

Law of the Republic of Kazakhstan
On Veterinary N 339-II dated July 10, 2002
(as amended through RK Laws N 13-III dated December 20, 2004 (effective since 01.01.05),
N 45-III dated April 15, 2004)

This Law shall define legal, organizational and economic basis for activities in veterinary domain and be aimed at ensuring of veterinary and sanitarn vanignvar aaand sintdim.nThi6(a)5.7(v)6.1(i)7.3.3(e)al.3(e)n ary(a)103 veterinary medications, fodder and feeding additives, as well as at population safeguard against common animal and human diseases.

Chapter 1. GENERAL PROVISIONS

Article 1. Basic Definitions Used in this Law.n, inrs cs4g,-.0146.0 TDafirns established by the wt Law requirements as well as provides recommendations on their utilization;

2) **Veterinary medication test out** – testing of a veterinary medication under restricted laboratorial or industrial conditions within the procedure established by the state authorized veterinary body with the purpose of determination of its immune and biological characteristics and epizootic effectiveness, absence of medication after-effect, as well as its ecological safety in order to define if it can be recommended for using in veterinary practices;

3) **Veterinary (veterinary domain)** – a domain of specific scientific knowledge and practices aimed at research of animal diseases and food poisoning (affection), precaution, diagnostics, treatment and elimination thereof, ensuring of Veterinary Law conformity of regulated articles, as well as at population safeguard against common animal and human diseases;

4) **Veterinary and sanitary safety** – a state of veterinary regulated articles that does not pose hazard to animal and human health provided that they are used under normal (established) conditions;

5) **Veterinary and sanitary examination** – inspection of conformity of animals, products and raw material of animal origin with the veterinary norms by means of organoleptic, bio chemical, microbiological , parasitologic, toxicological and radiological studies within the procedure established by the state authorized veterinary body;

6) **Veterinary documentation** – veterinary and sanitary conclusion, veterinary certificate, veterinary license, veterinary statement, issued by veterinary inspectors in respect of regulated articles within the procedure established by the state authorized veterinary body;

7) **Veterinary measures** – a set of anti epizootic veterinary and sanitary activities aimed at prevention of occurrence, distribution and elimination of animal diseases, including precaution, treatment and diagnostics thereof; neutralization (disinfections), withdrawal and extermination of animals infected by extremely dangerous diseases that pose a hazard to health of animals and human beings; animals productivity increase; ensuring of products and raw materials of animal origin safety, including procedures of identification with the purposes of animal and human health safeguard against infectious diseases, including

Veterinary medications – substances of animal, plant, or synthetic origin designated for prevention, diagnostics, treatment of animal diseases, increase of their productiveness, disinfection, disinsectization, and deratization, as well as substances used as perfumery and cosmetics for animals;

27) **Epizootic monitoring** – a system of data collection relating to dissemination of animal diseases, including epizootic examination and information on mechanisms of development of certain animal diseases, natural geographic and economic environment of the area of their inhabitation (keeping, breeding), veterinary and sanitary measures that have been taken and their further statistical processing for effectiveness of veterinary and sanitary measures assessment and forecasting of origination, development and elimination of epizootic and panzootia;

28) **epizootic focal point** – a limited territory or a premise, where a focal point of infection, transmission factors and susceptible animals are located;

29) **epizootic**

Article 5. Competence of the RK Government in Veterinary Issues

Competence of the RK Government in veterinary issues shall include:

- 1) development of basic national policies in veterinary;

6) organization of protection of the RK territory against bringing and dissemination of infectious and exotic animal diseases from other countries;

Subparagraph 7 has been amended under RK Law N 13-III dated December 20, 2004

7) implementation of state procurements, storage, transportation (delivery) and use of veterinary medications in accordance with the procedure established in the RK legislation;

Subparagraph 8 has been amended under RK Law N 13-III dated December 20, 2004

8) development and approval of veterinary measures, veterinary regulations and norms, forms of veterinary statistics and reports, other normative and legal acts in accordance with the procedure established by the RK veterinary legislation;

9) licensing of veterinary relating activities in accordance with the RK legislation;

Subparagraph 10 has been amended under RK Law N 13-III dated December 20, 2004

10) organization of veterinary scientific researches and retraining of veterinary specialists;

Subparagraph 11 has been amended under RK Law N 13-III dated December 20, 2004

11) realization of epizootic monitoring over animal diseases and analysis of epizootic situation;

Subparagraph 12 has been amended under RK Law N 13-III dated December 20, 2004

12) ensure that the data on veterinary measures, established veterinary regulations and norms, other normative legal veterinary acts of the RK is available for the interested parties;

Subparagraph 13 has been amended under RK Law N 13-III dated December 20, 2004

13) implementation of testing, control of veterinary medications, devices, instruments, fodder and fodder additives, registration of testing results thereof and maintenance of a State register of veterinary medications;

1. Veterinary relating activities shall be subject to licensing by the state authorized veterinary body in a procedure established by the RK legislation related to licensing.

2. Issuance, suspension and withdrawal of a license on operation in the sphere of veterinary shall be carried out in a procedure established by the RK legislation.

Article 13. Business Activity in Veterinary

1. Business activity in veterinary shall be carried out by private persons and legal entities in accordance with the RK Veterinary Law.

2. Private persons with university, or college degree in veterinary shall have the right to be engaged in business activity.

3. Private persons and legal entities engaged in business activity relating to veterinary shall subject to certification in a procedure established by the RK Veterinary Law.

4. Private persons and legal entities upon the results of their business activities shall keep records of veterinary statistics and reports and submit them in a procedure established by the Veterinary Law of the RK.

See also: Resolution of the RK Government as of March 31, 1999 N 343 "On Market Development of Certain Types of Works and Services".

Chapter 3. STATE VETERINARY SUPERVISION

Article 14. State Veterinary Supervision

1. State Veterinary Supervision shall mean the work of an authorized state veterinary body aimed at prevention, determination, combating, and elimination of the RK Veterinary legislation offences.

2. State Veterinary supervision shall include:

1) control over operation of private persons and legal entities in terms of their compliance with the veterinary legislation requirements;

2) distribution and control over storage, transportation (delivery) and utilization of veterinary medications purchased out of the funds of budget programs, including their republican reserves;

3) realization and control of veterinary measures on safeguard of the RK territory from bringing and dissemination of pathogens of infectious and exotic animals' diseases from other countries;

4) keeping records of veterinary statistics and reports and their submission within the procedure established by the RK legislation;

5) organization of veterinary measures and control over their execution;

6) implementation of the state veterinary supervision at markets, organizations engaged in production, purchase (slaughtering), storage, processing and sale, as well as in transportation (handling) of cargoes subject to the state veterinary supervision; safety control of the articles subject to the state veterinary supervision; detection and establishment of reasons and conditions causing initiation and dissemination of animal diseases and their food poisoning;

7) trying of cases on administrative offences in accordance with legal acts of the RK.

3. State veterinary supervision shall be carried out by veterinarians. (1(n)-Alrs5.1(;);3.8(isn)-5.9.4(terinela)-5.

5) means of transportation, all types of package, package materials, that can appear to factors of transmission of animal diseases' pathogens;

7) territories, production areas, and operation of private persons and legal entities, engaged in breeding, purchasing, storage, processing and sell of goods subject to the state veterinary supervision and those who carry out their scientific activity in veterinary;

8) cattle-driving directions, routes, pasture and water places of animals, procedures and forms of their identification;

9) Documentation on veterinary statistics and reports, veterinary certificate, veterinary statement,

on disinfections (decontamination), treatment of animals, goods and raw materials of animal origin, veterinary medications, fodder, fodder additives posing a danger for health of animals and human beings;

2) resolution on extra legal penalty and calling to administrative account for infringement of the RK Veterinary Law in accordance with the RK legislation;

3) decision on seizure of animals, goods and raw materials of animal origin, posing a threat for health of animals and human beings.

2. Forms of orders, procedure of their execution and issuance shall be established by the authorized state veterinary body.

3. Acts issued by veterinary inspectors shall be subject to mandatory execution by private persons and legal entities.

Article 19. Independence of Veterinary Inspectors

Veterinary inspectors shall be independent in their activity and shall be regulated by the RK legislation.

Article 20. Safeguard of the RK Territory Against Bringing and Dissemination of

where their loading, unloading is carried out, as well as of those territories, where transportation (conveyance) routes are located.

3. Transportation (conveying) routes of agricultural animals (drift ways) shall be defined by the local executive bodies of Rayon (City) in coordination with the state chief veterinary inspectors of appropriate territories.

4. Means of transportation used and used-up for handling (conveyance) of cargoes subject to the state veterinary supervision shall be subject to mandatory disinfections in accordance with the RK Veterinary Law requirements.

5. Procedure of transportation (handling) of cargoes on the territory of RK subject to the state veterinary supervision shall be established by the state authorized veterinary body.

Article 22. State Veterinary Supervision at Markets

1. State veterinary supervision shall be mandatory for the markets.

2. State veterinary supervision shall be mandatory for cargoes subject to the state veterinary supervision.

3. State veterinary supervision at markets shall include:

1) inspection of conformity of cargoes subject to 7(j)2.7 0g5K2. State v(e){1) i)8.1r cary1)-.1(rvisioion)tt5.6

Article 24. State Veterinary Supervision Over Circulation of Veterinary Medications, Fodder and Fodder Additives

1. Importation, sale and use (utilization) of veterinary medications in the Republic of Kazakhstan shall be permitted after their state registration only, except for the cases of their manufacturing, import in volumes required for tests registration.

2. Circulation of veterinary medications, fodder and fodder additives, including their manufacturing, importation, transportation, sale, use (utilization) shall subject to mandatory state veterinary supervision.

3. Usage (utilization) of batches (consignments) of veterinary medications included into the State Register of Veterinary Medications shall be permitted in the RK after determination of their conformity with the veterinary requirements (control of batch (consignment of veterinary medications) within the **procedure** established by the state authorized veterinary body.

See: Regulations for the State Registration and Keeping Records of the State Register of Veterinary Medications in the Republic of Kazakhstan.

4. Organizations engaged in production of veterinary medications, fodder and fodder additives shall be obliged to establish production control units for determination of conformity of veterinary medications, fodder and fodder additives with the veterinary requirements.

Paragraph 5 has been amended under RK Law N 13-III dated December 20, 2004

5. Procedure of conformity determination of veterinary medications, fodder and fodder additives,

- 12) provide assistance to the veterinary specialists in discharge of their duties;
- 13) coordinate with the state authorized veterinary body in terms of approval of scientific and technical documentation on new, improved veterinary medications.

See also rules for live stock breeding in Astana and Almaty.

Article 26. Veterinary Measures

1. Veterinary measures shall be subdivided into:
 - 1) measures implemented on veterinary and sanitary safe territories in order to prevent initiation of diseases and food poisoning of animals, includin

4. Veterinary standards shall be established by the state authorized veterinary body and shall subject to mandatory conformity for private persons and legal entities engaged in veterinary business.

Article 30. Seizure, Destroy, Disinfections (Decontamination) and Processing of Goods Subject to the State Veterinary Control

1. Animals, goods and primary materials of animals origin posing a danger to health of animals and human beings depending on the level of danger shall subject to mandatory seizure and destroy, or mandatory disinfections (decontamination) and processing without seizure within the **procedure** established by the RK Government upon a statement of the state authorized veterinary body.

2. A List of special danger diseases of animals at which seizure and destroying of animals, goods and raw materials of animal origin posing a danger for health of animals and human beings are mandatory shall be established by the RK Government upon the statement of the state authorized veterinary body.

3. A List of animal diseases at which mandatory disinfections (decontamination) and processing are carried out without seizure of animals, goods and raw materials of animal origin, veterinary medications, fodder and fodder additives posing a threat to health of animals and human beings shall be established by the state authorized veterinary body.

4. Private persons and legal entities shall have the right for payment of damages resulting from seizure and destroying of animals, goods, and raw materials of animal origin, posing threat to health of animals and human beings within the procedure and under the terms, established by the RK Government.

Article 31. Population Health Safeguard Against Common Animal and Human Diseases

Procedure of health safeguard of population engaged in keeping, breeding, utilization, production, purchase (slaughtering), storage, processing, transportation and sale of cargoes subject to the state veterinary supervision shall be established by the state authorized veterinary body in coordination with the authorized central executive body of the RK responsible for regulation of health care issues.

Article 32.

3. Strains of microorganism existing in the RK as well as obtained as a result of scientific research works upon diagnosing of animal diseases shall be subject to deposit in the National Set of deposited strains of microorganisms, used in veterinary.

Article 34. Training and Professional Development of Veterinary Specialists

Programs on professional development of veterinary specialists shall subject to mandatory coordination with the authorized state veterinary body.

**Chapter 6. FINANCING OF VETERINARY AND LIABILITY FOR VIOLATION OF
VETERINARY LAW**

Article 35. Sources of financing of Veterinary

Paragraph 1 has been amended under RK Law N 13-III dated December 20, 2004

1. The following items shall be funded by the budgetary funds:

1) Operating expenses of the state authorized veterinary body and its territorial units;

President of the Republic of Kazakhstan

N. Nazarbayev