

## **On Approval of Regulatory Legal Acts in the Field of Veterinary**

Resolution of the Governments of the Republic of Kazakhstan N 407 of April 28, 2003

CPGA of the Republic of Kazakhstan, 2003, N 18, art.185

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Approved  
by Government resolution of  
the Republic of Kazakhstan  
N 407 dated April 28, 2003

### **Regulation on State Veterinary and Sanitary Control and Surveillance (with amendments and addenda as of September 5, 2012)**

#### **1. General provisions**

1. The Regulation of State Veterinary and sanitary Control and Surveillance (hereinafter – the Regulation) has been developed in accordance with the paragraph 4 of Article 14 of the Law of the Republic of Kazakhstan "On Veterinary" of 10 July 2002 and regulates the main issues for the organization and implementation of state veterinary and sanitary control and surveillance on the territory of the Republic of Kazakhstan.
2. The following terms and definitions are used in the Regulation:
  - 1) Agency of the authorized state body in the field of veterinary (hereinafter – the Agency) - Committee of authorized State body in the field of veterinary carrying state veterinary and sanitary control and surveillance ;
  - 2) Territorial subdivision of the Agency- territorial subdivision, placed on the respective administrative-territorial units (oblast, region, city of regional or republican status, capital city).
3. The main objectives of state veterinary and sanitary control and surveillance are the following:
  - 1) Prevention of contagious animal diseases, including diseases common for humans and

3) Chief state veterinary sanitary inspectors of territorial subdivisions of the agency and their deputies;

4) State veterinary sanitary inspectors of territorial subdivisions of the Agency, including veterinary control posts;

5) State veterinary sanitary inspectors of objects of internal trade and objects in production engaged in grow animals, harvesting (slaughter), store, process and sell of animal, products and raw materials of animal origin, as well as in organizations for the production, storage and selling of veterinary products, feed and feed additives;

6) heads of veterinary subdivisions of state authorities which keep and use animals, and their deputies, responsible for state veterinary and sanitary control of objects of the state veterinary sanitary control and surveillance of respective state authorities.

6. Head of the authorized state body in the field of veterinary is eligible to assign a special name "Chief State Veterinary Sanitary Inspector of the Republic of Kazakhstan" to the head of the Agency.

Head of the Agency is eligible to assign a special name "Deputy Chief of the State Veterinary Sanitary Inspector of the Republic of Kazakhstan", and to the position of administrative officials of the territorial subdivisions of the Agency – a special name "chief of the state veterinary sanitary inspector" and "deputy chief of the state veterinary sanitary inspector."

Other officials of the Agency directly involved in the state veterinary sanitary control and surveillance are state veterinary and sanitary inspectors.

7. Chief state veterinary sanitary inspectors and their deputies have a seal with the name in official language, and standard forms.

### **3. Procedure of State Veterinary Sanitary Control and Surveillance in the Republic of Kazakhstan**

8. State veterinary sanitary control and surveillance in order to verify compliance with the requirements of the laws of the Republic of Kazakhstan, decree of the President of the Republic of Kazakhstan and government resolution in the field of veterinary is carried out:

1) at sites of internal trade;

2) at production facilities that grow animals, harvest (slaughter), store, process and sell animal products and raw materials of animal origin, as well as in organizations for the production, storage and selling of veterinary products, feed and feed additives;

3) physical and juridical persons carrying out business in the field of veterinary including licensed;

4) at republican state enterprises established to carry out the following functions, related to state monopoly:

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elimination of focuses of highly contagious animal diseases included into the list approved by the Government of the Republic of Kazakhstan;

disinfection of vehicles at the veterinary control posts;

withdrawal and destruction of animals with highly contagious animal diseases by decision of the state authorities;

storage of national stock of veterinary products;

7) State veterinary organizations were established by local authorities for carrying out the following functions:

application of veterinary measures against highly contagious and enzootic animal diseases;

identification of agricultural animal;

services for artificial insemination;

transportation services (delivery), storage of veterinary drugs against highly contagious and enzootic animal diseases, as well as transportation (delivery) of products (drugs) and attributes for veterinary use for conducting identification of agricultural animal;

maintenance of animal burials (biothermal hole), slaughter sites built by local authorities of administrative-territorial units;

capture and destruction of stray dogs and cats;

other types of activities in the veterinary field that are not prohibited by the legislation of the Republic of Kazakhstan.

8) at border and customs posts (checkpoints across the state border of the Republic of Kazakhstan, which concedes with customs border of the Customs Union) when transporting (transferring) objects subject to state veterinary and sanitary control and surveillance of transferred (transported) objects though the state border of the Republic of Kazakhstan, which concedes with customs border of the Customs Union;

9) upon transportation (moving), loading, unloading of transported objects subject to state veterinary and sanitary control;

10) on all types of vehicles, of all types of packaging, packaging materials, which can be factors of transmission of animal diseases;

11) on livestock paths, routes, areas of pasture and watering of animals, involving the transportation (travel) routes;

12) in the territories, in the production premises and the activities of physical and juridical persons that are growing, storing, processing, or sailing and using transported regulated objects subject to state veterinary and sanitary control, as well as working in the field of veterinary;

13) over compliance of zoo-hygienic and veterinary (veterinary sanitary) requirements upon placement, construction, reconstruction and commissioning of animal burial (biothermal holes), subject to state veterinary and sanitary control and surveillance, related to keeping, breeding, use, production, manufacture (slaughter), storage, processing and selling, as well as during transportation (movement) of objects subject to state veterinary and sanitary control and surveillance of transferred (transported) objects;

14) in subdivisions of local authorized bodies, working in the field of veterinary.

9. State veterinary and sanitary control of objects specified in paragraph 8 of this Resolution is carried out by state veterinary and sanitary inspectors of those territories in the form of inspection and other forms, including consideration of accompanying veterinary documents.

10. Inspection shall be done according to the Law of the Republic of Kazakhstan of 6 January 2011 "On State Control and Surveillance of the Republic of Kazakhstan." Other forms of state control and surveillance are carried out in accordance with the Law of the Republic of Kazakhstan of 10 June 2002 "On Veterinary."

State veterinary and sanitary control and surveillance on vehicle checkpoints of state border of the Republic of Kazakhstan, which coincides with the customs border of the Customs Union, is carried out by state veterinary and sanitary inspectors seconded to the customs authority of the Republic of Kazakhstan.

State veterinary and sanitary control and surveillance on objects of internal trade in establishments carrying production, manufacture (slaughter), storage, use, processing and selling animals, products and raw materials of animal origin, on border and customs posts (checkpoints across the state border of the Republic of Kazakhstan which coincides with the customs border of the Customs Union) during transportation (movement) of objects subject to state veterinary and sanitary control and surveillance of transferred (transported) objects across the state border of the Republic of Kazakhstan which coincides with the customs border of the Customs Union, as well as in quarantine areas and points unfavorable with regard to highly contagious animal and birds diseases for compliance with the requirements of the laws of the Republic of Kazakhstan, decrees of President of the Republic of Kazakhstan and government resolutions of the Republic of Kazakhstan in the field of veterinary to prevent outbreaks of contagious animal diseases and ensuring animal health safety of products and raw materials of animal origin and protection of the Republic of Kazakhstan from entry and spread of highly contagious and exotic animal diseases is carried out daily.

11. Inspections for compliance with legislation of the Republic of Kazakhstan in the field of veterinary activities of physical and juridical persons engaged in the field of veterinary by the decision of the Agency and its territorial subdivisions, heads of veterinary subdivisions of state authorities, which keep and use animals.

12. In accordance with the result of inspection for compliance with the legislation of the Republic of Kazakhstan, decrees of the President of the Republic of Kazakhstan and resolutions of the Government of Kazakhstan in the field of veterinary, state veterinary and sanitary inspector draws up inspection report.

13. According to the results of other forms of state veterinary and sanitary control objects of veterinary and sanitary control and surveillance in case of established violation of requirements of the laws of the Republic of Kazakhstan, decrees of the President of the Republic of Kazakhstan and resolutions of the Government of the Republic of Kazakhstan in the field of veterinary, inspecting state veterinary sanitary inspector, depending on the identified violations of requirements of the laws of the Republic of Kazakhstan and the resolutions of the Government of the Republic of Kazakhstan draw up the order, decree on withdrawal of animals, products and raw materials of animal origin highly hazardous for health of animals and human, but without administrative liability, with mandatory explanation of procedures for addressing the inconsistency to private entrepreneurs.

14. In case of violation of the requirements of laws of the Republic of Kazakhstan, decrees of the President of the Republic of Kazakhstan and resolutions of the Government of the Republic of Kazakhstan in the field of veterinary, inspecting state veterinary sanitary inspector upon the result of inspection draws up an order, decree on imposition of administrative penalty, depending on the nature of the violations within its competence.

15. If upon completion of inspection any violations have not been detected, a relevant note shall be made in the inspection report by inspecting state veterinary sanitary inspectors.

16. Necessary copies of documents and other materials obtained during the inspection are attached to the inspection report.

17. The inspection report shall be prepared in accordance with the Law of the Republic of Kazakhstan of 6 January 2011 "On state control and surveillance of the Republic of Kazakhstan"

The inspection report shall be made in three (in case of violation of the Law of the Republic of Kazakhstan, decree of the President of the Republic of Kazakhstan and the resolution of the Government of the Republic of Kazakhstan in the field of veterinary - four) copies and signed by state veterinary and sanitary inspector of the territory, that carried out the inspection.

The inspecting state veterinary and sanitary inspector shall submit the first copy of the inspection report to state authority that carries out, within its competence, the statistical work in the field of legal statistics and special accounts, and to its regional offices, the second copy is submitted to the person that is being inspected upon signature, the third is remained with an inspecting state veterinary and sanitary inspector, and the fourth is submitted to state veterinary



22. State veterinary and sanitary inspectors carrying out state veterinary sanitary control and surveillance in the Republic of Kazakhstan shall:

- 1) strictly comply with the legislation of the Republic of Kazakhstan in the field of veterinary, food safety
- 2) organize and carry out state veterinary and sanitary control and surveillance in the territory of the administrative-territorial unit, including veterinary control posts;
- 3) use their powers for timely prevention, detection, suppression and elimination of violations of the legislation of the Republic of Kazakhstan in the field of veterinary, food safety in accordance with the Regulation;
- 4) not disclose information of service or other, at the state veterinary and sanitary control and surveillance;

Republic of Kazakhstan which coincides with customs border of the Customs Union), equipped with necessary equipment and devices, performing veterinary and sanitary control and surveillance of objects transferred (transported);

3) permission - number issued by the Agency of the authorized body for objects transferred (transported) upon their exportation, importation, transit, registered in the register, subsequently contained in veterinary accompanying documents (veterinary certificate) is the basis for issuing veterinary certificate;

4) extract from the register - a written notice issued by the agency of the authorized body on issuance of the permission for importation, exportation, transit of objects transferred (transported), including permission number and information on the object transferred (transported);

5) register - information base of agency of authorized body containing information about objects transferred(transported) and permission number issued for the importation, exportation, and transit;

6) transferred (transported) objects subject to state veterinary and sanitary control and surveillance (hereinafter - transferred (transported) objects) - animals, germ and somatic cells of animals, strains of animal diseases, products and raw materials of animal origin, veterinary products, animal feed and feed additives, pathological material or samples taken from them, samples of water, air, soil, plants, products, and attributes of the veterinary and zootechnical purposes, and used for packaging and transportation of all kinds of containers and vehicles carrying such transferred (transported)objects/

3. The Rules apply to transferred (transported) objects moving across the state border of the Republic of Kazakhstan which coincides with customs border of the Customs Union

4. Objects transferred (transported) across the state border of the Republic of Kazakhstan which coincides with customs border of the Customs Union shall be subject to mandatory state veterinary and sanitary control and surveillance.

5. For conducting state veterinary and sanitary control and surveillance in order to prevent entry into and spread of contagious and exotic animal diseases into the territory of the Republic of Kazakhstan from other countries the authorized body at the border and customs posts (checkpoints across the state border which coincides with customs border of the Customs Union) organizes veterinary control posts (hereinafter - VCP).

The state veterinary and sanitary control and surveillance of the VCP is carried out by the state veterinary sanitary agency inspectors of the Agency of authorized body carrying out the state veterinary and sanitary control and surveillance.

6. State veterinary and sanitary control and surveillance at checkpoints for vehicles moving across the state border of the Republic of Kazakhstan which coincides with customs border of the Customs Union is conducted in accordance with instructions for interaction and coordination between regulatory authorities at the checkpoints of the State Border of the Republic of Kazakhstan which coincides with customs border of the Customs Union approved by joint order of the authorized bodies that conduct control functions.

7. The state veterinary and sanitary inspectors at VCP in the performo  
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9. Document control includes checks for:

- 1) availability of an accompanying veterinary documents for objects transferred (transported) (veterinary certificate);
- 2) correct (full) filling of veterinary certificate;
- 3) availability of signatures and stamps of the competent authority of the exporting country;
- 3) availability of information in the veterinary certificate confirming the compliance of objects transferred (transported) with veterinary and sanitary requirements of the exporting or the importing country established by legislation in the field of veterinary;
- 4) compliance of information on objects transferred (transported) and permission number for import, export, transit with data of extracts from the register.

10. Inspection (examination) of object transferred (transported) includes:

- 1) verification of compliance of name of object transferred (transported), its weight (volume), total amount of data labeling and information of veterinary certificate;
- 2) verification of compliance with veterinary (veterinary sanitary) requirements for the vehicle;
- 3) verification of compliance with veterinary (veterinary sanitary) requirements and conditions for transport of object transferred (transported);
- 4) veterinary inspection of object transferred (transported) (compliance with requirements of transportation), and when transporting live animals (if necessary) a thermometry, measurement of heart rate and respiration.

11. Sampling for laboratory tests is carried out upon detection of:

- 1) changes in clinical condition of the animal and their subsequent isolation. Samples of blood, saliva, nasal emanations, mucus, droppings are carried out to avoid highly contagious animal diseases;
- 2) death of animals (selection of pathological material) in order to establish the diagnosis;
- 3) signs of defrosting, damage, violation of integrity of packaging, labeling, presence of any foreign smell, stains of objects transferred (transported).

Selected materials are sent to the nearest veterinary laboratory with the accompanying documents for research.

12. The state veterinary and sanitary inspectors of veterinary control posts on the basis of state veterinary sanitary control and surveillance in moving of objects transferred (transported) take one of the following decisions:

- 1) Permission to entry the country
- 2) Prohibition of import
- 3) Temporary suspension of import.

13. Importation to the country is carried out upon determination of compliance of the accompanying veterinary documents and transferred (transported) object with veterinary (veterinary sanitary) requirements.

State veterinary sanitary inspector makes a stamp "import permitted" on the accompanying veterinary documents for the object transferred (transported)

Transferred (transported) object is freely sent to destination with its subsequent registration at the destination and, if necessary, validation of its safety (sampling and laboratory tests).

14. Import prohibition of transferred (transported) object is carried out in case of the following:

- 1) inconsistency of transferred (transported) object with veterinary (veterinary sanitary) requirements;



- 2) absence of accompanying veterinary documents, permits issued by the Agency of the authorized body;
- 3) absence of complete information in the accompanying veterinary documents on compliance of the transferred (transported) object with veterinary (veterinary sanitary) requirements;
- 4) change (deterioration) of the epizootic situation in producer country or the country of origin of transferred (transported) object;
- 5) imported, exported volume (quantity) of transferred (transported) object exceeds the volume (quantity) of object specified in the accompanying veterinary documents.

Veterinary and sanitary inspector of veterinary control post stamps "import is prohibited." in the accompanying veterinary documents of transferred (transported) objects

Owner of transferred (transported) object that was prohibited for import provides its export from the customs territory of the border points, or destruction (utilization) in case of a risk of entry of highly contagious disease.

15. Temporary suspension of import of transferred (transported) object is accepted in case of the following:

- 1) sampling of transferred (transported) object is carried out and samples are sent to a veterinary laboratory in order to avoid entry of highly contagious diseases;
- 2) need to clarify (confirm) data of accompanying veterinary documents and permits for the import, export of transferred (transported) object;
- 3) change of the crossing point of transferred (transported) object (pending the issuance of a new permit).

16. Suspended transferred (transported) object is stored at temporary storage and/or detention centers before clarification and/or getting results of laboratory tests.

Upon confirmation of safety of transferred (transported) object based on the results of laboratory tests, access to the country is permitted.

In case of detection of highly contagious disease based on the results of laboratory tests import is prohibited with following destruction.

In determining inconsistency of transferred (transported) object with safety requirements import is permitted for utilization.

Utilization of transferred (transported) object and/or destruction of the contagious transferred (transported) object is carried out in accordance with the Rules for Utilization and Destruction of Food Products Dangerous to Life and Health of Humans and Animals, and Environment, approved by the Government Resolution of the Republic of Kazakhstan 140 of 15 February 2008.

17. Upon importation of transferred (transported) object at the final point of its destination sampling and veterinary and sanitary inspection are carried out.

18. State veterinary and sanitary inspectors of VCP by the results of the state veterinary - sanitary control and surveillance shall make notes in registration book recording the export, import, transit of transferred (transported) objects.

19. State veterinary and sanitary inspectors of VCP report to the territorial subdivision of the Agency of authorized body in the service area of which it is located, about crossing of transferred (transported) object through the state border of the Republic of Kazakhstan which coincides with customs border of the Customs Union, including the final point of its final destination – upon import, point of its origin - upon export, about the route, stops, overload, places of feeding (drinking) animals, the conditions of transportation (hauls) - upon transit.

20. In case of crossing the state border into the territory of the Republic of Kazakhstan which coincides with customs border of the Customs Union of neglected animals, state veterinary and sanitary inspectors of VCP transmit mentioned animals to subdivisions of the agency of authorized body located at the respective border territories for putting them in quarantine before

a decision on its further use is made in the manner prescribed by the legislation of the Republic of Kazakhstan in the field of veterinary.

Approved  
by the Government Resolution of  
the Republic of Kazakhstan  
N 407 of 28 April 2003

**Rules of  
Organization of Veterinary Control Points at the Border and Customs Points (Checkpoints  
Across the State Border of the Republic of Kazakhstan, which Coincides with Customs  
Border of the Customs Union Except for Vehicle Checkpoints )**

- 1) The Rules of Organization of Veterinary Control Points at the Border and Customs Points (Checkpoints Across the State Border of the Republic of Kazakhstan, which Coincides with Customs Border of the Customs Union, Except for Vehicle Checkpoints) are developed in accordance with paragraph 4 of Article 20 of the Law of the Republic of Kazakhstan «On Veterinary» of 10 July 2002.
- 2) For conducting state veterinary and sanitary control and surveillance in order to prevent entry and spread of contagious and exotic animal diseases into the territory of the Republic of Kazakhstan from other countries, authorized state body in the field of veterinary at border and customs points (checkpoints across the state border of the Republic of Kazakhstan, which coincides with customs border of the Customs Union except vehicle checkpoints) organizes veterinary control posts (hereinafter - posts).
- 3) Posts are necessarily organized at border and customs checkpoints where transferred (transported) objects subject to state veterinary and sanitary control are transferred. In determining highly contagious animal diseases in the territory of neighboring states disinfection of vehicles is organized at checkpoints on time and in accordance with the legislation in the field of veterinary.
4. Posts are subdivisions of the agency of the authorized body in the field of veterinary.
5. Post operates in mode set for the checkpoint on the state border of the Republic of Kazakhstan which coincides with the customs border of the Customs Union and staffed by the necessary number of state veterinary sanitary inspectors.
6. The state veterinary sanitary inspector of positions are guided by normative legal acts of the Republic of Kazakhstan in the field of veterinary.
7. Interaction with other state regulatory authorities at border and customs checkpoints is carried out in accordance with legislation of the Republic of Kazakhstan.