

## **The Law of Ukraine**

### **On Amendments to the Law of Ukraine “On Veterinary Medicine”**

The Verkhovna Rada of Ukraine hereby resolves:

To introduce amendments into the Law of Ukraine “On Veterinary Medicine” (Vidomosti Verkhovnoyi Rady, 1997, N 7, art.56), by stating it in the following wording:

#### **"The Law of Ukraine**

#### **On Veterinary Medicine**

This Law determines general legal, organizational and financial grounds of veterinary medicine, requirements as to veterinary and sanitary quality and safety of animal products, products of vegetable origin sold at markets, and environmental protection. It determines the authority of state bodies, rights and obligations of legal entities and natural persons in the field of ensuring veterinary and epizootic welfare, animal quarantine, and establishes the procedure for providing state veterinary control.

#### **Chapter I**

#### **GENERAL PROVISIONS**

#### **Article 1. Definition of Basic Terms**

In this Law terms shall be used in the following meaning:

veterinary medicine – a sector which covers a system of science on animal diseases, their prevention, diagnostics, medical treatment, determination of veterinary–sanitary quality and safety (hereinafter - quality and safety) of products of animal origin and products of vegetable origin sold at markets, activity aimed at protection of health and productivity of animals, prevention of diseases and human protection from diseases common for animals and people;

veterinary practice – activities in providing services connected with prevention, diagnostics and medical treatment of animal diseases, and consultations on veterinary medicine issues carried out by legal entities (veterinary medicine institutions of all property forms and public organizations) and natural persons (specialists in veterinary medicine);

veterinary and epizootic welfare – optimum conditions for animal lives that prevent morbidity and harmful impact of environmental factors on their health and productivity, ensure prevention of diseases, including those common for animals and people;

veterinary documents – documents issued by specialists of the state veterinary medicine institutions, certifying animals' health, quality and safety of products of animal origin, other objects under the state veterinary - sanitary control and supervision.

veterinary preparations – veterinary pharmaceuticals and immune-biological means (preparations) and resources used for artificial insemination of animals and embryo transplantation, enzymes, antiseptics, disinfectants, insect-acaricides, deratization, pro-biotic, diagnostic means, means of animal care and etc., used in cattle farming and veterinary medicine;

veterinary pharmaceuticals (veterinary preparations, medicaments) – pharmaceutical products of biological, vegetable, chemical, chemical and pharmaceutical, homeopathic and other character, prescribed for animals;

veterinary - sanitary expertise – a set of diagnostic and special researches held by specialists of the state veterinary medicine institutions to determine quality and safety of products of animal origin and products of vegetable origin sold at markets designed for nourishment of people, animal feeding and further processing;

veterinary certificate – a document of single use and strict accountability issued by a doctor of the state veterinary medicine institution, confirming the state of animal health and the fact of vaccination, and diagnostic researches, quality and safety of products of animal origin, other objects under the state veterinary - sanitary control and supervision and localities of their origin;

finished fodder – fodder of animal and vegetable origin containing fodder additions for carnivorous non-productive animals, including fish and birds;

state veterinary inspection – activities held by officials of the state bodies and veterinary medicine institutions directed at conducting the state control and supervision over adherence to the veterinary - sanitary requirements laid down by legislation;

state veterinary- sanitary control – checking by doctors of the state bodies of veterinary medicine adherence to the veterinary – sanitary requirements set forth by legislation in the process of production, provision, storage, transportation, sale, including export, import of products of animal origin and products of vegetable origin sold at markets, veterinary pharmaceuticals, finished fodder, fodder additions and means of veterinary medicine, as well as during construction, reconstruction, modernization and putting in operation enterprises or separate facilities for production, storage and sale of products of animal origin and veterinary preparations;

state veterinary-sanitary supervision – inspecting activities carried out by the state inspectors of veterinary medicine in order to verify repeatedly the situation relating to observance of the legislation on veterinary medicine issues;

state inspector of veterinary medicine – a doctor of veterinary medicine whose functions, pursuant to the position occupied at the state body or veterinary medicine institution, are to control and to inspect the observance of veterinary-sanitary requirements set forth by legislation (official doctor of veterinary medicine).

state institutions of veterinary medicine – bodies of public administration and other state institutions of veterinary medicine involved in execution of preventive, diagnostic, medical treatment and other anti-epizootic measures, scientific-research and test works, authorized to execute control and supervising functions in the field of veterinary medicine;

means of veterinary medicine – materials, equipment, devices, instruments, special motor vehicles and other mechanisms and facilities designed for veterinary activity;

zoological market – enterprise whose activity is to provide services in creation of due conditions to carry out allowed sale of animals, fodder of animal and vegetable origin, fodder additions;

infectious (contagious) diseases – animals' maladies resulting from infecting by live pathogens (viruses, bacteria, Rickettsia, simplest fungi, micro-plasmas, other pathogenic microbes) and transmitted from the infected animals to healthy animals;

quarantine veterinary and militia station – a temporary object to be put on the quarantine zone frontier according to the decision of the State Emergency Anti-Epizootic Committee with the aim to localize and prevent further animal infection spreading;

preventive quarantine – a system of measures to prevent bringing in infectious diseases which presuppose separate keeping and conduction of diagnostic researches and preventive treatments of animals in case of their export, import, inter-regional and inter-farming transportation;

animal quarantine – a special regime of activity set forth within the definite territory as to animals, and focused on localization and liquidation of outbreaks of dangerous infectious animal diseases. This regime allows establishment, as provided in this Law, of temporary restrictions in execution of rights of natural persons and legal entities with additional obligations vested upon them;

fodder of vegetable origin – complex nutrients based on vegetable protein, including forage grain, mixed fodder, fodder blends, cake, shrots, root crops, tuber crops, hay, straw, etc.;

fodder of animal origin – complex nutrients based on animal protein, including meal of meat, fish, blood, bone, meat-bone, living feeding for fish, milk products and their derivatives, etc.;

fodder additions – nutrients of organic and non-organic character, including: ferment preparations, proteins, amino acids, vitamins, micro- and macro elements, fodder yeast, fat and their composites added separately or in complex to fodder for animals;

laboratory of veterinary medicine – institution properly equipped for conduction of veterinary researches;

pharmaceuticals – any substances or combinations of substances for prevention, diagnostics and treatment of human and animal diseases including renewal of correction, altering immune state, physiological functions, metabolism process;

international veterinary (sanitary) certificate – document issued by the official doctor of veterinary medicine of the country – exporter to confirm the state of animal health and the fact of vaccination and diagnostic researches, quality and safety of products of animal origin, other objects under control of veterinary medicine service and locality of their origin;

objects under the state veterinary-sanitary control and supervision – animals, products of animal origin and products of vegetable origin sold at markets; microorganism strains, veterinary preparations and substances; finished fodder, fodder additions and means of veterinary medicine; facilities where animals are kept and /or slaughtered, processed, stored and sold, transportation vehicles; objects of public catering and trade, as well as projects relating to building, reconstruction, modernization and putting in operation enterprises or separate facilities for production, storage and sale of veterinary preparations and products of animal origin;

re-registration of the registered certificate – repeated registration after the term its validity expires;

food raw materials of animal origin – meat, milk, eggs, egg mass, fish and sea food products, animal fat, lungs, liver, other pulp sub products, guts, blood, bee-keeping products and other products, used in food production;

products of vegetable origin – mushrooms, berries, vegetable, fruits and other vegetation used for nourishment;

produce of animal origin – meat and meat products, milk and dairy products, eggs, eggs powder, mйlange, fish, fish products, honey and other bee-keeping products, etc.;

products of animal origin – raw materials of animal origin including food raw materials, animal products and foods;

anti-epizootic measures – organizational - economic and special veterinary – sanitary activities including prophylactics and diagnostics, directed at prevention, revealing and liquidation of the animal contagious diseases;

border and transportation post of the state veterinary-sanitary control and supervision – object with complex buildings, constructions and technical means, located in a specifically allocated territory both as directly at the check-point through the state border and at railway stations, in airports, sea and river ports, where the state veterinary-sanitary control and supervision of the controlled objects is carried out;

regional service of the state veterinary-sanitary control and supervision at the state border and transport of the State Department of Veterinary Medicine – the state institution carrying out the state veterinary-sanitary control and supervision on a relative regional level as to protection of the territory of Ukraine from bringing in infectious animal diseases from the territories of other countries, ensuring fulfillment of veterinary requirements during international and internal domestic transportation of objects under the state veterinary-sanitary control and supervision by legal entities and natural persons, subjects of entrepreneurial activity;

registration of veterinary preparations, substances, finished fodder, fodder additions – fixation of the fact of their expedient use;

market – an enterprise in trade sphere directing its activities to providing services in establishing due conditions for allowed sale of animals, products of animal and vegetable origin, finished fodder, fodder additions and veterinary medicine means;

raw materials of animal origin – meat, milk, eggs, eggs mass, fish, animal fat, lungs, liver, other pulp sub-products, guts, blood, bile, skin, wool, hair, bristle, fur, down, feather, endocrine glands and their secretion, horns, hooves, bones, wax, silkworm cocoons, etc.;

specialists of veterinary medicine – doctors and assistants of veterinary medicine that carry out preventive, recovery, diagnostic, medical treatment activities in animal-breeding, veterinary-sanitary expertise of animal and vegetable products sold at markets or provide other veterinary services;

List A- the List of infectious animal diseases that can be spread fast and cause hard social-economic consequences or jeopardize human health and give negative impact on national security and international trade. The List A is specified by the Office International des Epizooties;

subject of economic activities – any legal entity or natural person conducting economic activities being the object of the state veterinary-sanitary control and supervision;

substance – active agent utilized for production of veterinary preparations;

animals – biological objects referred to fauna: agricultural, domestic, wild, including poultry and birds of prey, fur animals, laboratory, zoo, circus animals, fish, crawfish, mollusks, toads, bees, silkworms, etc., as well as sperm, zygotes, eyed eggs, incubate eggs, embryos etc.;

territorial bodies – administrations of veterinary medicine in Autonomous Republic of Crimea, oblasts, cities, towns, districts, created on the basis of state institutions of veterinary medicine together with relative structural units, being legal successors to veterinary medicine administrations of the Council of Ministers of the Autonomous Republic of Crimea, respective state administrations and state veterinary medicine institutions of districts and cities, towns;

food of animal origin – natural products intended for human consumption, or after corresponding processing of the food raw materials of animal origin – canned meat, meat-and-plant and fish, cheese, milk and dairy products, foodstuffs for babies, margarine, fats, sausage products, concentrated meat, etc.;

microorganism strains – genetically homogeneous populations of microorganisms within the species having certain stable specific morphological features and biological properties.

## **Article 2. Legislation on Veterinary Medicine**

Legislation on veterinary medicine is based on the Constitution of Ukraine, this Law and other normative and legal acts, adopted in compliance thereto.

## **Article 3. Main Tasks of Veterinary Medicine**

The main tasks of veterinary medicine shall be as follows:

protection of Ukraine's territory against import of pathogens of contagious animal diseases from the territories of other countries or from the quarantine zone;

preventive measures, diagnostics and medical treatment of infectious, invasive and non-contagious animal diseases;

state veterinary-sanitary control and supervision over quality and safety of products of animal origin and products of vegetable origin sold at markets; movement, including export and import of objects under the state veterinary-sanitary control and supervision; adherence to veterinary- sanitary requirements set forth by legislation;

protection of people from diseases common for animals and people;

veterinary and sanitary expertise of products of animal origin, in the markets – also products of vegetable origin, designed for nourishment or production of food products as well as finished fodder, fodder of vegetable and animal origin and fodder additions;

state veterinary-sanitary control over the quality of veterinary preparations, substances, finished fodder, fodder additions and means of veterinary medicine ;

bacteriological, radiological parasitological and toxicological control at enterprises processing food raw materials of animal origin (hereinafter - processing enterprises) of all property forms, such as: meat processing and packing factories, poultry processing plants, in refrigerators and product procurement, storage and sale stations and at markets - products of vegetable origin;

facilitate up-grading of veterinary medicine specialists;

facilitate practical introduction of veterinary science achievements

## **Chapter II PUBLIC ADMINISTRATION IN THE FIELD OF VETERINARY MEDICINE**

### **Article 4. Public Administration Bodies in the Field of Veterinary Medicine**

Public administration in the field of veterinary medicine shall be carried out by the Cabinet of Ministers of Ukraine, specifically authorized central body of executive power on agricultural policy issues, the State Department of Veterinary Medicine, its territorial bodies and regional services of the state veterinary-sanitary control and supervision at the state border and transport.

#### **Article 5. Competence of The Cabinet of Ministers of Ukraine in the Field of Veterinary Medicine**

The Cabinet of Ministers of Ukraine shall be competent to:

ensuring implementation of the state policies in the field of veterinary medicine;

drafting and implementation of relevant general state programs;

carrying out measures directed at protection of the territory of Ukraine against bringing in pathogens of infectious diseases from territories of other countries or quarantine zones, securing veterinary and epizootic welfare, proper quality and safety of products of animal origin, introduction of the animal quarantine and environment protection;

ensuring financing and logistic support of the state veterinary medicine institutions;

implementation of the state policies as to licensing in the field of veterinary medicine;

conclusion of international agreements;

execution of other authorities in the administered sphere.

#### **Article 6. Competence of the Specifically Authorized Central Body of Executive Power on the Agricultural Policy Issues**

Specifically authorized central body of executive power on the agricultural policy issues shall:

guarantee implementation of the state policies in the field of veterinary medicine, execution of the state veterinary-sanitary control and supervision of the quality and safety of food products and food raw materials, as well as protection of the territory of Ukraine from pathogens of contagious animal diseases from territories of other countries or from a quarantine zone;

direct and coordinate activities of the state bodies of veterinary medicine as to ensuring veterinary and epizootic welfare, adherence to the procedure regulating the state veterinary-sanitary control and supervision.

#### **Article 7. State Department of Veterinary Medicine and its Bodies**

State Department of Veterinary Medicine is the public administration body acting within the content of the specifically authorized central body of executive power on agrarian policy issues and implementing state policies in the field of veterinary medicine.

In order to carry out the undertaken tasks the State Department of Veterinary Medicine shall create relative territorial bodies and regional services of the state veterinary-sanitary control and supervision at state border and transport.

The State Department of Veterinary Medicine, its territorial bodies and regional services of the state veterinary-sanitary control and supervision at the state border and transport shall constitute an integral system of the state veterinary medicine bodies.

The Head of the State Department of Veterinary Medicine, his deputies and heads of the Department administrations are simultaneously the Chief State Inspector of Veterinary Medicine of Ukraine and his deputies respectively.

Heads of the territorial bodies of the State Department of Veterinary Medicine of the Autonomous Republic of Crimea, oblast, city, town, district and regional services of the state veterinary-sanitary control and supervision at the state border and transport, their deputies are, simultaneously according to their positions, chief state inspectors of veterinary medicine and deputies to the chief state inspectors of veterinary medicine of the above regions, and veterinary medicine specialists of the Department, its territorial bodies and regional services of the state veterinary-sanitary control and supervision at state border and transport are, simultaneously according to their positions, the state inspectors of veterinary medicine.

The following issues shall be within the competence of the State Department of Veterinary Medicine and its territorial bodies:

state veterinary-sanitary control and supervision, coordination and organization of execution of measures regarding prevention, diagnostics and liquidation of infectious, invasion and non-contagious animal diseases and their medical treatment;

evaluation of epizootic situation, drafting, adoption and ensuring implementation of anti-epizootic measures; issuance of directives mandatory for execution as to prevention and liquidation of infectious diseases, conduction of deratizations, disinfections and other measures;

the state veterinary-sanitary control and supervision over production of good quality (in terms of the veterinary and sanitary safety) products of animal origin, including verification of the documentation somehow connected with quality and safety of products of animal and vegetable origin, animal health;

organizing by the state sanitary-epidemiological service jointly with the bodies and institutions of health care protection of people from diseases common for animals and people and timely exchange with information on the revealed and registered diseases;

state veterinary-sanitary control and supervision of the Ukraine's territory protection against infecting with pathogens of contagious animal diseases from other countries and quarantine zone; veterinary examination of the animals' condition, products of animal origin, veterinary preparations, substances, finished fodder and fodder additions if they are exported, imported;

evaluation of veterinary and sanitary situation at processing enterprises, abattoirs, shops, cattle farms, fairs, markets, storage facilities for keeping products of animal and vegetable origin, veterinary preparations, substances, finished fodder, fodder additions and means for their transportation;

analysis of reasons causing infectious and non-contagious animal diseases and murrain, drafting recommendations as to its prevention;

state supervision of conduction of veterinary and sanitary expertise of products of animal origin at slaughterhouses, abattoirs, meat-processing factories, plants, other processing enterprises of all property forms, and products of vegetable origin sold at markets;

state veterinary and sanitary control of food products of animal and vegetable origin;

state veterinary-sanitary supervision in the process of selecting samples of products of animal, vegetable and biotechnological origin needed to conduct corresponding researches. The Cabinet of Ministers of Ukraine shall specify the procedure for the sample selection;

issue veterinary documentation for objects subject to compulsory state veterinary-sanitary control and supervision;

state veterinary-sanitary control and supervision, and coordination of activities carried out by specialists and associations of veterinary medicine independent of their subordination;

provide the insurance bodies with conclusions as to the infected animals forcedly slaughtered, perished or destroyed;

carry out expertise and agree designs on projecting and constructing cattle-farms, enterprises for animal slaughtering, processing enterprises, enterprises producing veterinary preparations, markets; participation in activities of working and state committees in charge of accepting such objects into operation, and distributing land plots for all types of the above construction and water supply for animals;

banning exploitation, suspending or imposing restrictions on cattle-farms' activities, enterprises carrying out animal slaughtering, processing enterprises, storage facilities for keeping these products, markets if the subjects of economic activities infringe veterinary and sanitary requirements set forth by legislation;

organizing conduction of laboratory and clinical (virus, bacteria, chemico-toxicology, pathology-anatomy, histology, parasitology, radiology) and other researches in order to diagnose animal diseases, evaluate quality and safety of products of animal origin, fodder and water;

the respective officials shall undertake obligations in providing methodological guidance and control of the health and safety situation.

The competence of the State Department of Veterinary Medicine shall include as follows:

registration of veterinary preparations, substances, finished fodder and fodder additions, ensuring issuance of conclusions as to application of veterinary medicine means, adoption of technical documentation connected with their production and use;

keeping the State Registration Book of the Veterinary Preparations, Substances, Finished Fodder and Fodder Additions;

execution of the state veterinary-sanitary control and supervision of production, sale and use of veterinary preparations, substances, finished fodder and fodder additions, evaluation of their influence on animal health and quality of the products of animal origin;

distribution of funds allocated from the State Budget of Ukraine for conduction of anti-epizootic measures between the public administration bodies and other state institutions of veterinary medicine;

notifying the Office International des Epizooties on introduction of animal quarantine in accordance with diseases indicated in the List A, its effective term and cancellation respectively;

specifying restrictions or prohibitions for export, import and transit of animals, products of animal origin, agricultural products from certain countries or regions because of outbreaks of especially dangerous diseases, including those common for animals and people;

representing interests of the veterinary medicine of Ukraine, signing international agreements within authorities vested by the special authorized central body of executive power in issues of agrarian policy pursuant to legislation;

drafting and approving provisions on the state veterinary medicine institutions (territorial bodies, clinics, scientific-research control institutes, state laboratories, pharmacies, etc.) as well as instructions, directives, veterinary and sanitary rules, other legal normative acts on the veterinary medicine issues within its competence.

Legal-normative acts of the State Department of Veterinary Medicine issued within its competence shall be mandatory for execution by the state bodies, subjects of economic activities, citizens of Ukraine, foreigners and persons without citizenship, residing in Ukraine.

#### **Article 8. Veterinary Medicine Subdivisions of Ministries, Other Central Bodies of Executive Power and Their Territorial Bodies**

Veterinary medicine subdivisions of ministries, other central bodies of executive power and their territorial bodies shall organize and perform their work in accordance with this Law and shall functionally be subordinate to the State Department of Veterinary Medicine on issues specified by this Law. The heads of these subdivisions shall be appointed to and dismissed from the offices upon consent of the State Department of Veterinary Medicine.

Veterinary medicine subdivisions of ministries, other central bodies of executive power and their territorial bodies shall operate in compliance with the provisions adopted by heads of these bodies upon approval of the State Department of Veterinary Medicine and its territorial bodies.

#### **Article 9. Subdivisions of Veterinary Militia on Quarantine Veterinary Measures Enforcement**

Subdivisions of veterinary militia on quarantine veterinary measures enforcement affiliated to the Ministry of Interior of Ukraine and relevant divisions of its main administrations and administrations in the Autonomous Republic of Crimea and oblasts, cities of Kyiv and Sevastopol, cities, towns and districts shall be established to provide practical assistance to the state institutions of veterinary medicine in organizing and enforcing measures relating to prevention, localization and liquidation of quarantine animal diseases and shall be staffed with the doctors of veterinary medicine, who are according to the occupied positions, the state inspectors of veterinary medicine.

The subdivisions of veterinary militia on quarantine veterinary measures enforcement of the Ministry of Interior of Ukraine shall be functionally subordinated to the State Department of Veterinary Medicine.

Subdivisions of veterinary militia on quarantine veterinary measures enforcement shall be financed from budgetary funds allocated to the State Department of Veterinary Medicine and its territorial bodies for carrying out anti-epizootic measures.

The Cabinet of Ministers of Ukraine approves regulations for subdivisions of veterinary militia on quarantine veterinary measures enforcement.

### **Chapter III STATE VETERINARY-SANITARY CONTROL AND SUPERVISION**

#### **Article 10. Officials Providing State Veterinary-Sanitary Control**

Doctors of state institutions of veterinary medicine shall carry out the state veterinary-sanitary control.

The state veterinary-sanitary control at objects affiliated to the Ministry of Defense of Ukraine, Security Service of Ukraine and the State Committee on Issues of Protection of the State Border of Ukraine shall be carried out by subdivisions of veterinary medicine of these bodies.

#### **Article 11. Rights and Obligations of Officials Providing State Veterinary-Sanitary Control**

Officials providing state veterinary-sanitary control shall have the right to:

examine the subjects' of economic activities adherence to the veterinary-sanitary rules of transportation of the objects under the state veterinary-sanitary control and supervision, and requirements relating to issuance of veterinary documentation;

evaluation of quality and safety of products of animal origin at every production stage and their conformity to standards;

select samples of the products of animal origin for their further veterinary-sanitary expertise;

participate in evaluation of samples of new products of animal origin and other objects under the state veterinary-sanitary control and supervision for the purpose of checking their adherence to veterinary and sanitary requirements and quality standards;

check sanitary situation at production facilities and storage conditions for products of animal origin;

examine quality and safety of production, storage and trade conditions of veterinary preparations, substances, finished fodder, fodder additions, veterinary medicine means;

examine export, import, transit objects under the state veterinary-sanitary control and supervision.

Officials providing state veterinary-sanitary control shall:

observe requirements of legal normative acts on issues of veterinary medicine and health and safety;

notify without delay the heads of relative state institutions of veterinary medicine on revealed violations of veterinary and sanitary requirements laid down by legislation.

#### **Article 12. Officials Providing State Veterinary-Sanitary Supervision**

The state veterinary-sanitary supervision shall be carried out by the Chief State Inspector of veterinary medicine of Ukraine, his deputies, chief state inspectors of veterinary medicine of the Autonomous Republic of Crimea, oblasts, cities of Kyiv and Sevastopol, cities, towns, districts, and their deputies, chief state inspectors of veterinary medicine of regional services of state veterinary-sanitary control and supervision at the state border and transport, their deputies and state inspectors of veterinary medicine.

The Head of the State Department of Veterinary Medicine may empower other specialists of veterinary medicine with authorities of state inspectors of veterinary medicine.

The Chief State Inspector of veterinary medicine of Ukraine shall coordinate execution of the state veterinary-sanitary supervision.



Officials carrying out state veterinary-sanitary supervision shall be provided with uniforms for the account of the special fund of the State Budget of Ukraine.

Specimens of uniforms and mark of rank for officials providing state veterinary-sanitary supervision are approved by the Cabinet of Ministers of Ukraine.

### **Article 13. Rights and Obligations of Officials Providing State Veterinary-Sanitary Supervision**

Officials providing state veterinary-sanitary supervision shall have the right to:

attend without difficulty the under-control and supervision objects of all property forms on the relevant territory, obtain information needed to establish epizootic state, reveal causes of animal diseases and evaluate veterinary-sanitary quality and safety of products of animal origin, verify execution of the state veterinary-sanitary control;

issue binding instructions on application of anti-epizootic and veterinary-sanitary measures (slaughtering, forced slaughtering of animals, disinfecting products of animal and vegetable origin, their processing, utilizing or destroying if there are any contagious diseases or suspicion that there is any especially dangerous animal disease, or critical content of toxins, radio-nuclides);

ban export, import, transit, internal domestic transportation and sale of products of animal origin and products of vegetable origin sold at markets, and processing the food raw materials of animal origin failing to comply with veterinary and sanitary requirements, as well as veterinary preparations, substances, finished fodder and fodder additions if they do not meet requirements as to their due quality and safety;

limit, suspend or prohibit construction (reconstruction) of cattle farms, enterprises carrying out animal's slaughtering, processing enterprises, warehouses, markets and other objects under the state veterinary-sanitary control and supervision that do not meet veterinary and sanitary requirements;

set up, if necessary, committees of veterinary medicine experts attracting specialists of scientific and research organizations and educational institutions of the same profile in order to identify animals' disease and death reasons;

inform the licensing bodies in the sphere of veterinary medicine on violations of licensing conditions admitted by subjects of economic activities;

limit, ban or terminate activities of the subjects of economic activities should they infringe veterinary and sanitary requirements set forth by legislation, provided such violations may cause danger to human and animal life and health;

attract subjects of economic activities involved in veterinary practice to implementation of anti-epizootic measures;

levy administrative fines pursuant to the procedure determined by legislation.

Officials providing state veterinary-sanitary supervision shall:

be bound within 24 hours in case of reveal of pestholes (outbreaks) of serious infectious diseases and mass-scale poisoning of animals to submit a communication to the relevant bodies of executive power on establishing special regime and rules. This action, if implemented, shall ensure non-spreading of pathogens of infectious diseases, including those common for animals and people, ensure output of safe and qualitative products of animal origin and environmental protection;

participate in activities of the state committees on putting in operation objects under the state veterinary-sanitary control and supervision.

### **Article 14. State Veterinary-Sanitary Control and Supervision over Quality of Veterinary Preparations, Substances, Finished Fodder, Fodder Additions and Means of Veterinary Medicine**

State veterinary-sanitary control of the quality of veterinary preparations, substances, finished fodder, fodder additions and means of veterinary medicine shall be carried out by state institutions of veterinary medicine and doctors of veterinary medicine authorized by the State Department of Veterinary Medicine thereto.

State veterinary-sanitary control of development, implementation, production, quality of veterinary preparations, substances, finished fodder, fodder additions and immune-biological, diagnostic means, probiotics, immune-biological

substances shall be provided by scientific-research and scientific-controlling institutions authorized by the State Department of Veterinary Medicine.

Producer shall control quality of veterinary preparations, substances, finished fodder, fodder additions and means of veterinary medicine of serial production.

The state veterinary-sanitary supervision of the quality of veterinary preparations, substances, finished fodder, fodder additions and means of veterinary medicine shall be conducted by the State Department of Veterinary Medicine and state bodies of veterinary medicine authorized by it thereto.

Enterprises, institutions, organizations of Ukraine, foreign subjects of economic activities, Ukraine's citizens, foreigners and persons without citizenship staying in Ukraine on legal basis shall have the right to bring from abroad veterinary preparations, substances, finished fodder and fodder additions registered in Ukraine.

Regional services of state veterinary medicine at the state border and transport conduct control and supervision of imported into the customs territory of Ukraine veterinary preparations, substances, finished fodder and fodder additions registered in Ukraine.

Unregistered veterinary preparations, substances, finished fodder and fodder additions can be imported into Ukraine for the following purposes:

registration in Ukraine;

showing at fairs, exhibitions and conferences; for scientific purposes, etc. without the right to sell.

Should any natural disaster, catastrophe, epizooty, etc. take place the State Department of Veterinary Medicine may issue separate decisions allowing to bring unregistered in Ukraine veterinary preparations, substances, finished fodder and fodder additions according to the stipulated procedure, provided they are supplied with documents confirming their registration and use in countries of production.

Brought in veterinary preparations, substances, finished fodder and fodder additions are subject to control in compliance with legislation.

It is prohibited to use veterinary preparations, substances, finished fodder and fodder additions unregistered in Ukraine or failing to meet quality requirements, except for cases stipulated by parts seven and eight of this Article.

Acquisition, sale, storage, application and decontamination of immune-biological and diagnostic veterinary preparations, substances shall be registered in special log. The State Department of Veterinary Medicine shall specify its format and keeping procedure.

It is prohibited to use for the purpose of animal growth hastening and productivity (lactation, etc.) increase biological stimulators, antibiotics, hormonal and other preparations that damp function of internal secretion strangles, and in particular have thyreostatic, estrogenic, androgenic or histological influence. These preparations can be used only for medical purposes.

#### **Article 15. State Veterinary-Sanitary Control and Supervision Relating to Animals Intended for Shipping and Slaughtering, Processing, Storage and Trade With Products of Animal Origin**

State veterinary-sanitary control and supervision relating to animals for shipment and

slaughter, processing, storage, transportation and trade with products of animal origin shall be held by the State Department of Veterinary Medicine, its territorial branches, regional services of state veterinary-sanitary control and supervision at state border and transport, other state institutions of veterinary medicine.

Specialists of state institutions of veterinary medicine shall carry out direct state veterinary-sanitary control over arrival and slaughter of animals and at each stage of manufacture of products of animal origin, their sale by means of conduction of veterinary and sanitary expertise, including laboratory tests of samples of products of animal origin according to indices set forth in compliance with veterinary and sanitary requirements laid down by legislation, standards, technology instructions.

State laboratories of veterinary medicine, operating in locality where the subject of economic activities is situated, can conduct laboratory tests of samples of products of animal origin.

The state laboratories of veterinary medicine, operating in localities where subjects of economic activities are situated, are structural divisions of relative state institutions of veterinary medicine. An official doctor of veterinary medicine, who has a practical experience in this field not less than three years or has passed relative attestation according to the specified procedure, can be appointed to run the position of the head (chief) of laboratory of veterinary medicine.

Subject of economic activities shall provide office premises, equipment and materials needed to carry out laboratory tests for utilization by state laboratory of veterinary medicine.

State inspectors of veterinary medicine shall carry out state veterinary-sanitary supervision over arrival and slaughter of animals, processing, storage, transportation and sale of products of animal origin.

State veterinary-sanitary control and supervision of activities carried out by subjects of economic activities shall be executed for the account of allocations from general and special funds of the State Budget of Ukraine.

Specialists of veterinary medicine shall be appointed for a relative position and dismissed from this position upon approval of the chief state inspector of veterinary medicine of a district (town) and after attestation held pursuant to the procedure determined by the State Department of Veterinary Medicine.

Subjects of economic activities are entitled to sell products of animal origin manufactured exclusively under the state veterinary-sanitary control and supervision and allowed for selling or storing, (provided they are) and supplied with the duly registered relative documents conforming their quality and safety.

#### **Article 16. State Veterinary - Sanitary Control and Supervision at Markets**

State veterinary-sanitary control and supervision shall be mandatory for execution at markets (zoological markets) and mercantile businesses, where organized trade with animals, products of animal and vegetable origin, fodder of animal and vegetable origin, fodder additions; such control shall be carried out by territorial bodies of the State Department of Veterinary Medicine and other state institutions of veterinary medicine.

Specialist of veterinary medicine of state laboratories of veterinary and sanitary expertise at markets (zoological markets) (hereinafter, laboratories) or other state institutions of veterinary medicine shall provide direct state veterinary-sanitary control at markets (zoological markets).

Laboratories are structural units of relative state institutions of veterinary medicine.

Laboratories shall act on the basis of provisions approved by the State Department of Veterinary Medicine.

Any interference from the part of other services in methodology and researches conducted by specialists of laboratories shall be prohibited.

The market (zoological market) administration (owner) shall provide laboratories with appropriate office facilities for utilizing.

Laboratories shall have corner stamps and seals bearing their name, branding irons and stamps of determined samples for branding meat and other products of animals' slaughtering; registration logs, forms of expert conclusion as to quality and safety of each batch of produce allowed to sell at markets (zoological markets), and other documents according to the legislation on veterinary medicine.

Products are accepted for veterinary-sanitary expertise after obligatory showing of product owner's (or seller's) identity documents.

Each carcass or its parts of non-industrial production shall be subject to veterinary and sanitary expertise. In this case the product owner (seller) shall submit accompanying veterinary documents.

Doctors of laboratories have the right to withhold products determined improper for sale. Owners shall send such products for utilization in compliance with legislation.

Trade places at markets (zoological markets) are provided only after receipt of laboratory conclusions.

It is prohibited to trade with animals and products without relative veterinary documents or in places that are not established for these purposes or have not passed veterinary and sanitary expertise.

It is prohibited to trade with the following home-prepared finished food products: meat products, fish products and tinned products.

In case of this requirement non-observance products shall be confiscated under procedures established by the legislation.

Laboratories shall not be liable for sale of produce if the above produce has not passed veterinary and sanitary expertise. Market (zoological market) administration (owner) shall be liable for issuing permit, allowing sale of such produce.

Markets (zoological markets) having no organized veterinary and sanitary product expertise, being the object of state veterinary and sanitary control and supervision, provided such laboratories are missing, shall not function.

State inspectors of veterinary medicine shall carry out state veterinary-sanitary supervision at markets (zoological markets).

#### **Article 17. State Veterinary-Sanitary Control and Supervision on the State Border and Transport**

Regional services of state veterinary-sanitary control on the state border and transport, their structural subdivisions (post) shall carry out state veterinary-sanitary control and supervision on the state border and transport.

State veterinary-sanitary control and supervision on the state border and transport is compulsory in case of export, import and transit transportation by any vehicle of objects under the state veterinary-sanitary control and supervision.

State veterinary-sanitary control on the state border and transport shall be carried out at availability of original documents issued by state veterinary service of the shipping country, taking in consideration its epizootic situation and at the condition the imported cargos meet veterinary requirements of Ukraine.

State inspectors of veterinary medicine shall provide direct veterinary-sanitary control on the state border and transport simultaneously with issuance of relative documents. In this case working places of the above persons should be in the checkpoint through the state border.

Customs clearance of the imported objects under state veterinary-sanitary control and supervision shall be carried out after their veterinary and sanitary expertise is held by the state laboratory of veterinary medicine in the place of cargos' destination.

Ukraine's citizens, foreigners, persons without citizenship are prohibited to bring on the territory of Ukraine products of animal origin for their own consumption.

In case objects under state veterinary-sanitary control and supervision are exported the veterinary certificate is subject to exchange for veterinary or sanitary certificate of a determined type after the state veterinary-sanitary control is carried out.

In case objects under the state veterinary-sanitary control and supervision are transited their clearance in checkpoints on the state border shall be carried out if there are veterinary certificate of the exporting country and other accompanying documents after inspection of transportation vehicles, and in case of necessity – cargo, taking in consideration epizootic situation in the exporting country.

State veterinary-sanitary supervision on the state border and transport shall be conducted by the Chief State Inspector of veterinary medicine of Ukraine, his deputies, state inspectors of veterinary medicine of the State Department of veterinary medicine, chief inspectors of veterinary medicine, their deputies, state inspectors of veterinary medicine of regional services on the state border and transport.

The Cabinet of Ministers of Ukraine approves Provisions on Regional Service of State Veterinary-Sanitary Control on the State Border and Transport.

#### **Article 18. State Veterinary and Sanitary Control and Supervision while Hunting**

The district (districts) chief state inspector authorizes opening of a hunting season within the definite territory after conduction of compulsory epizootic supervision of hunting forests.

Each person using hunting forests is obliged to equip places to process hunted wild fowl in accordance with veterinary and sanitary requirements, and to ensure conduction of veterinary and sanitary expertise of wild fowl expected to be used for food purposes.

Users of hunting forests and fishing facilities shall inform territorial bodies of the State Department of veterinary medicine or other state institution of veterinary medicine on unnatural animal behavior, and in case of perishing send dead bodies to the state laboratory of veterinary medicine to determine reasons caused their perishing.

#### **Article 19. Guarantees of Rights of Officials Who Conduct State Veterinary-Sanitary Control and Supervision**

Specialists who conduct state veterinary-sanitary control and supervision are independent in their activity and are guided by this Law and other legal and normative acts on veterinary medicine issues. State bodies, heads of enterprises, institutions, organizations and citizens of Ukraine, foreigners and persons without citizenship residing in Ukraine should assist veterinary medicine specialists when they carry out their duties.

Offence of person who conducts state veterinary-sanitary control and supervision as well as resistance, threats, violence and other actions that hinder to fulfill this person's duties shall entail liability established by the law.

Damages caused to the property of person who conducts state veterinary-sanitary control and supervision, while fulfilling his (or her) official duties, are fully compensated by guilty persons.

No officials' instructions can be a ground for any illegal action or inaction of veterinary medicine specialists.

#### **Article 20. Rights and Obligations of Legal Entities and Natural Persons Relating to Provision of Veterinary-Sanitary and Epizootic Welfare**

Legal entities and natural persons involved in activities connected with keeping, transportation, trade with animals as well as in production, processing, storage, transportation and sale of products of animal origin and products of vegetable origin sold at markets, production, transportation and sale of veterinary preparations, substances, finished fodder and fodder additions (hereinafter in this Article – legal entities and natural persons) in order to ensure in-farm veterinary-sanitary and epizootic welfare shall have the right to:

receive from local bodies of public administration and other institutions of veterinary medicine and bodies of local self-government information on epizootic situation within the territory under service;

indemnity of damages resulting from violation of veterinary-sanitary requirements by other legal entities and natural persons;

appeal decisions and actions of officials of public administration bodies and other state institutions of veterinary medicine of a district, town, city, oblast, Autonomous Republic of Crimea, Ukraine or to a court.

Legal entities and natural persons shall:

fulfill lawful requirements of specialists of state institutions of veterinary medicine relating to conduction of anti-epizootic, quarantine, restricting and other veterinary measures;

inform urgently state institutions of veterinary medicine on transfer, slaughter, morbidity of animals and their perishing (forced killing) or their unnatural behavior;

protect animal health and ensure manufacture of qualitative and safe products of animal and vegetable origin;

identify livestock and small cattle, and horses belonging to them;

deliver animals to a determined place or provide a possibility to carry out in-farm veterinary examination, prophylactic, preventive and medical treatment, researches and vaccinations, ensure their proper fixation during manipulations, as well as provide products of animal and vegetable origin for holding veterinary-sanitary expertise;

deliver animal in case of their perishing and remnants from the animal slaughter to specialized enterprises;

assist specialists of veterinary medicine to carry out their office duties;

to provide for free sampling of products of animal and vegetable origin for conduction of relative researches pursuant to requirements of veterinary medicine specialists;

to provide office facilities, needed equipments, communication means for utilization by specialists of state veterinary medicine institutions, including those located on railway, water and air transport, checkpoints on the state border, markets (zoological markets).

#### **Chapter IV**

### **SCIENTIFIC SUPPORT OF VETERINARY MEDICINE. STATE PHARMACOLOGY COMMITTEE. STATE EMERGENCY ANTI-EPIZOOTIC COMMITTEES.**

#### **Article 21. Scientific Support of Veterinary Medicine**

Scientific support of veterinary medicine is conducted by appropriate scientific institutions of the National Academy of Sciences of Ukraine, Ukrainian Academy of Agrarian Sciences, scientific institutions in the administrative sphere of central bodies of executive power, veterinary medicine departments of high educational institutions.

Veterinary medicine department of Ukrainian Academy of Agrarian Sciences shall carry out coordination of works connected with scientific support of veterinary medicine jointly with scientific-methodological council of the State Department of Veterinary Medicine.

State Department of Veterinary Medicine is a customer of state scientific and research works in the field of veterinary medicine.

General and special funds from the State Budget of Ukraine and other resources allowed by the legislation are sources of scientific researches financing in veterinary medicine and application of scientific projects in production.

#### **Article 22. State Pharmacology Committee of Veterinary Medicine**

The State Pharmacology Committee of veterinary medicine is an expert and council body on issues regulating safe and efficient application of veterinary preparations, substances, finished fodder and fodder additions, their registration.

The State Pharmacology Committee of veterinary medicine functions at the State Department of Veterinary Medicine.

Expertise and tests of veterinary preparations, substances, finished fodder, fodder additions of internal and foreign production shall be conducted by scientific institutions determined by the State Department of Veterinary Medicine.

The State Pharmacology Committee of veterinary medicine issues conclusions relating to use of veterinary preparations, substances, finished fodder and fodder additions taking in consideration their expertise and test results. The State Department of Veterinary Medicine makes its decision on state registration of veterinary preparations, substances, finished fodder and fodder additions on the basis of the above conclusions.

The State Pharmacology Committee of veterinary medicine acts on the basis of the Provision approved by the Cabinet of Ministers of Ukraine.

#### **Article 23. State Emergency Anti-Epizootic Committee**

State emergency anti-epizootic Committee affiliated to the Cabinet of Ministers of Ukraine is created for operative control, guidance and co-ordination of bodies of executive power, enterprises, institutions, organizations activity related to prevention and liquidation of animal mass diseases and their poisoning.

Vice Prime Minister of Ukraine, pursuant to the assigned functional authorities, runs the State Emergency Anti-Epizootic Committee affiliated to the Cabinet of Ministers of Ukraine.

State emergency anti-epizootic Committee affiliated to the Cabinet of Ministers of Ukraine consists of the Chief State Inspector of veterinary medicine of Ukraine, who is the deputy to the head of the Committee, deputies to the Chief State Inspector of veterinary medicine of Ukraine, heads of specifically authorized central bodies of executive power on issues of agrarian policy, interior, economy, health protection, transport, emergency situations, finance, communication and informatization, forestry, state border protection, customs service, Ukrainian Academy of Agrarian Sciences and other officials, determined by the Cabinet of Ministers of Ukraine.

Veterinary medicine specialists included to the State Emergency Anti-Epizootic Committee affiliated to the Cabinet of Ministers of Ukraine are simultaneously the state inspectors of veterinary medicine.

Members of the State Emergency Anti-Epizootic Committee affiliated to the Cabinet of Ministers of Ukraine are provided with necessary means of communication. While conducting their official duties members of the Committee have the priority right to use long-distance telephone communication and specialized veterinary medicine vehicles, to buy tickets for all types of transportation means and to hotel accommodation. In this case business trip and telephone and other electronic means of communication costs are compensated from the funds allocated for conduction of anti-epizootic measures.

State emergency anti-epizootic committees are also established within the Council of Ministers of the Autonomous Republic of Crimea, oblasts', Kyiv and Sevastopol municipal, district state administrations.

The Cabinet of Ministers of Ukraine approves the Provision on State Emergency Anti-Epizootic Committees affiliated to the Cabinet of Ministers of Ukraine and standard provisions on state emergency anti-epizootic committees affiliated to the Council of Ministers of the Autonomous Republic of Crimea, oblast, Kyiv and Sevastopol municipal, district state administration.

## **Chapter V FINANCING AND LOGISTIC SUPPORT**

### **Article 24. Financing and Logistic Support of Public Administration Bodies and Other State Institutions of Veterinary Medicine**

Financing and logistic support of public administration bodies and other state institutions of veterinary medicine shall be carried out for the account of state budget funds.

Contributions to Office International des Epizooties are made from the state budget of Ukraine.

### **Article 25. Financing of Anti-Epizootic Measures**

Measures on prevention and liquidation of animal contagious diseases, laboratory-diagnostic and regular radiological researches of products of animal and vegetable origin, examination on trichinosis and other veterinary-sanitary and anti-epizootic measures (under the list approved by the Cabinet of Ministers of Ukraine) are financed from appropriate budgets.

### **Article 26. Payments for Services Provided by State Veterinary Medicine Institutions and Organizations**

Payment for measures on prevention and liquidation of animal diseases (except mentioned in Article 25 of this Law), treatment of ill animals, laboratory researches, veterinary and sanitary expertise of products of animal origin and products of vegetable origin sold at markets (except regular radiological researches and researches on trichinosis) as well as payment for services provided at export/import transactions, transportation of objects under state veterinary-sanitary control and supervision thought the territory of Ukraine shall be made according to the current tariffs from the funds of owners of animals, products of animal and vegetable origin.

Payment for expertise and tests carried out in order to register in Ukraine veterinary preparations, substances, finished fodder and fodder additions shall be carried out on commercial basis for the expense of applicator's funds according to the pricelist approved by the State Department of Veterinary Medicine in compliance with legislation.

Payment for services of veterinary medicine specialists involved in veterinary practice, on fulfillment of obligatory or required anti-epizootic measures in accordance with the list approved by the Cabinet of Ministers of Ukraine is made from appropriate budgets.

Tariffs on veterinary services are approved under legislation on prices and price- establishing.

## **Chapter VI QUARANTINE**

### **Article 27. Procedure to Establish Quarantine**

Quarantine in places of dangerous diseases outbreaks is established and canceled by a decision of the Council of Ministers of the Autonomous Republic of Crimea, local state administrations on appropriate territories and local self-government executive bodies of cities with oblast importance status; in separate farms and homesteads – upon petition of appropriate veterinary medicine state body; and within one or some regions – according to the decision of the Cabinet of Ministers of Ukraine on petition of the State Department of Veterinary Medicine.

Chief state inspector of veterinary medicine informs the Office International des Epizooties on establishing quarantine because of a disease included into List A, its prolongation and termination and - in a case of quarantine diseases common for animals and people – informs Chief state sanitary doctor of Ukraine.

Should any extremely dangerous contagious animal disease, including those previously not supposed for registration, take place within the territory of Ukraine, the State emergency anti-epizootic Committee affiliated to the Cabinet of Ministers of Ukraine adopts decision on slaughtering (forced killing) of ill animals, and animals suspected to be ill, of the infected farm or homestead, herd, flock, and in case of necessity – animals from other farms or homesteads, herds, flocks, provided they has had direct or indirect contact that may result in transmission of infection agent; their carcasses, inventory of small value, transportation means, other items capable to be a factor of such transmission shall be destroyed by burning, burying, or in other manner guaranteeing termination of above diseases further spreading.

The Cabinet of Ministers of Ukraine approves the list of quarantine diseases.

Quarantine is introduced within 24 hours after quarantine diseases are detected.

Directives of district, town and oblast chief state inspectors of veterinary medicine or their deputies can introduce previous quarantine restrictions before making a decision on quarantine establishment.

Body that made a decision on quarantine establishment immediately informs enterprises, institutions, organizations and inhabitants located in quarantine zone and appropriate bodies of executive power of neighboring districts and oblasts.

Circumstances that caused quarantine diseases should be mentioned in the decision on quarantine establishment. There shall be established boundaries of quarantine and threatening zone, special veterinary and sanitary measures directed at localization and liquidation of dangerous animal contagious diseases pestholes as well as temporary restrictions of legal entities' and natural persons' rights, their additional obligations and there shall be approved a schedule of disease localization, liquidation and prevention.

Animals received for herd's increase are also to pass compulsory prophylactic quarantine. During quarantine such animals are kept in specially designated and isolated places (quarantine stations) and pass veterinary and sanitary examination. After this examination, and if the state inspector of veterinary medicine permits, they are included to the herd.

The brought in from abroad animals have to pass prophylactic quarantine in quarantine station under veterinary medicine specialists supervision within certain period established according to the legislation.

Persons guilty in violation of quarantine requirements shall be liable in compliance with legislation.

### **Article 28. Measures Conducted under Terms of Quarantine**

In a case of animal quarantine establishment the following complete or partial prohibition can be introduced:

to transport or drive animals through quarantine zone; bring/drive them in this zone or bring/drive animals outside the above zone;

to bring/carry outside the quarantine zone products of animal and vegetable origin and fodder from zone (including sending of parcels and carrying of hand luggage);

to regroup and drive (transport) animals to other places within a quarantine zone as well as use common pastures and watering-places for ill and healthy animals without permission of the chief state inspector of veterinary medicine of the district, city (town), oblast;

to limit access of outsiders, animals (including poultry) and transport to the territory of a farm and farm premises where quarantine is established except serving personnel who have to observe a special regime;



to conduct fairs, auctions, seminars, animal exhibitions, mass sport events, market trade, etc.;

to limit traffic of vehicles within quarantine zone;

to purvey and trade with animals and products of animal and vegetable origin within quarantine zone.

Guard, watch or veterinary and militia posts and signs that show obligatory quarantine zone detour are established on the entry to settlements and farms. The Cabinet of Ministers of Ukraine approves provisions on veterinary and militia post.

Brining of animals and products of animal and vegetable origin outside quarantine zone is allowed only if there is a decision of the State emergency anti-epizootic Committee.

Animals perished from contagious diseases, manure, litter and residues (remnants) of fodder as well as produce received from ill animals and those kept together with them have to be destroyed or utilized according to the legislation.

Economic usage of manure from ill or inclined to diseases animals is allowed only in cases provided for by the instruction on combating animal diseases and after preliminary thorough disinfections.

Loading and unloading of animals, products of animal and vegetable origin, fodder and other products which can be a carrier or factor of infection's transfer is to be stopped at railway stations, sea and river ports, piers and airports as well as at farms and enterprises located in quarantine or threat zone.

Mobilization and use of material resources of enterprises, institutions and organizations from non-quarantine zone is organized with the aim of preventing quarantine diseases spreading and their liquidation in initial pestholes of infection according to the relative decision of the State Emergency Anti-Epizootic Committee.

For the time of the quarantine duration the mode of work of enterprise, institutions and organizations may change.

In exceptional cases military units of the Ukrainian troops together with interior bodies, can be involved into conduction of quarantine measures and liquidation of epizootic pestholes according to the law.

In a case of introduction of animal quarantine throughout a large territory (oblast or several oblasts), the Cabinet of Ministers of Ukraine can submit proposal to the President of Ukraine on special purpose mobilization (up to two months) of reservists required for liquidation of epizootic pestholes.

Subjects of economic activities whose activity is related to production, processing, storage, transportation and sale of products of animal and vegetable origin, fodder, other products and materials that can be as factors of infection's provokers transfer are obliged to provide buildings, necessary equipment and communication means to be used by specially authorized bodies during quarantine.

#### **Article 29. Guarantees of Natural Persons' and Legal Entities' Rights**

Persons who have suffered from quarantine regime introduction or due to conduction of works on liquidation and prophylaxis of animal quarantine diseases are compensated damages under the procedure provided for by the legislation.

Legal entities whose material resources have been used to prevent further spreading and liquidate quarantine diseases have the right to receive compensation for caused damages. The Cabinet of Ministers of Ukraine establishes the procedure and amount for this compensation.

### **Chapter VII**

#### **LABORATORY DIAGNOSTICS. PRODUCTION AND SALE OF VETERINARY PREPARATIONS, SUBSTANCES, FINISHED FODDER, FODDER ADDITIONS AND MEANS OF VETERINARY MEDICINE**

#### **Article 30. Laboratory Diagnostics of Animal Diseases, Evaluation of Quality and Safety of Products and Fodder of Animal and Vegetable Origin**

Laboratory diagnostics of animal diseases as well as evaluation of quality and safety of products, fodder of animal and vegetable origin are conducted by the Central, the republican of the Autonomous Republic of Crimea, oblast, zonal, inter-oblast, municipal, inter-district and district state laboratories of veterinary medicine under the procedure established by the State Department of Veterinary Medicine.

Other institutions of veterinary medicine, scientific-research institutions, higher educational establishments and other organizations may also carry out laboratory diagnostics pursuant to the decision of the State Department of Veterinary Medicine.

The Central state laboratory of veterinary medicine makes final decision on disputable issues arising out of laboratory diagnostic conclusions.

Accompanying veterinary documents are issued at the condition of the held by state laboratories of veterinary medicine compulsory research of the products of animal and vegetable origin.

The Central State Laboratory of Veterinary Medicine provides for methodical support of laboratory diagnostics.

Any interference into activities carried out by specialists of state veterinary medicine laboratories during conduction of laboratory diagnostics shall be prohibited.

State laboratories of veterinary medicine are legal entities acting on the basis of provisions approved by the State Department of Veterinary Medicine.

Permission to work with disease agents, included in groups two-four according to their danger, is issued pursuant to legislation.

### **Article 31. Production and Sale of Veterinary Preparations, Substances, Finished Fodder, Fodder Additions and Means of Veterinary Medicine**

Production and sale of veterinary preparations, substances, finished fodder, fodder additions and veterinary medicine means shall be carried out pursuant to technical requirements, pharmacopoeia's articles and standards.

Veterinary preparations, substances, finished fodder, fodder additions are allowed for serial production and sale exclusively after their registration by the State Department of Veterinary Medicine.

The registration certificate issued by the State Department of Veterinary Medicine for each veterinary preparation, substance, finished fodder, fodder addition is the document confirming registration of a preparation in Ukraine.

Enterprises involved in production of veterinary preparations, substances, finished fodder, fodder additions and veterinary medicine means shall pay scientific institutions and certain authors for scientific development and introduction of the above means in production.

Subjects of entrepreneurial activity are allowed to produce veterinary preparations, provided they have a license issued in accordance with legislation.

Subjects of economic activities may carry out retail and wholesale trade with veterinary preparations, finished fodder, fodder additions and veterinary medicine means if there is available a relative license and quality certificate.

Each veterinary preparation for sale shall be supplied with the usage instructions. It's prohibited to sell without special prescription issued by the specialist of veterinary medicine veterinary preparations containing poisoning and strong stuffs, as well as immune-biological preparations against diseases common for animals and people.

Storage of production and control microorganism strains, support of bio-technical indicators on due level, control over the population situation, preparation of new microorganism strains shall be conducted in the National Center of Microorganism Strains.

The Cabinet of Ministers of Ukraine approves Provisions on the National Center of Microorganism Strains.

Series of biological preparations that has not passed control during the process of production and testing in accordance with the procedure determined by the State Department of Veterinary Medicine, and/or are recognized as non-qualitative, shall be destroyed; the above process shall be confirmed by the act issued with participation of the specialist of veterinary medicine and owner of these preparations or his/her authorized representative.

## **Chapter VIII VETERINARY PRACTICE. TRAINING AND STATUS OF SPECIALISTS OF VETERINARY MEDICINE**

### **Article 32. Veterinary Practice**

Legal entities or natural persons (Ukraine's citizens, foreigners and persons without citizenship residing in Ukraine) may carry out veterinary practice provided they have obtained a license issued pursuant to the legislation of Ukraine.

Self-supporting units of veterinary medicine may be established at the state veterinary medicine institutions to provide veterinary services on a contractual basis.

### **Article 33. Professional Training, Post-Graduate Education and Attestation of Veterinary Medicine Specialists**

Professional training of veterinary medicine specialists shall be provided only on a full-time basis.

Post-graduate education of veterinary medicine specialists shall be provided according to the procedure stipulated by legislation.

Periodicity of professional upgrading of veterinary medicine specialists – at least once per five years.

Veterinary medicine specialists shall be subject to attestation in order established by the legislation. The attestation results shall be to determine whether an employee meets the requirements of his office, the level of his/her qualification, and rank.

State Department of Veterinary Medicine approves provisions on the procedure of attesting specialist of veterinary medicine.

### **Article 34. Social and Legal Protection of Veterinary Medicine Specialists**

Veterinary medicine specialists shall have the right to use or to own land plots on general basis according to the land legislation of Ukraine.

Local bodies of executive power and bodies of local self-government enterprises, institutions, organizations of any property form shall ensure creation of appropriate industrial and housing conditions for veterinary medicine specialists, and provide them with medical and transportation services.

In case of disability, injury, professional illness or death, provided the above mentioned is resulting from conduction of the office duties, lump-sums are repaid to veterinary medicine specialists or their successors according to the procedure, conditions and in amount specified by the Cabinet of Ministers of Ukraine.

Veterinary medicine specialists of state institutions shall be provided with specialized transportation vehicles to carry out their official duties. Monetary compensation pursuant to the determined amounts shall be paid for the own motor vehicle use for execution of the above duties.

Veterinary medicine specialists shall be paid double official salaries for hours worked in zones where outbreaks of contagious diseases included in the list approved by the Cabinet of Ministers of Ukraine, take place.

The issues of social and legal protection, material support for veterinary medicine specialists being on military service or employed as servicemen with the bodies of Interior, state border protection, security service, shall be regulated according to the relative legal normative acts.

## **Chapter IX**

### **LIABILITIES OF ECONOMIC ACTIVITIES' SUBJECTS FOR VIOLATIONS IN THE FIELD OF VETERINARY MEDICINE**

#### **Article 35. Liabilities for Violations in the field of veterinary medicine**

Subjects of economic activities – any legal entities whose activities are connected with keeping, transportation and sale of animals; storage, processing, transportation and sale of products of animal origin, and products of vegetable origin sold at markets; production and sale of veterinary preparations, substances, finished fodder and fodder additions, provision of laboratory diagnostics and veterinary services, shall be liable and subject to penalties in the following cases:

violation of veterinary-sanitary rules, instructions relating to prevention and liquidation of contagious animal diseases – in the amount of three to six untaxed minimum of citizen's incomes;

non-fulfillment of animal quarantine measures or other quarantine restrictions – in the amount of six to ten untaxed minimum of citizen's incomes;

moving through the customs border without compulsory veterinary-sanitary expertise objects subjected to veterinary supervision – in the amount of twenty five to forty untaxed minimum of citizen's incomes;

sale of brought on the territory of Ukraine products of animal and vegetable origin, fodder for animals that have not passed veterinary-sanitary expertise in Ukraine – in the amount of twenty five to forty untaxed minimum of citizen's incomes with further withdrawal of such products and fodder;

sale within the territory of Ukraine of veterinary preparations, substances, finished fodder, fodder additions and veterinary medicine means not registered in Ukraine – in the amount of fifty to a hundred of untaxed minimum of citizen's incomes with further withdrawal of these means, fodder and fodder additions according to law;

attempts to avoid or failure to provide animals for veterinary examination, compulsory measure (researches, vaccination, treatment) relating to prevention of animal diseases and failure to ensure proper fixation of animals for conduction of examination (measures) – in amount of five to ten untaxed minimum of citizen's incomes;

making food products from raw materials of animal origin prohibited for utilization, including meat from dead bodies of animals killed by electricity, poisoned by chemicals, drowned, and forced slaughtered (killed), that have not passed veterinary-sanitary expertise, etc. - in the amount of fifty to a hundred untaxed minimum of citizen's incomes with further withdrawal of these food products according to law;

attempts to avoid from compulsory veterinary-sanitary expertise of products of animal origin and products of vegetable origin sold at markets – in the amount of fifty to a hundred untaxed minimum of citizen's incomes;

providing by owner (his authorized person) of trade objects permission to sell animals and products of animal origin and products of vegetable origin sold at markets that have not passed veterinary-sanitary expertise – in the amount of forty to fifty untaxed minimum of citizen's income;

attempts to avoid or undue fulfillment of state veterinary medicine inspectors' instructions – in the amount of ten to twenty untaxed minimum of citizen's incomes.

Payment of penalties does not release the subjects of economic activities from elimination of admitted violations and from reimbursement for caused damages according to the procedure stipulated by legislation.

#### **Article 36. Bodies Authorized to Consider Cases on Violations in the Field of Veterinary Medicine**

Cases on violations, aforesaid in this law, shall be considered by the State Department of Veterinary Medicine, its territorial bodies and regional services of the state veterinary-sanitary control and supervision on state border and transport not later than within two months of the date such violation took place, and if it's a lasting violation - within two months from the date of its disclosure.

The Chief state inspectors of veterinary medicine, their deputies, state veterinary medicine inspectors are empowered with the rights to impose penalties on behalf of the State Department of Veterinary Medicine, its territorial bodies and regional services of the state veterinary-sanitary control and supervision on the state border and transport.

#### **Article 37. Decisions in Cases on Violations in the Field of Veterinary Medicine**

Decisions on imposing penalties for violations in the field of veterinary medicine shall be issued in relative resolutions.

A subject of economic activities shall pay penalty within one month of the date the relative resolution has been received. In case this term is violated the penalty is exacted according to the court procedure.

#### **Article 38. Appellation of Decisions in Cases on Violations in the Field of Veterinary Medicine**

Decision in cases on violations in the field of veterinary medicine may be appealed in accordance with court procedure.

### **Chapter X INTERNATIONAL COOPERATION**

### **Article 39. International Cooperation in the Field of Veterinary Medicine**

International cooperation in the field of veterinary medicine is conducted in the following ways:

participation in the activities of the Office International des Epizooties and other international organizations, accession to international agreements, unification of standards and requirements on preventing importation of dangerous animal diseases pathogens from the territory of other countries, export and import of animals, products of animal origin;

harmonizing legislation on veterinary medicine in accordance with the legislation of European Union; unification of prophylactic and anti-epizootic measures, diagnostic methods respectively animal diseases; and application of immune-biological, biological, vegetable, chemical, chemical-pharmaceutical and other veterinary preparations;

establishing professional and scientific contacts; information exchange on epizootic situation.

### **Article 40. International Agreements**

If any international agreement concluded by Ukraine and ratified by the Verkhovna Rada of Ukraine establishes rules other than this Law then the rules of international agreement shall be applied.

## **Chapter XI FINAL PROVISIONS**

1. This Law shall come into force on the date of its publishing.
2. Legal normative acts adopted prior to this law shall be in force in part not conflicting with this Law.
3. The Cabinet of Ministers of Ukraine shall:
  - prepare and submit to the Verkhovna Rada of Ukraine its proposals on amending legislative acts pursuant to this Law;
  - bring their legal normative acts in compliance with this Law;
  - ensure drafting of legal normative acts needed to implement this Law and their further adoption by ministries, other central bodies of executive power;
  - provide for revising and canceling by ministries and other central bodies of executive power of their legal normative acts conflicting with this Law.
4. Introduce amendments into the following legislation acts:
  1. part one of article 7 of the Law of Ukraine “On Insurance” (Vidomosti Verkhovnoyi Rady Ukrainy, 1996, N 18, art.78; with amendments introduced by the Law of Ukraine of October 4, 2001 N 2745-III) shall be added with clause 34 in the following wording:
    - “ 34) insurance of liability of producers (suppliers) of products of animal origin, veterinary preparations, substances for damages caused to third parties”;
  2. statement of part one of article 4 of the Law of Ukraine “On State Regulation of Import of Agricultural Products” (Vidomosti Verkhovnoyi Rady Ukrainy, 1997, N 44, art. 281; 1998, N 26, art.148): ”goods of the first and second” shall be amended as follows ”items of the state veterinary-sanitary control and supervision referred to as goods of first – fifth, seventh, tenth, twelfth, fourteenth-sixteenth, nineteenth, twenty first, twenty third”;
  3. article 10 of the Law of Ukraine “On State Awards of Ukraine” (Vidomosti Verkhovnoyi Rady, 2000, N 21, art. 162) shall be added after the paragraph twenty with the paragraph of the following content:

“Honored Employee of Veterinary Medicine of Ukraine”.

According to this amendment the paragraphs twenty one – thirty four shall be paragraphs twenty two – thirty five correspondingly.

5. The Law of Ukraine “On Liabilities of Enterprise, Institutions and Organizations For Violating Legislation of Veterinary Medicine” (Vidomosti Verkhovnoyi Rady Ukrainy, 1997, N 7, art. 58) shall be void.”

**President of Ukraine**

**L. KRAVCHUK**

**Kyiv**

**November 15, 2001**

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