

THE GOVERNMENT OF THE REPUBLIC OF TADJIKISTAN

REGULATION

"ON APPROVAL OF ORDER OF IMPORT AND EXPORT OF MEDICINE AND MEDICAL PRODUCTS IN THE REPUBLIC OF TAJIKISTAN" dated the "5th" of June, 2002
245 Dushanbe city

Under the Law of the Republic of Tajikistan "On medicine and pharmaceutical activity", the Government of the Republic of Tajikistan enacts:

1. To approve the attached Order of import and export of medicine and medical products in the Republic of Tadjikistan.

2. Ministry of state revenues and taxes of the Republic of Tajikistan to fulfill the preparation of documentation on import and export of medicine and medical products in compliance with the approved Order.

3. To determine that licenses of pharmaceutical activity in the Republic of Tajikistan issued to physical persons previously are valid until expiration of period of their validity.

Chairman of Government
of the Republic of Tajikistan

E.Rakhmonov

Approved by
regulation of Government
of the Republic of Tajikistan
dated the "5" of June, 2002 #245

ORDER OF IMPORT AND EXPORT OF MEDICINE AND MEDICAL PRODUCTS IN THE REPUBLIC OF TAJIKISTAN

1. This Order is developed under the Law of the Republic of Tajikistan "On medicine and medical products" and determines an order of obtaining a license of import and export of medicine, medical products and crude drug (of mineral, phylogenous, animal, synthetic origin) in the Republic of Tajikistan.

2. This Order does not apply to the activity related to circulation of drugs and psychotropic agents and precursors.

3. Import and export of medicine, medical products and crude drug not registered in the Republic of Tajikistan is forbidden except cases prescribed by sub-section 4 of this Article.

4. Ministry of Health of the Republic of Tajikistan can allow once-only import of medicine, medical products not registered in the Republic of Tajikistan in case of natural disasters, emergencies including epidemics of infectious diseases.

5. Limited number of medicine is allowed for import into the territory of the Republic of Tajikistan and export from the territory of the Republic of Tajikistan regardless of the state registration if it is meant for:

- private use in medicinal and other non-profit-making purposes;
- private use by physical persons arriving in the Republic of Tajikistan;
- officials of diplomatic corps or representatives of international organizations accredited in the Republic of Tajikistan;
- medical treatment of passengers of a vehicle arriving into the territory of the Republic of Tajikistan;
- conduct of preclinical and clinical trial;
- registration of medicine in the Republic of Tajikistan;

- exhibit at shows, fairs, conferences without sale.

Physical persons are allowed to export medicine in the amount necessary for private use.

6. License of import and export of medicine, medical products and crude drug is issued on the basis of application submitted on the standard letterhead under the form approved by Ministry of Health of Republic of Tajikistan. Organization-applicant is responsible for reliability of information submitted in application for issue of license.

7. To obtain a license of import and export of medicine, medical products and crude drug an applicant must submit a copy of license of gross sale or commercial production of medicine, medical products, license of foreign trading activity, certificates of quality of medicine and medical products, agreement of purchase and sale or contract and bills of lading.

8. Applicants can be issued a general or once-only license in order assigned by Ministry of Health of the Republic of Tajikistan.

9. License is issued for each kind of goods regardless of quantity of description of goods included in the contract. General license is issued to applicant for a term of one calendar year to execute export and import operations on delivery of medicine. Under general license export and import operations can be executed on one or several deals. Once-only license is issued to applicant for a term of three months to execute export and import operations on a certain deal, for medicine, crude drug and medical products within 20 days.

License's term of validity can be extended at the reasoned instance of applicant. Extension of license's term is implemented after reporting on the work done and is confirmed in the written form.

10. Decision on issue of a license is made not later than within 25 days after a receipt of application.

11. Delivery of goods can be executed providing that appropriate license is obtained and certificate of quality of imported products is available.

12. Reasons for rejection of license are the following:

- incorrect execution of an application;
- submission of unreliable data on a deal, dumping prices;
- absence of license of gross trade or commercial production of medicine and medical products and absence of certificates of quality;

Decision on rejection of license must be reasoned and sent to an applicant in the written form.

13. Ministry of Health of the Republic of Tajikistan has the right to suspend effect of the issued license in case of violation of this Order, other legal statutory acts regulating export and import of medicine, medical products and crude drug and in case there are circumstances leading to damages to public health and economic interests of the Republic of Tajikistan or following from obligations of the Republic of Tajikistan under international agreements. The disputes related to these issues are settled in accordance with the legislation of the Republic of Tajikistan.