included into the common list of products (goods) subject to state sanitary-epidemiological supervision (control) in accordance with the acts of the Commission.

2. Common sanitary-epidemiological and hygienic requirements and procedures shall be established to products subject to state sanitary-epidemiological supervision (control).

Common sanitary and epidemiological and hygienic requirements to products (goods), in respect of which technical regulations of the EAEU are being developed, shall be included into the technical regulations of the EAEU in accordance with the acts of the Commission.

3. The Commission shall approve the procedure for the development, approval, amendment and implementation of the common sanitary-epidemiological and hygienic requirements and procedures.

4. In order to ensure sanitary-epidemiological welfare of the population, the authorized bodies of the member States in the field of the sanitary-epidemiological welfare

of the population shall implement state sanitary and epidemiological supervision (control) in accordance with the legislation of the member States and acts of the Commission.

Authorized bodies in the field of sanitary and epidemiological welfare of the population can implement state supervision (control) over compliance with requirements of technical regulations of the EAEU within the framework of state sanitary and epidemiological supervision (control) in accordance with the legislation of the member States.

Article 58

Application of Veterinary and Sanitary Measures

1. Veterinary and sanitary measures shall be applied to goods (including goods for personal use), imported into the custom territory of the EAEU and transported within the custom territory of the EAEU, included in the Common list of goods subject to veterinary control (supervision) approved by the Commission, as well as to objects subject to veterinary control (supervision).

2. Common veterinary (veterinary and sanitary) requirements approved by the Commission shall be applied to goods and objects subject to veterinary control (supervision).

3. In order to prevent importation and distribution of agents of infectious animal diseases, including those common to humans and animals, and goods not corresponding to a common veterinary (veterinary-sanitary) requirements veterinary control (supervision) over goods subject to veterinary control (supervision), including goods for personal use, as well as objects subject to the veterinary control (supervision) shall be implemented according to the acts of Commission.

Interaction of the member States in prevention, diagnosis, localization and liquidation of centers of particularly dangerous, quarantine and zoonotic animal diseases shall be carried out in the order established by the Commission.

4. Authorized bodies in the veterinary field shall implement veterinary control (supervision) at the transition of goods controlled by the veterinary control (supervision) across the customs border of the EAEU at checkpoints of the state border of the member

States or at other locations specified in national legislation of the member States that are fitted and equipped with means of veterinary control in accordance with the legislation of the member States.

5. Each batch of goods subject to veterinary control (supervision) shall be imported into the customs territory of the EAEU according to the Common veterinary (veterinary and sanitary) requirements approved by the Commission and in a presence of a permit issued by the authorized body of the member States in the veterinary field in whose territory these goods are imported and/or a veterinary certificate issued by the authorized body of the country of dispatch of these goods.

6. Goods subject to veterinary control (supervision) shall be transported from the territory of one member State into the territory of the other member State according to the Common veterinary (veterinary and sanitary) requirements. A veterinary certificate shall accompany these goods, unless otherwise determined by the Commission.

The member States mutually recognize veterinary certificates issued by authorized bodies in the veterinary field as per single forms approved by the Commission.

7. The basic principle of ensuring safety of goods subject to veterinary control (supervision) in their production, processing, transportation and/or storage in a third country, is an audit of foreign official supervision.

Authorized bodies in the veterinary field shall conduct audits of foreign official systems of supervision and inspections of objects subject to veterinary control (supervision) in accordance with the acts of the Commission.

8. The member States have the right to develop and implement temporary veterinary (veterinary and sanitary) requirements and measures in case of receiving official information from the relevant international organizations, the member States, as well as third countries on the deterioration of the epizootic situation in the territories of third countries or member States.

In case of presence of such information, but in the absence of adequate scientific evidence or if such evidence cannot be submitted when required, the member States may take immediate veterinary and sanitary measures.

Article 59

Quarantine Phytosanitary Measures

1. Quarantine phytosanitary measures shall be applied to the products included in the List of quarantineable products (quarantineable cargo, quarantineable substances, quarantineable goods) subject to quarantine phytosanitary control (supervision) at the customs border of the EAEU and in the customs territory of the EAEU (hereinafter - the List of quarantineable products), quarantine objects included in the Common list of quarantine objects of the EAEU, as well as quarantineable objects.

2. Quarantine phytosanitary control (supervision) in the customs territory of the EAEU and the customs border of the EAEU shall be carried out in respect of the products included in the List of quarantineable products, quarantine objects included in the Common list of quarantine objects of the EAEU, as well as quarantineable objects.

3. The List of quarantineable products, the Common list of quarantine objects of the EAEU and the Common quarantine phytosanitary requirements shall be approved by the Commission.

SECTION XII

CONSUMER RIGHTS PROTECTION

Article 60

Guarantees for the Consumer Rights Protection

1. Consumer rights protection is guaranteed under the legislation of the member State on the consumer rights protection as well as under this Treaty.

2. The citizens of member States as well as other persons living on the territory of other member States shall enjoy the same legal protection in the field of consumer protection as citizens live at the territories of the other member States, and shall have the right to apply to state and non-governmental organizations for the protection of consumer rights and other organizations as well as to the courts and carry out other procedural actions on the same conditions as the citizens of the other member States.