**Committee on Import Licensing**

Original: English

## AGREEMENT ON IMPORT LICENSING PROCEDURES

### NOTIFICATION UNDER ARTICLE 5.1-5.4 OF THE AGREEMENT[1]

### RUSSIAN FEDERATION

The following notification, dated 27 November 2015, is being circulated at the request of the delegation of the Russian Federation.

**(a) Title / number / date of the law or regulation establishing / changing the import licensing procedure:**

Decision of the Board of the Eurasian Economic Commission No. 30 «About measures of non-tariff regulation» of 21.04.2015 (last amended on 01.09.2015)

**(b) If the notified measure refers to a change in an already notified import licensing procedure, please indicate the document symbol of the notification to which change(s) has(ve) been introduced.** *(In this case please also indicate in Section 3, below, the nature of the changes (i.e. inclusion or exclusion of some goods and a list thereof; contact point for information and/or administrative body(ies) for submission of applications, etc.)):*

**G/LIC/N/1/RUS/2** and **G/LIC/N/2/RUS/1**

**2. Information concerning the institution / change of import licensing procedure:**

**(a) List of products subject to the licensing procedure** *(Exact name of the products and/or whenever possible HS code and indication of the exact HS Nomenclature (i.e. 1996; 2002 or 2007). Abbreviations should be avoided. In the case of a long list of products, please attach the list as an Annex in Microsoft Word or compatible software. Please do not use PDF, or photocopies.)*

List of products subject to the licensing procedure (allowing order of import to the customs territory of the Eurasian economic union and (or) export from the customs territory of the Eurasian economic union of goods) is represented in the Annex № 2. They are:

2.3. "Hazardous waste";

2.7. "The types of wild fauna and flora falling under action of the Convention on international trade in endangered species of wild fauna and flora of 3 March 1973 (CITES)";

2.12. "Narcotic drugs, substances with psychotic effects and their precursors";

2.19. "Encryption devices";

2.21. "Human organs and tissues, blood and its components, samples of biological materials of the person".

The allowing order is realized by means of licensing and (or) application of other administrative measures of regulation of the foreign trade activity established according to:

- The provision on import to the customs territory of the Eurasian economic union and export from the customs territory of the Eurasian economic union of human organs and tissues, blood and its components, samples of biological materials of the person according to the Annex № 3;

- The provision on import to the customs territory of the Eurasian economic union and export from the customs territory of the Eurasian economic union of hazardous wastes according to the Annex № 7;

- The provision on import to the customs territory of the Eurasian economic union and export from the customs territory of the Eurasian economic union of encryption devices according to the Annex № 9;

- The provision on import to the customs territory of the Eurasian economic union and export from the customs territory of the Eurasian economic union of Narcotic drugs, substances with psychotic effects and their precursors according to the Annex № 10.

**(b) Contact point for information on eligibility**

Eurasian Economic Commission
Address: Office of the Eurasian Economic Commission
2 Letnikovskaya St., bld.1/2, Moscow 115114

Registered and postal address of the Eurasian Economic Commission
3/5 Smolensky Boulevard, bld. 1, Moscow 119121
Telephone: 8 (495) 669-24-00, ext. 41-33
Fax: 8 (495) 669-24-15
E-mail address: info@eecommission.org
Website: http://www.eurasiancommission.org/

Contact officer: [ ] Mr. [ ] Mrs. Name: NA

**(c) Administrative body(ies) for submission of applications** *(If more than one please include the same information for each body.)*

Trade of the Ministry of Industry and Trade of the Russian Federation
Address: Kitaygorodskiy proezd 7, Moscow, Russian Federation 109074
Telephone: 8 (495) 539-21-87
Fax: 8 (495) 539-21-72
E-mail address: pr@mte.gov.ru
Website: www.minpromtorg.gov.ru
Contact officer: [ ] Mr. [ ] Mrs. Name: NA

Depending on the product the application must be approved by the following Government bodies:

- *Hazardous waste -The Federal Service for Supervision of Natural Resources;*

- *Narcotic drugs, substances with psychotic effects and their precursors - The Federal Drug Control Service of the Russian Federation or by the Federal Service on Surveillance in Healthcare;*

- *Human organs and tissues, blood and its components, samples of biological materials of the person - The Federal Service on Surveillance in Healthcare;*

- *Encryption devices - The Federal Security Service of the Russian Federation (FSB);*

**(d) Date and name of publication where licensing procedures are published**

All documents are confirmed in the Notification **G/LIC/N/1/RUS/2** and in the Notification **G/LIC/N/2/RUS/1, G/LIC/N/1/RUS/4, G/LIC/N/1/RUS/6**

- Regulations "On the order of suspension or termination of the licence"

(CU Commission Decision № 488 of 08.12.2010); http://www.eurasiancommission.org/ru/Lists/EECDocs/P_488.pdf

Published at Official Website of Eurasian Economic Commission:

http://www.eurasiancommission.org/

**Date of publication:** 15.12.2010, **Effective date of requirement:** 15.01.2011;

- Federal Law № 164-FZ of 08.12.2003 "On the Fundamentals of the State Regulation of Foreign Trade Activity" (as last amended on 13.07.2015); http://pravo.gov.ru/proxy/ips/?docbody=&nd=102084509&intelsearch=164%F4%E7+%EE%F2++08.12.2003+

  Published in the "Rossiyskaya Gazeta" - newspaper of the Government of the Russian Federation http://www.rg.ru/

  **Date of publication:** 18.12.2003, **Effective date of requirement:** 18.05.2004;

- Federal Law № 52-FZ of 24.04.1995 "On Wildlife"(as last amended on 13.07.2015);

  http://pravo.gov.ru/proxy/ips/?searchres=&bpas=cd00000&a3=&a3type=1&a3value=&a6=&a6type=1&a6value=&a15=&a15type=1&a15value=&a7type=1&a7from=&a7to=&a7date=24.04.1995&a8=52-%D4%C7&a8type=2&a1=&a0=&a16=&a16type=1&a16value=&a17=&a17type=1&a17value=&a4=&a4type=1&a4value=&textpres=&sort=7&x=72&y=11

  Published in the "Rossiyskaya Gazeta" - newspaper of the Government of the Russian Federation http://www.rg.ru/

  **Date of publication:** 12.01.2002, **Effective date of requirement:** 12.01.2002;

- Federal Law № 3-FZ of 08.01.1998 "On Narcotic Drugs and Psychotropic substances"(as last amended on 03.02.2015) ; http://pravo.gov.ru/proxy/ips/?docbody=&nd=102050997&intelsearch=3-%F4%E7+%EE%F2+08.01.1998+

  Published in the "Rossiyskaya Gazeta" - newspaper of the Government of the Russian Federation http://www.rg.ru/

  **Date of publication:** 15.01.1998, **Effective date of requirement:** 15.01.1998;

- RF Government Resolution № 364 of 09.06.2005 (as amended on 05.08.2014) "On approval of the licensing in foreign trade and on the formation and maintenance of the Federal Bank of licences"; http://pravo.gov.ru/proxy/ips/?docbody=&nd=102098099&intelsearch=%B9+364+%EE%F2+09.06.2005+

  Published in the "Rossiyskaya Gazeta" - newspaper of the Government of the Russian Federation http://www.rg.ru/

  **Date of publication:** 15.06.2005, **Effective date of requirement:** 15.07.2005;

- RF Government Resolution № 1567-p of 23.09.2010 (as amended on 18.03.2014) "On approving the list of federal executive bodies authorized for approval of applications for licenses to export and (or ) import of goods and execution of other permits in foreign trade in the cases provided for applications on the application of restrictions on goods subject to bans or restrictions on the importation or exportation of states – Member States of the Customs Union within the EurAsEC in trade with third countries"; http://www.rg.ru/2010/10/01/licenz-dok.html

  Published in the "Rossiyskaya Gazeta" - newspaper of the Government of the Russian Federation http://www.rg.ru/

  **Date of publication:** 01.10.2010, **Effective date of requirement:** 09.01.2011;

- RF Government Resolution № 337 of 04.05.2008 (as amended on 28.01.2012) "On measures to ensure fulfilment of the obligations of the Russian Federation under the Convention on International Trade in Endangered Species of Wild Fauna and Flora, CITES, on 3 March 1973, in respect of species of wild fauna and flora, endangered, except sturgeon"; http://pravo.gov.ru/proxy/ips/?docbody=&nd=102121614&intelsearch=%B9+337+o%F2+04.05.2008+

  Published in the "Rossiyskaya Gazeta" - newspaper of the Government of the Russian Federation http://www.rg.ru/

  **Date of publication:** 11.05.2008, **Effective date of requirement:** 11.06.2008;

- RF Government Resolution № 681 of 30.06.1998 "On list of narcotic drugs, substances with psychotropic effects and their precursors" (as last amended on 02.07.2015)

  http://pravo.gov.ru/proxy/ips/?docbody=&nd=102053928&intelsearch=%B9+681+%EE%F2+30.06.1998+

  Published in the "Rossiyskaya Gazeta" - newspaper of the Government of the Russian Federation http://www.rg.ru/

  **Date of publication:** 17.07.1998, **Effective date of requirement:** 17.08.1998;

- Order of the Ministry of Industry and Trade of the Russian Federation № 135 of 17.02.2012 "On approval of the Administrative Regulations of the Ministry of Industry and Trade of the Russian Federation to provide a public service by issuing licenses and other permits for export and (or) import of certain types of goods, as well as the formation and maintenance of the federal bank of licences"(as last amended on 30.07.2015). http://pravo.gov.ru/proxy/ips/?docbody=&nd=102157648&intelsearch=%B9+135+%EE%F2+17.02.2012+

  Published in the "Rossiyskaya Gazeta" - newspaper of the Government of the Russian Federation http://www.rg.ru/

  **Date of publication:** 06.11.2012, **Effective date of requirement:** 06.11.2012;

- Order of the Ministry of Natural Resource an Environment of the Russian Federation № 179 of 29.06.2012 (as last amended on 16.01.2015) "On approval of the Administrative Regulations of the Federal Service for Supervision of Natural Resources to provide a public service to issue permits for trans-boundary movement of wastes"; http://rpn.gov.ru/node/743

  Published at the website of the Federal Service for Supervision of Natural Resources http://rpn.gov.ru/

  **Date of publication:** 05.07.2012, **Effective date of requirement:** 05.07.2012;

- Order of the Federal Drug Control Service of the Russian Federation № 470 of 02.11.2011 "On approving the administrative regulation of the Federal Service of the Russian Federation under the control of drug trafficking for public service permitting the Federal Drug Control Service to provide a public service issuing permission for export and import of drugs, psychotropic substances or their precursors" (as last amended on 01.07.2013). http://www.fskn.gov.ru/pages/main/prevent/3938/8693/index.shtml#Приказ

  Published at the website of the Federal Drug Control Service http://www.fskn.gov.ru

  **Date of publication:** 09.11.2011, **Effective date of requirement:** 09.12.2011;

- Order of the Ministry of Health of the Russian Federation № 1471n of 05.12.2011 "On approval of the Administrative Regulations of the Federal Service on Surveillance in Healthcare and Social Development to provide a public service by agreement of licensing for export and (or) import of bodies and (or) human

tissues, blood and its components". http://www.roszdravnadzor.ru/i/upload/files/1338884399.57231-14586.docx

Published at the website of the Ministry of Health of the Russian Federation http://www.rosminzdrav.ru

**Date of publication:** 05.01.2012, **Effective date of requirement:** 05.01.2012;

**(e) Indication of whether the licensing procedure is**

**[ ] automatic.** If so please indicate:

**(f) the administrative purpose:** [ ]

**[X] non-automatic.** If so please indicate: Application forms *are* available on the special website "*Support for foreign trade participants*" (http://www.non-tariff.gov.ru).

An importer is required to submit the following documents with the application:

- digital copy of application form;
- copy of a contract;
- copy of document on registration on tax authority or the copy of the document on state registration;
- permit from the corresponding Government bodies mentioned in paragraph (c) above or data on existence of the license for implementation of the licensed type of activity.

**(g) the measure being implemented through the import licensing procedure:**

In regard to the licensing procedure for hazardous waste, the licensing system ensures that Russian Federation's commitments as a party to the Basel Convention are upheld. To that effect, trans-boundary movements of hazardous wastes and other wastes is to be reduced to the minimum consistent with the environmentally sound and efficient management of such wastes and to be conducted in such a manner which will protect human health and the environment against the adverse effects which may result from such movement. The licensing system is not intended to restrict the quantity or value of imports.

In regard to the licensing procedure for wild live animals and certain wild growing plants, the Resolution № 337 seeks to implement the Russian Federation's obligations under CITES, by regulating international trade in wildlife and wildlife products, to contribute to the protection and conservation of species that are endangered, or could become endangered.

In regard to the licensing procedure for narcotic drugs, substances with psychotic effects and their precursors, the use of import licences enables the Government to restrict and monitor the quantities of controlled substances imported. This is intended to prevent the over-supply and diversion of controlled substances and is one strategy adopted to address drug misuse. The system is based on the requirements of the international treaties The system is not intended to restrict the quantity or volume of imports.

In regard to the licensing procedure for human organs and tissues, blood and its components, the use of import licences enables the Government to restrict and monitor the quantities of controlled substances imported. The system is not intended to restrict the quantity or volume of imports.

In regard to the licensing procedure for encryption devices the use of import licences enables the Government to restrict and monitor the quantities of controlled means imported. The system is not intended to restrict the quantity or volume of imports.

**(h) Expected duration of the licensing procedure if this can be estimated with some probability, and if not, reason why this information cannot be provided**

- Hazardous waste

The maximum processing time for permit is 30 days.
The maximum processing time for *licence* is 15 days.

- Wild live animals and certain wild growing plants

Application should be made well in advance of arrival of the goods to allow time for the application to be assessed against the legislation and the relevant import policy. For commodities that require an import permit, permits cannot be issued retrospectively. However, not all goods require an import permit and clearance to import can be given at the point of entry provided the import conditions have been met. However, CITES permits will not be issued retrospectively

- Narcotic drugs, substances with psychotic effects and their precursors

The maximum processing time for permit is 20 days.
The maximum processing time for *licence* is 15 days.

- Human organs and tissues, blood and its components

The maximum processing time for permit is 5 days.
The maximum processing time for *licence* is 15 days.

- Encryption devices

The maximum processing time for *permit and licence* is 90 days.

**3. Other relevant data or information:** *(i.e. complete title and data concerning the legislation, inclusion or exclusion of certain products from the import licensing regime and list thereof; changes related to the administrative body(ies) for submission of applications, etc.)*

According to the Decision of the Board of the Eurasian Economic Commission No. 30 on 21.04.2015 (last amended on 16.06.2015) the Decision of the Board of the Eurasian Economic Commission No. 82 on 03.06.2014 (G/LIC/N/2/RUS/1 on 04.08.2014) that expand the Common List of Goods approved by the Decision of the Board of the Eurasian Economic Commission No. 134 of 16.08.2012 became invalid.

Also paragraphs 2.3, 2.7, 2.12, 2.19, 2.21 of the Decision of the Board of the Eurasian Economic Commission No. 134 of 16.08.2012 became invalid.

These changes are available from the following Official Internet link in Russian:

http://www.eurasiancommission.org/ru/docs/Pages/default.aspx

(the Decision of the Board of the Eurasian Economic Commission No. 30 on 21.04.2015 (last amended on 01.09.2015)

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[1] "Members which institute licensing procedures or changes in these procedures shall notify the Committee of such within 60 days of publication [...]" (Art. 5.1).