

# LAW OF THE REPUBLIC OF ARMENIA

## On Substances that Deplete the Ozone Layer

Adopted 27.11.2006

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### CHAPTER 1 GENERAL PROVISIONS

#### **Article 1. Scope of the Law**

This law regulates the Republic of Armenia restrictions on the manufacture, import, export and transit of substances that deplete the ozone layer, and associated relations with the countries that have ratified the relevant treaties concluded under the Vienna Convention ,, on Ozone Layer Protection "and the Montreal Protocol ,, on Substances that Deplete the Ozone Layer ".

#### **Article 2. Legislation on Substances that Deplete the Ozone Layer**

In the Republic of Armenia? Rganicheniya on the manufacture, import, export and transit of substances that deplete the ozone layer, and associated relations are governed by the Customs Code of the Republic of Armenia, the Law of the Republic of Armenia ,, On Air Protection ", international treaties, this Law and other legal acts .

If mezhdunaronymi treaties of the Republic of Armenia establish norms other than those stipulated in this Law, the norms of international treaties.

#### **Article 3. The basic concepts used in this Law**

In this Act, the following basic concepts:

**Ozone layer** - *the* layer of atmospheric ozone above the planetary boundary layer;

**substances that deplete the ozone layer** - chemicals that have or can have an adverse effect on the ozone layer, in the pure state or in a mixture, in which the number of unit mass of pure substances that deplete the ozone is more than one per cent;

**country that is a party** - a country that has ratified the relevant international treaties concluded under the Vienna Convention ,, on Ozone Layer Protection "and the Montreal Protocol ,, on Substances that Deplete the Ozone Layer";

**a country which is not a party** - a country that has not ratified the relevant international treaties concluded under the Vienna Convention ,, on Ozone Layer Protection "and the Montreal Protocol ,, on Substances that Deplete the Ozone Layer";

**total quota** - the total number of allowed to be imported into the Republic of Armenia substances that deplete the ozone layer over the years;

**individual quota** - the number permitted to import substance (s) that deplete the ozone layer, for each importer per year;

**permission to supply** - a document provided by the applicant, to import, export, transit, import or export or transit of substances that deplete the ozone layer, ????? th permitted import or export or transit of these substances, if such a transaction meets the requirements of this Act ;

**applicant** - a legal and natural person to submit to the state authorized body application for permission for the delivery of the transaction to import or export or transit of substances that deplete the ozone layer;

**Application** - an application for the transaction to import or export or transit of substances that deplete the ozone layer, which contains the names of countries - importers, exporters or transit and data about the applicant and the name, amount subject to import or export or transit of substances that deplete the ozone layer, the timing execution of transactions on them.

### CHAPTER 2

#### Government regulation of the use of substances that deplete the Ozone Layer

#### **Article 4. Competence of the Government of the Republic of Armenia**

Competence of the Government of the Republic of Armenia in the use of substances that deplete the ozone layer is:

- 1) Approval of the list of substances that deplete the ozone layer;
- 2) establishment of general import quotas for substances that deplete the ozone layer;
- 3) the adoption of the procedure for establishing individual quotas on imports of substances that deplete the ozone layer;
- 4) approval of the procedure and form granting permission for the supply;
- 5) adoption of regulations related to the import, export and transit of substances that deplete the ozone layer;
- 6) ensure the implementation of policies in the use of substances that deplete the ozone layer.

**Article 5. Competence of the authorized state body**

Competent state authorized body in the use of substances that deplete the ozone layer is:

- 1) the development of regulations related to the import, export and transit of substances that deplete the ozone layer;
- 2) Taking into account the quantity of substances that deplete the ozone layer;
- 3) establishment of individual quotas on substances that deplete the ozone layer;
- 4) The provision on the basis of the applications of permits for the supply of substances that deplete the ozone layer;
- 5) policy development in the use of substances that deplete the ozone layer;
- 6) control the use of substances that deplete the ozone layer, in accordance with the law of the Republic of Armenia.

**CHAPTER 3**

**Principles and procedures for the use of substances that deplete the Ozone Layer**

**Article 6. Restrictions on the use of substances that deplete the ozone layer**

In the Republic of Armenia is prohibited:

- 1) production of substances that deplete the ozone layer;
- 2) imports from countries that are not parties, and exports to these countries of substances that deplete the ozone layer, as well as transit through the territory of the Republic of Armenia substances that deplete the ozone layer, if these substances were put out of the country is not a party or are delivered to the country which is not a party.

**Article 7. The principles and procedures for establishing common import quotas for substances that deplete the ozone layer**

1. General quotas on imports into the territory of the Republic of Armenia substances that deplete the ozone layer, set annually, but not in excess of the quota provided for the Republic of Armenia in accordance with international treaties.
2. General quotas on imports of substances that deplete the ozone layer, are set to the exhaustion of the quotas provided for the Republic of Armenia in accordance with international treaties.
3. The Government of the Republic of Armenia on the proposal of the state authorized body no later than 30 June of the previous year are set annually by the general import quotas for substances that deplete the ozone layer.

**Article 8. The procedure for establishing individual quotas on imports of substances that deplete the ozone layer**

1. If the proposal submitted to import more than one substance that destroys the ozone layer, their allowable number of one set of individual quotas - for individual substances.
2. Permission for the supply provided by the state authorized body to the applicant on the basis of individual quotas established for the import of substances that deplete the ozone layer.

Application for import of substances that deplete the ozone layer, is rejected on the grounds of the second part of Article 6 of this Act, and in the case of exhaustion of the individual quota granted to the importer in accordance with this Act, or the expiry of the permission.

3. The applicant shall have the right during the year at a time or in parts imported into the territory of the Republic of Armenia substances that deplete the ozone layer, in an amount not exceeding the established individual quotas, by written notice to the authorized state body for each period of import and the number of imported substances that deplete the ozone layer. In case of failure to notify the importer is liable in accordance with the law.
4. The applicant has received the right to supply up to 25 February next year is the authorized state body's annual report on the use of individual quotas on the import of substances that deplete the ozone layer.
5. For permission to supply substances that deplete the ozone layer, are charged (paid) state duty in the manner and amount

established by the Law of the Republic of Armenia „ On State Duty ”.

Delivery release substances that deplete the ozone layer, is provided to the applicant in the presence of receipt of state duty.

**Article 9. *The import, export and transit of substances that deplete the ozone layer***

1. The customs authorities shall allow the import, export and transit of substances that deplete the ozone layer, with the permission of the supply of prepared based on the approved by the Government of the Republic of Armenia and the form of order.

2. The customs authorities shall, within one month after the end of the implementation of this transaction are the authorized state body the information on the import, export and transit of substances that deplete the ozone layer, which includes:

- 1) data on the import, export or transit;
- 2) the number of substances that deplete the ozone layer, which already import, export, transit and moved during the transaction;
- 3) the names of the countries - exporters and importers.

**CHAPTER 4**

**ACCOUNTING Substances that Deplete the Ozone Layer**

**Article 10. *Procedure for registration of substances that deplete the ozone layer***

1. Registration shall be:

- 1) The total quota set for the import of substances that deplete the ozone layer on individual substances;
- 2) The application for the transaction on the import, export and transit of substances that deplete the ozone layer;
- 3) Individual quotas set on the import of substances that deplete the ozone layer, and their residual amount - on individual substances;
- 4) permits the supply of import, export and transit of substances that deplete the ozone layer;
- 5) annual reports on the use of individual quotas on the import of substances that deplete the ozone layer.

2. Taking into account the amount set forth in paragraphs 1-5 of this Section substances that deplete the ozone layer, and the accompanying documents made public by the authorized body, and accounting documents specified in paragraph 4, the customs authorities and in accordance with the procedure established by the Government of the Republic of Armenia.

**CHAPTER 5**

**FINAL PROVISIONS**

**Article 11. *Responsibility for violation of this Law***

Violators of the requirements established by this Act, shall be liable in accordance with the law of the Republic of Armenia.

**Article 12. *Entry into force of this Act***

This Act shall enter into force on the tenth day after its official publication.

**President of the Republic of Armenia                      Kocharian**

**18.12.2006  
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