

RESOLUTION
of the Council of Ministers of the Republic of Belarus
of April 28, 2005, No. 434

On Some Issues of Providing Information for Consumers about Food Raw Materials and Foodstuffs

(as amended by the Council of Ministers Resolutions of 02.08.2006, N 990, 29.05.2008, N 767, 11.07.2012, N 635, 12.01.2017, N 22)

In accordance with Article 10 of the Law of the Republic of Belarus, June 29, 2003 "On Quality and Safety of Food Raw Materials and Foodstuffs for Human Life and Health" in order to inform consumers about the genetically modified constituents (components) and nutritional supplements in food raw materials and foodstuffs the Council of Ministers of the Republic of Belarus RESOLVES:

1. To prescribe that:

1.1. Legal Entities and Individuals, including Individual Entrepreneurs, engaged in the production and trade rotation of food raw materials and foodstuffs derived with use of genetically modified constituents (components), nutritional supplements:

1.1.1. Shall indicate information on each item of consumer packaging (label, tag, back label) or other information carrier as follows:

that food raw materials and foodstuffs are genetically modified, or they contain genetically modified ingredients (components);

that food raw materials and foodstuffs contain nutritional supplements (in comparison (correlation) of this information with the required normative documents);

Note: Responsibility for the illegal use of genetically modified constituents (components), failure to provide or providing false information about such constituents (components) is provided for in Article 12.46 of the Code of Administrative Offenses of the Republic of Belarus.

1.1.2. Shall submit the documents certifying the quality and safety of food raw materials and foodstuffs that contain information about the presence of genetically modified constituents (components) and nutritional supplements in them (the originals of the certificate of the state hygienic registration and (or) a certificate of conformity or copies thereof, legalized in the prescribed manner, or any information referred to those support documents confirming receipt of the goods) at the request

of the bodies exercising state control and supervision of quality and safety of food raw materials and foodstuffs, as well as at consumer request;

(as amended by the Council of Ministers Resolution of 11.07.2012 No. 635)

1.2. The presence of these genetically modified constituents (components) and nutritional supplements is under monitoring during the state hygienic regulation and registration, and mandatory certification of food raw materials and foodstuffs;

(as amended by the Council of Ministers Resolution of 11.07.2012 No. 635)

1.3. Production and trade rotation of baby food made with use of genetically modified constituents (components) is prohibited;

(Sub-point 1.4 of the paragraph 1 entered into force on May 1, 2005 (point 4 of this regulation)).

1.4. Trade rotation of food raw materials and foodstuffs produced with use of genetically modified constituents (components) and nutritional supplements, when there are no information and documents, provided in the sub-point 1.1. of the given paragraph, is prohibited;

1.5. Certificate of the state hygienic registration and conformity certificates issued for food raw materials and foodstuffs prior to entering into force of this Regulation shall be valid until their expiry date;

(as amended by the Council of Ministers Resolution of 11.07.2012 No. 635)

1.6. Information in regard to Legal Entities and Individual Entrepreneurs engaged in the production and rotation of food raw materials and foodstuffs, except for retail trade (hereinafter – Producers and Suppliers), which have not fulfilled the requirements of this paragraph, shall be included in the Register of unfair producers and suppliers (Black List) producing and selling food raw materials and foodstuffs that are genetically modified or contain genetically modified ingredients (components) in violation of the statutory requirements to inform consumers (hereinafter - register), maintained by the Ministry of Antimonopoly, Regulation and Trade.

(as amended by the Council of Ministers Resolution of 12.01.2017 No. 22)

2. Ministry of Health and the State Committee for Standardization:
(as amended by the Council of Ministers Resolution of 02.08.2006, No.990)

Sub-point 2.1. of the paragraph 2 entered into force on May 1, 2005 (point 4 of the given document).

2.1. Prior to July 1, 2005 shall develop and approve a list of food raw materials and foodstuffs to be monitored for the presence of genetically modified constituents (components);

2.2. Shall provide, within its competence, control and supervision over the reliability of information on the presence of genetically modified constituents (components) and nutritional supplements submitted by Legal Entities and individuals, including Individual Entrepreneurs engaged in the production and trade rotation of food raw materials and foodstuffs.

Point 3 entered into force on May 1, 2005 (paragraph 4 of the given document).

3. The State Committee for Standardization:

(As amended by the Council of Ministers' Resolution of 02.08.2006, No. 990)

3.1. Prior to September 15 shall carry out accreditation of test laboratories to determine the presence of genetically modified constituents (components) in food raw materials and foodstuffs and make a list of these laboratories;

3.2. Together with the concerned national bodies of state administration before September 1, 2005 shall submit proposals in the prescribed manner to the Council of Ministers on amendments to the Code of Administrative Offences of establishing the liability of Legal Entities and individuals, including Individual Entrepreneurs, for providing false information to consumers about the food raw materials and foodstuffs derived from genetically modified constituents (components) and nutritional supplements, as well as the production and trade rotation in Belarus of baby food made with use of genetically modified constituents (components).

3-1. The State Committee for Standardization, the Ministry of Health, the Ministry of Agriculture and Food provide the information specified in sub-point 1.6 of paragraph 1 of this Resolution, to the register as prescribed by the Ministry of Antimonopoly, Regulation and Trade.

(The paragraph 3.1 entered into force by the Resolution of the Council of Ministers of 29.05.2008, No. 767; as amended by the Council of Ministers Resolution of 12.01.2017 No. 22)

4. The given Resolution shall entered into force in 6 months from the date of its promulgation, except for sub-point 1.4 of the paragraph 1, sub-point 2.1 of the paragraph 2, paragraph 3, which have to enter into force on May 1, 2005.

The Prime Minister of the Republic of Belarus

S. SIDORSKY