

**FEDERAL LAW NO. 209-FZ OF DECEMBER 31, 2005 ON AMENDING THE FEDERAL LAW ON AMENDING THE FEDERAL LAW ON THE STATE REGULATION OF THE MANUFACTURE AND TURNOVER OF ETHYL ALCOHOL AND ALCOHOLIC AND SPIRITUOUS PRODUCTS AND ON INVALIDATING CERTAIN PROVISIONS OF THE FEDERAL LAW ON AMENDING THE FEDERAL LAW ON THE STATE REGULATION OF THE MANUFACTURE AND TURNOVER OF ETHYL ALCOHOL AND ALCOHOLIC AND SPIRITUOUS PRODUCTS**

**Adopted by the State Duma on December 23, 2005  
Approved by the Federation Council on December 27, 2005**

**Article 1**

To amend Federal Law No. 102-FZ of July 21, 2005 on Amending the Federal Law on the State Regulation of the Manufacture and Turnover of Ethyl Alcohol and Alcoholic and Spirituous Products and on Invalidating Certain Provisions of the Federal Law on Amending the Federal Law on the State Regulation of the Manufacture and Turnover of Ethyl Alcohol and Alcoholic and Spirituous Products (Sobraniye Zakonodatelstva Rossiyskoy Federatsii, 2005, No. 30, item 3113) as follows:

1) in Article 1:

a) in Item 3:

Subitem (j) shall be supplemented with the words ", shall be supplemented with the words ", and also of the procedure for submission, at the established time, to the federal body of executive power carrying out the interbranch coordination and functional regulation in the sphere of the state statistics, of information about the volume of the retail sale of alcoholic products";

paragraph two of Subitem (m) shall be supplemented with the words ", and also the approval of the list of the types of such equipment";

b) in Subitem (c) of Item 5:

paragraph two after the word "wine" shall be supplemented with the words "and wine materials and for the manufacture, in accordance with the list established by the Government of the Russian Federation, of spirituous nonfood products";

paragraph three after the word "wine" shall be supplemented with the words "and wine products"; a paragraph shall be added reading as follows:

"The list of the types of the main technological equipment for the manufacture and turnover of ethyl alcohol and alcoholic and spirituous products shall be approved by the Government of the Russian Federation.";

c) in Item 10:

Subitem (b) shall be set forth in the following wording:

"b) in Item 2:

paragraphs four to seven shall be invalidated;

paragraphs shall be added reading as follows:

"For the acquisition of federal special marks or excise marks the organisation must submit the following documents to the state body authorised by the Government of the Russian Federation or to the customs body:

an application for the issuance of marks with indication of the type of alcoholic products in accordance with Article 2 of this Federal Law, the content of ethyl alcohol therein, the volume of alcoholic products to be marked, the capacity of the consumer tare that is subject to marking of the alcoholic products, and the number of the marks requested;

a reference of the tax body about the absence with the organisation of indebtedness in payment of taxes and fees or a reference of the customs body about the absence with the organisation of indebtedness in making the customs payments;

a report about the use of the earlier issued marks in the form established by the Government of the Russian Federation;

a copy of the licence stipulated by this Federal Law;

copies of the conformance certificates of the technical facilities of fixation and the transfer of information about the volume of the manufacture and turnover of alcoholic products to the United State Automated Information System;

a copy of the agreement (contract) on the delivery of alcoholic products (for an organisation carrying out the import of alcoholic products);

a confirmation in the procedure established by the Government of the Russian Federation of the lawfulness of the use on the alcoholic products of a trademark protected in the Russian Federation;

a commitment on the use of the acquired marks in accordance with their purpose and also a document confirming the ensuring of the fulfilment of that commitment in the procedure established by the Government of the Russian Federation.

It shall be impermissible to demand any other documents from the organisation in the issuance of marks.";

Subitem (c.1) shall be added reading as follows:

"c. 1) Items 3.1 and 3.2 shall be added reading as follows:

**3.1.** The federal special mark and the excise mark must contain the following information about the alcoholic products to be marked with them:

- 1) name of the alcoholic product;
- 2) type of the alcoholic products;
- 3) content of ethyl alcohol;
- 4) volume of alcoholic products in the consumer tare;
- 5) name of the manufacturer of the alcoholic products;
- 6) location of the manufacturer of the alcoholic products;
- 7) country of origin of the alcoholic products;
- 8) confirmation of the conformance to the established requirements of quality and safety;
- 9) confirmation of the lawfulness of the use on the alcoholic products of the trademark protected in the Russian Federation;
- 10) other information determined by the Government of the Russian Federation.

**3.2.** The information stipulated by Subitems 1 to 5 of Item 3.1 of this Article shall be indicated in the Russian language."

paragraph four of Subitem (d) shall be set forth in the following wording:

"The manufacture of federal special marks and excise marks, the establishment of their price, the putting down thereon of the information indicated in Item 3.1 of this Article, and the marking with them of alcoholic products shall be carried out in the procedure established by the Government of the Russian Federation.";

d) paragraph two of Subitem (a) of Item 14 shall be set forth in the following wording:

**1.** The delivery and/or retail sale of alcoholic products shall be carried out only by organisations in the presence of the relevant licences.";

e) paragraph four of Subitem (a) of Item 21 after the words "except for wine" shall be supplemented with the words ", wine materials and, in accordance with the list established by the Government of the Russian Federation, spirituous nonfood products", the words "without its" shall be replaced with the words "and wine materials without their";

2) Point 4 of Article 2 after the words "equipment for the manufacture of ethyl alcohol" shall be supplemented with the word ", alcoholic";

3) Article 4.1 shall be added reading as follows:

**"Article 4.1**

**1.** The turnover (except for importation into the customs territory of the Russian Federation) of alcoholic products marked till December 31, 2005 inclusive in the established procedure shall be permissible till June 30, 2006 inclusive.

**2.** The importation into the customs territory of the Russian Federation of alcoholic products marked with excise marks issued till December 31, 2005 inclusive in the established procedure shall be permissible till March 31, 2006 inclusive, and the turnover (except for importation into the customs territory of the Russian Federation) of alcoholic products - till June 30, 2006 inclusive."

**Article 2**

This Federal Law shall enter into force from December 31, 2005.

President of the Russian Federation

Vladimir Putin