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Memorandum of Understanding

between Directorate of Plant Protection, Quarantine and Storage of the
Ministry of Agriculture of the Republic of India and
Federal Service for Veterinary and Phytosanitary Surveillance of the
Russian Federation,
on phytosanitary regulation of mutual supplies of plant products

Directorate of Plant Protection, Quarantine and Storage of the Ministry of Agriculture of the Republic of India, on the one side, and Federal Service for Veterinary and Phytosanitary Surveillance of the Russian Federation, on the other side, hereinafter referred to as the "Sides":

RECALLING the International Plant Protection Convention (Rome, 1951, in the edition of 1997); and the Agreement between the Government of the Republic of India and the Government of the Russian Federation on cooperation in the field of plant quarantine and plant protection (Moscow, 1997);

RECALLING ALSO the provisions of legislations in the field of plant quarantine and protection of each Side;

HAVE REACHED the following understanding:

1. The Sides, having considered the requirements for the phytosanitary status of plants/plant products supplied from the territory of the Republic of India to the territory of the Russian Federation and from the territory of the Russian Federation to the territory of the Republic of India, as well as for the phytosanitary status of the means of conveyance and containers, packaging material, used for mentioned supplies, shall ensure the absence of the quarantine pests according to Plant quarantine (Regulations of import into India), Order 2003 and amendments to it in the commodities (products) (for the Republic of India) and the List of quarantine objects (plant pests, plant pathogenic organisms and plants (weeds)) (for the Russian Federation) in mutual supplies of the plants/plant products.
2. Means of conveyance and containers, packaging material, used for mentioned supplies, should be preliminarily disinfected/disinfested, cleaned of plant debris, which should be stated appropriately in the section "Additional declaration" of the phytosanitary certificate. In addition, the Sides shall ensure using only the packaging material, which does not contain vegetable fiber.
3. Plant products are allowed for import to the territory of each Side accompanied by the phytosanitary certificates, issued by the public officers, authorized for the purpose by their Governments, according to the lists provided by each Side.

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4. In case of non-observance of the requirements mentioned by one of the Sides, the other Side reserves the right to return, destruct or subject to disinfection/disinfestation the plants/plant products consignment with the obligatory notification to the other Side about the non-compliance.

5. Public officers, who committed violations of the international phytosanitary requirements and phytosanitary requirements of the Sides of mutual supplies of plants/plant products, shall be prohibited by the Side that committed the mentioned violation, from the issue of the phytosanitary certificates for the other Side.

6. If the results of the laboratory tests of the plants/plant products will not be authentic and will differ from the actual state of the consignment then the Sides shall reserve the right to refuse the acceptance of the phytosanitary certificates issued on basis of the laboratory tests and expertise carried out by the laboratories that violated the international phytosanitary requirements and phytosanitary requirements of the Sides.

7. Organizations, authorized to carry out the disinfection/disinfestation of plants/plant products, means of conveyance and containers, packaging material, used at mentioned supplies, that committed violations of the international phytosanitary requirements and phytosanitary requirements of the Sides at mutual supplies of plant products shall be prohibited by the Side committing the mentioned violation, from carrying out the disinfection/disinfestation of plants/plant products, means of conveyance and containers, packaging material used at supplies to the territory of the other Side.

8. Possibility for the laboratories and organizations carrying out disinfection/disinfestations, and for public officers issuing phytosanitary certificates, which were excluded from the list, to renew their activities, shall be considered by the Side that detected the aforementioned violations upon the receipt from the Side that committed these violations, results of official investigations and information about the measures taken for the elimination of the reasons for violations.

9. This Memorandum of Understanding will come into force from the date of its signing by the Indian and the Russian sides, whereupon the export of the plants/plant products from the Republic of India to the territory of the Russian Federation will be allowed. In future, trade in plant/plant products between the Republic of India and the Russian Federation will be undertaken on the basis of both Sides ensuring the observance of provisions of this Memorandum of Understanding.

In witness whereof, the undersigned acting within their areas of competence, have signed this MOU.

Done at New Delhi on 27.04.2009 in two originals each in English and Russian languages. In case of divergence in interpretation, the English text shall prevail.

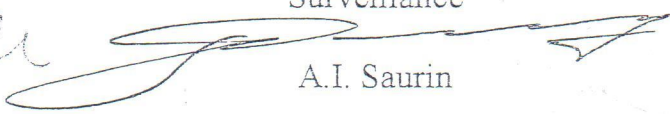
For the Indian side

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