

**MINISTRY OF AGRICULTURE AND WATER RESOURCES
OF KYRGYZ REPUBLIC**

**REPUBLICAN COMMISSION ON TESTING AND REGISTRATION OF
CHEMICAL, BIOLOGICAL PROTECTION MEANS, FERROMONS AND
GROWTH REGULATORS OF AGRICULTURAL PLANTS AND FOREST
PLANTATIONS (COMMISSION)**

**REGULATIONS
ON REGISTRATION TESTS AND REGISTRATION OF
PESTICIDS IN KYRGYZ REPUBLIC**

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APPROVED:

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and registration of chemical protection
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A G R E E D:

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PREFACE

This document establishes regulations regarding registration tests and registration of pesticides in the Kyrgyz Republic, regulates their implementation procedure, volume and nature of the required information and is a basic document for pesticides developers, registrators, also for research and other organizations involved into the system of registration tests.

PARAGRAPH 1. Terms and Definitions

Pesticid - a chemical substance, combination, their mixtures, microbiological preparation, aimed at: destruction and (or) regulation of any harmful organism numbers, causing damage in the production process, processing, storage, transportation of vegetable production; use in synanthropic harmful organisms and animal parasites; use as feromons, plant growth regulators, defoliant, desiccants.

Effective substance - a biologically active part of a pesticide keeping in a preparation form.

Prohibited pesticide - a pesticide for which all the registered ways of use are prohibited by the decision of the Commission Council, regulations of the State Supervision Organs or all the application for registration have been declined.

Combined pesticide - a pesticide containing two or more effective substances.

Pesticid of Limited Use - a pesticide for which some ways of use are allowed.

Generally accepted name - an item, given upon an effective substance of a pesticide by the International Standardization Organization or accepted by national standardization organs for use as a generic (group) or particular (only for specific effective substance) name.

Danger- possibility of unfavourable influence upon a human being and environment.

Distinctive (trade) name under which the pesticide is labeled, registered and advertised by a manufacturer and which if it is protected by national laws, may be used exclusively by its manufacturer to make the product more distinctive than other pesticides containing the same effective substance.

Re-registration - a repeated registration after expiry of the validity of the registration certificate.

Registrant (Applicant) - a juridical or natural person applying for pesticide registration.

Registration - a procedure due to its results a specially authorised body on testing and registration issues a permit on production, import, trade, use and advertisement of the pesticide.

Registration tests of pesticides - regulated system for studying biological effectiveness, danger for a human being and environment, research and practical evaluation in different branches of national economy.

Order of use - rules establishing compulsory requirements for pesticides terms and order of use.

Risk - probability degree of pesticide danger realization in specific conditions of its use.

PARAGRAPH 2

A Republican Commission on testing and registration of chemical, biological protection means, feromons and growth regulators of agricultural plants and forest plantations (hereinafter Commission), established in accordance with the Governmental Regulation of the Kyrgyz Republic is considered to be an independent structural subdivision at the Plant Chemization and Protection of the Ministry of Agriculture and Water Resources.

With the veiw to adjust the order of pesticides and other preparations use in the Kyrgyz Republic, the Commission will:

- organize research and test of biological, toxicological, hygienic and ecological orders of plants' protection means use, being safe for people's health and environment;
- determine a long-term range of pesticides and other preparation for registration and expansion of the sphere of their use;
- make a state registration of preparations and in accordance with the Ministry of Agriculture and Water Resources, Ministry of Public Health, Ministry of Environment Protection, State Forestry Agency and Inspection on Standardization and Metrology of the Kyrgyz Republic will approve a list of pesticides, biological means, feromons and growth regulators of agricultural plants and forest plantations, allowed for use in agriculture and forestry of the Kyrgyz Republic and a list of chemical and biological preparations for the sale to the population with the orders of use, being compulsory for all natural users not depending on the types of property and also other methodical and nomative materials;
- make changes in the list of allowed pesticides and other means, technology of their use depending on ecological situation in the regions where these means and new data due to research results are used;
- make decisions on cease of the registration and use of preparations in case if there has been revealed a negative influence upon people's health and environment, obtained new data on danger of preparations unknown before or not declared by an applicant before the registration;

The Applicant will bear responsibility for uncertainty of information on influence of the preparation upon human being's health and environment in accordance with the active legislation of the Kyrgyz Republic;

- in accordance with Ministries, State Committees and other Central Executive Organs of the Kyrgyz Republic concerned approve a united methodical instructions, provisions for conducting registration tests and registration;
- determine programmes and executors for research works on the competition basis. An executor will bear an overall responsibility for certainty of research results submitted;
- register the preparations for the term of not more than 5 years. On the expiry of the term in the established order there will be made their re-registration adjusted for a new information on their features and effectiveness accumulated for this period;
- agree the demonstration tests of the new registered plants' protection means and technology of their use with firm-manufacturers and organizations;
- allow the research institutions and other organizations to obtain samples of pesticides and chemical standards of effective substances, incoming gratis from applicants to conduct research works.
- conclude agreements with applicants and executors to conduct and finance tests;
- receive the fees from applicants for registration of pesticides at the rates approved by the Ministry of Agriculture and Water Resources;
- provide paid information and legal services on the contractual basis;
- means received from registration and paid services are assigned for compulsory payments in the established legal order, activities of the Commission to be carried out, payments to independent experts, printing of the lists of registered preparations and special literature, specialists' training, conducting and participation in the international functions on preparations' production and registration;
- be entitled to control organizations and consumer producers of different types of property for the purpose of their conducting registration, demonstration tests of pesticides and other preparations;
- organize and take part in seminars, workshops, conferences, connected with the order of pesticides' use, other pesticides, other preparations, if necessary enter ministries, state committees and other central executive organs of the Kyrgyz Republic concerned with proposals to solve issues;
- print reference books, booklets, other special literature covering issues on plants' protection and orders of preparations' use.

The Commission will be obliged:

- to provide ministries, state committees and other central executive organs of the Kyrgyz Republic concerned with information which is considered to be compulsory for

execution on changes in registration of preparations not less than once a year with the view to prevent import and use of prohibited ones, being dangerous for people's health and environment, and other preparations;

- to carry out propaganda of rational and safety methods to use pesticides and other preparations;
- to inform applicants timely on changes in the order of registration and tests;
- in case of violating the registration tests order to terminate the agreement and demand the reimbursement of expenses.

PARAGRAPH 3. Registration

3.1. There will be registered pesticides provided with complete documentation according to the requirements of the Application (ref. Appendices) and in accordance with the order stipulated by the Provision. For uncertainty of the information on influence of the preparation upon the human being's health and environment the Registrant will bear property accountability in accordance with the active legislation of the Kyrgyz Republic.

3.2. The pesticides will be registered on the basis of the recommendations of the research and other organizations attested by the Commission due to the test results.

3.3. A registered pesticide will be awarded a registration number, the Registrant will be given a Registration Certificate of the established form. The number of registration and date of re-registration is fixed in the special catalogue and specified in the "List of chemical and biological control measures with pests, plants' diseases and weeds, plant growth regulators and feromons, allowed for use in agriculture and farming enterprises, including forestry and municipal economy of the Kyrgyz Republic".

3.4. There will be prohibited an advertisement of non-registered pesticide and also orders of its use not corresponding to the "List".

3.5. Registration may be limited or stopped prior to the five-year term if new data on the danger of pesticides unknown before, changes in the recipe or technology of pesticide manufacture are received. In spite of this information on the pesticide ban is stated in annual supplements to the "List".

3.6. Stoppage of the registration will be conducted at the Council of the Commission in accordance with the Ministry of Public Health, Ministry of Environment Protection of the Kyrgyz Republic.

3.7. Negative information submitted to the Commission and not supported by the test results will be not taken into consideration at registration or re-registration.

3.8. In some cases a pesticide may be awarded a status of "temporal registration" with an expiry term of one or two years. In the first temporal registration there should be presented data required for permanent registration of a pesticide.

Preparations' information on which at the moment of registration can not be presented in total, but toxicological and hygienic features and a sphere of use give an opportunity to consider the risk of danger to be insufficient, may be registered for the term of from 4 months till 2 years.

3.9. It will be decided to use the pesticide having a temporal registration on the area not exceeding:

- 15 % of the land under cultivation for each territory (region, oblast) - for cereals, corn for grain, sugar beet;
- 12 % of the land under cultivation for each territory (region, oblast) for legumes, sunflower, fodder crops, soy-beans and melons, fruit-berry cultures, bare fallow;
- 10 % of the land under cultivation for each region, oblast - for rice, flax, potato, vineyard;
- 10000 ha from the land under cultivation on the total territory of the Kyrgyz Republic - for all the rest cultures.

3.10. Temporal registration will be ceased when one or two years expire due to the lack of necessary data for permanent registration. However, if the number of experimental data obtained is insufficient and it is necessary to conduct additional research, then temporal registration may be prolonged for a period not exceeding one year at the request of the recommended institution. It is necessary to obtain opinion of the agencies concerned.

3.11. If a decision on registration of pesticides is positive including temporal one, the Registrant will pay financial contribution.

3.12. A registration process includes the following main stages:

- an expertise of registrant's application prepared in accordance with the Provision;
- registration tests (laying down of biological orders of pesticide use, hygienic and sanitary norms and rules, ecological evaluation of orders of use);
- preparation of materials for pesticide registration.

PARAGRAPH 4. Registration Tests

4.1. The aim of pesticide registration tests is to work out and test the orders of use providing effectiveness and safety for people's health and environment;

4.2. A compulsory condition of registration tests is to include a pesticide into the test schedule. The test schedule is developed by the working apparatus of the Commission till 15.04. The term of the Application's presentation for registration is 31.12.

4.3. The Registrant (Applicant) of a pesticide is obliged to conclude an agreement on the basis of the price-list of research and other types of work. Funds in amount of 20% of RW price are for reimbursement of Commission's expenses, the agreement is registered in the Commission.

4.4. Registration tests are conducted by research and other organizations determined by the Commission on the basis of the competition.

4.5. Tests are conducted according to the united methodical instructions.

4.6. Registration tests for the purpose of establishment of biological orders of use are conducted in zones of culture-growing taking into account the peculiarities of harmful objects. The Commission determines the number of zones included into the tests and the number of tests in each zone. Dynamics research of the residual quantities of pesticides is a subject of experiments on establishing biological orders of use in those zones where registration tests take place in accordance with "Methodical instructions for registration tests to be conducted".

4.7. The production received after tests is destroyed or admitted to be used in the presence of data on the lack of pesticides and permit of state sanitary and epidemiological organs.

4.8. Tests of new effective substances not having CIS registration and not including into the International register last 24-35 months (two-three complete vegetative periods) and at expanding the sphere of use - 12-24 months (one-two complete vegetative periods).

4.9. Tests of analogues, pesticides with changed preparation forms, percentage of an effective substance or trade name or at renewing a producer are conducted according to the usual scheme during 1-24 months (one-two complete vegetative periods).

4.10. All combined pesticides are tested according to the usual scheme.

4.11. To conduct registration tests the Registrant is obliged to deliver a pilot lot of pesticides, analytical standards of effective substances, technical product and if necessary standards of metabolists. They are delivered to the place of tests by the Registrant at his/her expenses.

4.12. Demonstration tests may be conducted only with the registered pesticides and according to the order of use stipulated in the "List".

4.13. Control methods of pesticides are approved by the Commission except existing and introducing normative acts and documents of State Sanitary Supervision organs.

The residual quantities of pesticides in the production, percentage of the effective substance, correspondence and confirmation of hygienic norms of the declared preparation are determined by attested subdivisions of research and other organizations, organs of State Sanitary Supervision.

4.14. The Commission provides information and legal services gratis to the public health organs, Ministry of Environment Protection, National Academy of Sciences of the Kyrgyz Republic.

PARAGRAPH 5. Order and Passing Terms of Registration Materials

5.1. The Registrant submits an Application in two copies to the Commission to register an effective substance, preparation form, trade name of a pesticide, etc., in accordance with the Provision.

5.2. Within a 45-day period the Commission makes an award on completeness and correspondence of materials to the Requirements to Execute an Application or if necessary it hands over the documentation to experts attested by the Commission for additional study. The total term of the expertise of a preparation should not exceed three months.

5.3. If the materials do not contain data covering several points or they are insufficient the Commission shall inform the Registrant on it. To complete the expertise the Registrant should send missing materials in two copies to the Commission.

5.4. According to the results of the expertise the Commission includes the preparation into the official plan of registration tests.

5.5. At disrupting the terms the question on economic sanctions is solved in the established order and if necessary in the Arbitration Court, and on administrative responsibility - in the Ministry of Agriculture and Water Resources.

5.6. According to the results of tests research or other organizations make a report with recommendations and hand it over to the Commission. The Commission informs the Registrant on the adopted decision.

5.7. All the documents being available in research or other organizations including the results of registration tests are considered to be the property of the Registrant and not to be subject to be transferred to third parties if the other has not been stipulated by the agreement.

The above mentioned covers the employees of the institutions taking part in the registration process.

5.8. The term for considering the materials being ready for registration by the Commission is up to 4 months.

5.9. All the materials sent to the Commission by the Registrant should have a letter of transmittal.

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