

**DECISION OF THE EURASEC INTERSTATE COUNCIL NO. 321 "ON
RECOMMENDATIONS ON MODEL STRUCTURE OF TECHNICAL REGULATION
OF THE EURASIAN ECONOMIC COMMUNITY " OF 27.10.2006**

DECISION

The Interstate Council of the Eurasian Economic Community (at the highest level) decided to:

Approve the Recommendation on Model Structure of Technical Regulations of the Eurasian Economic Community (attached).

Members of the EurAsEC Interstate Council:

On behalf of
the Republic of Belarus

On behalf of
the Republic of Kazakhstan

On behalf of
Kyrgyz Republic

APPROVED

by the Decision of the EurAsEC Interstate Council
N 321 of 27 October 2006

RECOMMENDATIONS ON MODEL STRUCTURE OF TECHNICAL REGULATIONS OF
THE EURASIAN ECONOMIC COMMUNITY

1. Technical regulations can include the following structural elements:

- introduction;
- scope of application;
- definitions;
- rules for circulation on the market or commissioning;
- safety requirements;
- conformity confirmation;
- labeling by common mark of circulation of products on the market;
- disclaimer statement;
- final provisions;
- annexes.

2. The "Introduction" structural element contains general data on technical regulation, its development, information on harmonization at international and regional levels, interrelation with other EurAsEC technical regulations.

3. The "scope of application" structural element provides for the scope of technical regulation and specifies the objects of technical regulation, if necessary.

It contains characteristics identifying objects of technical regulation, towards which safety requirements are established.

The list of objects of technical regulation covered (not covered) by this technical regulation, shall be included in reasonable cases necessary, hazardous factors that characterize the object of technical regulation shall be clarified.

It also provides the objectives of technical regulation aimed at protection of human life and health, property and environment, as well as prevention of actions misleading consumers (users) of products.

The structural element also provides for information on coverage by technical regulations of products which are subject to circulation on the market or their commissioning (new, not previously being in operation, respectively of country of origin; being under operation during its modernization; previously being in operation imported from other countries).

In case of substantive amount, the list of objects of technical regulation covered (not covered) by this technical regulation shall be provided (filed) in the "Annexes" structural element.

4. The "Definitions" structural element provides for the terms with the relevant definitions intended for clear and consistent understanding of the text of technical regulation.

Terminological articles are arranged in accordance with the determined references between the concepts expressed by terms, in sequence "from general to specific" and (or) "from determining – to determined "(if possible to identify these references).

In other cases, the terminological articles are recommended to be arranged in alphabetical order.

5. The "Rules for circulation on the market or commissioning " structural element establishes provisions under which products covered by technical regulation shall be placed on the market or commissioned (for payment or free of charge) if they meet the requirements of this technical regulation and other EurAsEC technical regulations applicable to these products, and provides for the rules (conditions) for application of a common mark of circulation of product on the market.

6. The "Safety requirements " structural element includes safety requirements for object of technical regulation.

Depending on wording of safety requirements, technical regulations are conventionally divided into the following types:

- Technical regulations that contain specific safety requirements;
- Technical regulations that contain essential safety requirements.

Technical regulations that contain essential safety requirements based on the results of risk analysis, provides for hazardous factors specific for object of technical regulation. Such regulations, as a rule, do not contain quantified requirements.

Technical regulation shall not contain requirements for construction of object of technical

Technical regulation can also include requirements for symbols, packaging, marking or labeling of the products or can entirely deal with these issues.

10. The "Final Provisions" structural element determines the period of time, during which Member States have to enact technical regulation in accordance with their national legislation, and to repeal national technical regulations adopted prior to they into force of the EurAsEC technical regulations for relevant objects of technical regulation.

11. The "Annexes" structural element (if necessary) contains the list of objects of technical regulation covered (not covered) by this technical regulation; safety requirements (in case of their substantive amount); the list of hazardous substances (in case of their substantive amount), list of international and (or) interstate standards, application of which ensures the compliance with the requirements of technical regulation.