

THE LAW OF THE REPUBLIC OF TAJIKISTAN
ON PROVIDING SANITARY-EPIDEMIOLOGICAL
SAFETY OF THE POPULATION”

This Law shall establish legal, organizational, economic basis, measures on providing sanitary-epidemiological safety of the population of the Republic of Tajikistan.

CHAPTER I. GENERAL PROVISIONS

Article 1. Basic Definitions

The basic following definitions shall be used in this Law:

- ***Sanitary-epidemiological safety of the population*** - health status of the population and state of human environment, where there is no adverse effect of environment factors to humans and favorable conditions for its functioning are provided;
- ***Human environment*** - set of objects, phenomena and factors of environment (natural and artificial), determining conditions for human vital activity;
- ***Environmental factors*** - biological (viral, bacterial, parasitic, and others), chemical, physical (noise, vibration, ultrasound, infrasound, thermal, ionizing, non-ionizing, and other irradiation), social (nutrition, water supply, working, labor, recreation conditions), and other environmental factors, which have or may have an impact on people and/or health status of future generations;
- ***Negative impact on people*** - impact of environmental factors that creates threat to the lives or health of people or threat to lives or health of future generations;
- ***Favorable conditions for human vital activity*** - environment status, when there is no negative impact of its factors on people (harmless conditions) and there are chances to rehabilitate abnormalities of the human bodies' functions;
- ***Safe conditions for humans*** - status of environment, when there is no risk of adverse effect of its factors to people;
- ***Sanitary-epidemiological situation*** - health status of the population and environmental situation in a designated area and in a specific time;
- ***Hygienic standard*** - acceptable maximal or minimal quantity and/or quality meaning of an indicator, characterizing any environmental factor from safety or harmlessness to humans point of view, established by studies carried out;
- ***State sanitary-epidemiological rules and standards*** - normative and legal acts establishing sanitary-epidemiological requirements (including security criteria and/or environmental security factors for humans, hygienic and other standards), which incompliance creates threat to the life and health of humans as well as threat of occurrence and spread of diseases;
- ***Social-hygienic monitoring*** - state system of monitoring of the population's health and environment status, their analysis, evaluation and forecast, as well as identification of cause-effect links between the health status of the population and effect of environmental factors;
- ***State sanitary-epidemiological control*** - measures on preventing, finding, restraining violations of the legislation of the Republic of Tajikistan related to providing sanitary-epidemiological safety of the population for the purpose of protection of the population's health and environment;
- ***Sanitary-epidemiological service*** - collection of agencies, institutions and organizations established for carrying out sanitary-epidemiological control;
- ***Sanitary-epidemiological conclusion*** - a document confirming compliance (incompliance) with sanitary-hygienic standards of environmental factors, economic and other activities, products, works and services as well as drafts of normative documents, projects of construction of objects, operational documentation;
- ***Sanitary-antiepидemic (preventive) measures*** - organizational, administrative, engineering-technical, medical-sanitary, veterinary and other measures aimed at removal or reduction of negative impact of environment factors on humans, prevention of occurrence and spread of infection (parasitic) diseases and mass non-infection diseases;
- ***Quarantine (restrictive measures)*** - administrative, medical-sanitary, veterinary and other measures aimed at preventing spread of infection (parasitic) diseases and providing a special regime of economic and other activity, limitation of movements of the population, transport means, cargos, goods and animals;
- ***Infectious diseases*** - infection diseases of humans, occurrence and spread of which is determined by the impact of biological factors of environment (agents of infectious diseases) on humans and possibility to transfer the disease from sick person and animal to healthy one;
- ***Mass noninfectious diseases (intoxications)*** - diseases of humans the occurrence of which is determined by physical and/or chemical, and/or social factors of environment;

- **Sanitary protection of territory** - set of measures aimed at prevention of entry and spread of agents of quarantine and other infection (parasitic) diseases in the territory of a country and taken by both border and local health agencies and sanitary-epidemiological service;
- **Epidemiological study (study of the epidemic area)** - set of measures taken in the epidemic area for the purpose of identifying causes and conditions of its occurrence and development of measures to limit and liquidate it;
- **Epidemic** - category of rate of the epidemic process reflecting mass affect of the population or its separate communities with infection (parasitic) diseases, significantly exceeding the average rate of infection in the territory;
- **Epidemic outbreak (group infection)** - short term increase of infection (parasitic) disease in the limited group of population (collective, settlement), diseases which are connected with one source of agent or through the same way (factor) of its transfer;
- **Health** - state of absolute physical, mental and social welfare, not only lack of disease and physical imperfection;
- **Phytosanitary rules** - collection of scientifically grounded normative documents establishing requirements to the status of lands, forests and vegetation, as well as number of pests, spread of plant diseases and presence of weeds;
- **Parasitic diseases** - status of infection with protozoa or helminthes invasiveness, when any infection processes develop;
- **Toxicology** - sphere of medical science studying regularities of interaction between live organism and toxins;
- **Disinsection** - extermination of arthropod ticks being carriers of infection (parasitic) diseases, as well as other insects having sanitary-hygienic significance and disturbing work and leisure of people;
- **Deratization** - extermination of infectious rodents-carriers, as well as for the purpose of protection of crops, food products and property from them;
- **Disinfection** - removal or extermination of agents of infection (parasitic) diseases existing in environmental objects.

Article 2. Legislation of the Republic of Tajikistan on Providing Sanitary-Epidemiological Safety of the Population

Legislation of the Republic of Tajikistan on Providing Sanitary-Epidemiological Safety of the Population shall be based on the Constitution of the Republic of Tajikistan and shall consist of this Law, other normative and legal acts of the Republic of Tajikistan and international legal acts recognized by Tajikistan.

Article 3. Providing Sanitary-Epidemiological Safety of the Population

Sanitary- epidemiological safety of the population shall be provided through:

- Prevention of diseases in accordance with the sanitary-epidemiological safety and forecast of its change;
- Development and implementation of government, national and regional programs on providing sanitary-epidemiological safety and strengthening the population's health, prevention of diseases and improvement of environment and conditions of his vital activity;
- Implementation of sanitary-epidemiological (preventive) measures and compulsory compliance of all natural persons and legal entities with all sanitary norms and standards as a part of their activity;
- Creation of economic interest of the citizens, individual entrepreneurs and legal entities, foreigners and persons without citizenship to comply with the sanitary-epidemiological safety of the population related legislation, providing measures to bring them to responsibility for sanitary violations of sanitary - epidemiological safety of the population;
- State sanitary-epidemiological regulation;
- State sanitary- epidemiological inspection, production and public control;
- Certification of products, works and services, representing potential threat to the lives and health of humans;
- Issue of sanitary- epidemiological decision on all activities representing threat to the live and health of humans and status of environment;
- State registration of chemical and biological substances potentially dangerous for humans, certain types of products, radioactive substances, production and consumption waste of available, as well as imported for the first time to the Republic of Tajikistan of certain types of products;
- Carrying out social hygienic monitoring;
- Scientific research in providing sanitary-epidemiological safety related area;

- Measures on informing the population, in a timely manner, of occurrence of infection diseases, mass non-infection diseases (intoxications), status of environment and sanitary-epidemiological (preventive) measures being taken;
- Measures on hygienic education and training of the population in propaganda of healthy life style.

Article 4. Competence of the Government of the Republic of Tajikistan in Providing Sanitary-Epidemiological Safety of the Population

The following shall be included in the competence of the Government of the Republic of Tajikistan in providing sanitary-epidemiological safety:

- Identification of the single state policy in providing sanitary-epidemiological safety of the population;
- Development and implementation of government programs on providing sanitary-epidemiological safety of the population, of complex programs and assessments related to this area along with relevant ministries and departments;
- Coordination of activity of local authorities in providing sanitary-epidemiological safety of the population;
- Organization of the State Sanitary-Epidemiological Service of the Republic of Tajikistan, establishment of a procedure for management of structure and bodies of the state sanitary-epidemiological inspection;
- Introduction of state registers of potentially dangerous chemical, biological, radioactive substances for humans, production and consumption waste, as well as certain available types of products, and products imported to the Republic of Tajikistan for the first time;
- Establishment of the single state system for training of specialists of sanitary-epidemiological service;
- Providing sanitary protection of the territory of the Republic of Tajikistan;
- Introduction and cancellation of restrictive measures (quarantine) in the Republic of Tajikistan;
- Introduction and cancellation of the sanitary-quarantine control at the checkpoints through the Government Border of the Republic of Tajikistan;
- Implementation of international cooperation of the Republic of Tajikistan and conclusion of international agreements of the Republic of Tajikistan related to providing sanitary-epidemiological safety of the population;
- Exercise of other powers provided for in this Law and other laws of the Republic of Tajikistan.

Article 5. Competence of the Ministry of Health of the Republic of Tajikistan in Providing Sanitary-Epidemiological Safety of the Population

The competence of the Ministry of Health of the Republic of Tajikistan in providing sanitary-epidemiological safety of the population shall include the following:

- Implementation of the single state policy in providing sanitary-epidemiological safety of the population;
- Development of mid-term and long-term forecasts and programs in providing sanitary-epidemiological safety of the population;
- Development of draft laws and other normative and legal acts in providing sanitary-epidemiological safety of the population in the established order;
- Government sanitary-epidemiological regulation;
- Development, approval and introduction of sanitary-hygienic norms and regulations of control over their implementation;
- Measures on informing the population, in a timely manner, of the occurrence of infection diseases, mass non-infection diseases (intoxications), status of environment and sanitary-epidemiological (preventive) measures being taken;
- Issue of sanitary-epidemiological decisions on certain types of activities (works, services) with potential threat to live and health of humans and environment;
- Certification of certain types of products, works and services representing potential threat to humans;
- Sanitary-epidemiological research, investigation, inspection, expertise and other types of assessment;
- State sanitary-epidemiological inspection;
- Social-hygienic monitoring;
- Coordination of scientific researches in providing sanitary-epidemiological safety of the population;

- Participation in development of a single state system of accounting and reporting related to providing sanitary-epidemiological safety of the population;
- Coordination of activity of other ministries and departments of the Republic of Tajikistan, local authorities, organizations, enterprises and institutions, regardless of form of ownership and subordination, in terms of implementation of state policy in providing sanitary-epidemiological safety of the population;
- Attestation of experts involved in sanitary-epidemiological service of the Republic Tajikistan and certification of their knowledge;
- Exercise of other powers provided for in this Law and other laws of the Republic of Tajikistan.

Article 6. Competence of the Local Authorities in Providing Sanitary-Epidemiological Safety of the Population

Competence of local authorities in providing sanitary-epidemiological safety of the population shall include the following:

- Control over compliance with sanitary norms and standards of the Republic of Tajikistan in terms of providing sanitary-epidemiological safety of the population;
- Participation in development and implementation of mid-term and long-term programs on providing sanitary-epidemiological safety of population;
- Providing sanitary-epidemiological safety of population and conditions for implementation of state control over sanitary-epidemiological situation in subordinate territory;
- Taking measures on sanitary-hygienic and antiepidemic (preventive) measures to ensure sanitary-epidemiological safety in the subordinate territory, as well as elimination of legislative related violations revealed;
- Carrying out of restrictive (quarantine) measures when there is threat of occurrence of infection diseases based on proposals of chief government sanitary officers or their deputies;
- Providing measures on informing the population, in a timely manner, of infection diseases, mass non-infection diseases (intoxications), status of environment and sanitary-epidemiological (preventive) measures;
- Coordination and control over activity of enterprises, organizations and institutions in the subordinate territory regardless of form of ownership in terms of ensuring sanitary-epidemiological safety of the population within their competence;
- Ensure participation of the population in protection, preservation and promotion of their own health and health of the people around through taking sanitary-hygienic, antiepidemic (preventive) measures, including compliance with sanitary-epidemiological requirements to environment, construction of settlements, water supply sources and systems, construction and exploitation of residential, public and other objects in subordinate territories;
- Providing measures on revelation of factors having a negative impact on health of the population and taking measures on their elimination;
- Taking measures on hygienic education of the population, propaganda of healthy life style;
- Establishment of management bodies and strengthening of material-technical base of the sanitary-epidemiological service in subordinate territory;
- Own budgeting for operation of the sanitary-epidemiological service in subordinate territory, including training and retraining of experts in sanitary, hygiene, epidemiology areas as well as organization of scientific researches in actual health problems related to providing sanitary-epidemiological safety of the population;
- Exercise of other powers provided for in this Law and other laws of the Republic of Tajikistan.

CHAPTER II. RIGHTS AND OBLIGATIONS OF CITIZENS, INDIVIDUAL ENTREPRENEURS AND LEGAL ENTITIES IN PROVIDING SANITARY-EPIDEMIOLOGICAL SAFETY OF THE POPULATION

Article 7. The Rights of the Citizens of the Republic of Tajikistan

Citizens of the Republic of Tajikistan shall have the following rights:

- Favorable environment (nature environment, conditions of work, life, everyday life, leisure, upbringing and education, nutrition, products consumed or used) factors of which shall not have dangerous and adverse effect to human body of present and future generations;
- Receive full and accurate information on sanitary-epidemiological situation, status of environment, quality and safety of production-technical products, food products, drinking water, goods for personal and everyday use, works and services potentially dangerous for health, current sanitary regulations, measures taken to provide sanitary-epidemiological safety of the population and results

from local authorities, sanitary services, State Sanitary-Epidemiological Service of the Republic of Tajikistan and legal entities within their competence and in accordance with the legislation of the Republic of Tajikistan;

- Implement public control over compliance with the sanitary norms and standards;
- Make proposals to the local authority and self-government body, agencies and institutions of State Sanitary-Epidemiological Service of the Republic of Tajikistan responsible for providing sanitary-epidemiological safety of the population;
- Participate in development of programs and activities to provide sanitary-epidemiological safety of the population with the local authorities and bodies of self-government;
- Compensation, in the established order, of the damage caused to their health and property as the result of violation of sanitary-epidemiological safety of the population related legislation by other citizens, individual entrepreneurs and legal entities that resulted in occurrence of infection diseases and intoxication of people, as well as professional diseases.

Foreign citizens and persons without citizenship in the territory of the Republic of Tajikistan shall enjoy the same rights to sanitary-epidemiological safety of the population as the citizens of the Republic of Tajikistan.

Article 8. The Rights of Individual Entrepreneurs and Legal Entities

Individual entrepreneurs and legal entities shall have the following rights:

- Receive, on a contract basis, and in accordance with the legislation of the Republic of Tajikistan, the information on sanitary-epidemiological situation, status of environment, current sanitary rules, population disease incidence in local governments, state sanitary-epidemiological institutions of the Republic of Tajikistan,;
- Take part in development programs and activities to provide sanitary-epidemiological safety of the population together with the local governments;
- The right of compensation for the damage caused to their property by violation of the sanitary-epidemiological safety of the population related legislation by individuals and legal entities as well as during implementation of sanitary-antiepidemic (preventive) measures, in a manner provided for in the legislation of the Republic of Tajikistan.

Article 9. Obligations of the Citizens of the Republic of Tajikistan

The citizens of the Republic of Tajikistan shall be responsible for the following:

- Comply with the legislation related requirements on sanitary-epidemiological safety of the population, as well as resolutions, decrees, directions and sanitary-epidemic decisions of officials responsible for carrying out state sanitary-epidemic inspection;
- Take care of the health status, health of family members and sharing of sanitary-hygienic knowledge and experience with family members using the possibility provided by public to form the healthy life style;
- Not to commit actions resulting in violation of the rights of other citizens to health protection and favorable environment;
- Take measures and participate in hygienic and antiepidemic activities;
- Compensate, in the established order, the damage caused to the health of other citizens as a result of violation of the legislation related to sanitary-epidemiological safety of the population of the Republic of Tajikistan.

Article 10. Obligations of Individual Entrepreneurs and Legal Entities

Individual entrepreneurs and legal entities shall, in accordance with their activity, be responsible for the following:

- Comply with the requirements of the legislation in provision of sanitary-epidemiological safety of the population , as well as resolutions, decrees, instructions and sanitary-epidemiological conclusions of officials in charge of the state sanitary-epidemiological control, including suspension and cessation of functioning of objects and technologies under construction and reconstruction in violation of sanitary regulations;
- Comply with the requirements of the legislation in providing sanitary-epidemiological safety of the population as well as resolutions, instructions, decrees and sanitary-epidemiological decisions of the officials responsible for the state sanitary-epidemiological inspection, including suspension or termination of operation of objects and technologies being built and reconstructed with the violation of sanitary norms and standards;
- Develop and take (participate in taking) sanitary-hygienic and anti-epidemic measures aimed at prevention and liquidation of pollution of the environment, improvement of work, life and leisure conditions of employees, prevention of occurrence and spread of diseases;

- Ensure safety of services rendered to humans health as well as production-technical products, food products and goods for personal and everyday needs, in the process of their production, transportation, storage, marketing to population;
- Observe sanitary norms and regulations related to production, purchase, storage, transportation, sale of food products and drinking water, food additives, food inputs and materials and articles contacting with them as well as measures to ensure their quality;
- Carry out production control, including laboratory research and testing, over compliance with the sanitary norms and regulations and taking sanitary anti-epidemic (preventive) measures when implementing works and rendering services as well as when production, transportation, storage and sale of products;
- Take measures to provide safety of new types of products and production technologies, safety criteria and/or safety of environmental factors, and develop methods of control over environmental factors;
- Inform, in a timely manner, the population, local authorities and bodies of self-government, agencies and institutions of State Sanitary-Epidemiological Service of the Republic of Tajikistan of emergency situations, suspension of production, violations of technology processes creating threat to sanitary-epidemiological safety of the population;
- Have in place officially issued sanitary rules and environmental monitoring methods;
- Implement hygienic training of workers aimed at increase of sanitary culture and formation of healthy life style;
- Compensate, in the established order, the damage caused to the health of workers and population as the result of violation of the legislation of the Republic of Tajikistan related to providing sanitary-epidemiological safety of the population;
- Ensure enforcement of rights of the citizens and other entities of legal relations provided for in this Law.

CHAPTER III. REQUIREMENTS TO PROVIDE SANITARY-EPIDEMIOLOGICAL SAFETY OF THE POPULATION

Article 11. Sanitary-Epidemiological Requirements to Planning and Development of Settlements

Planning and development of settlements shall provide creation of more favorable life and health conditions for population, complex provision of urban amenities and other settlements, prevention and liquidation of harmful and dangerous impact of environmental factors and living conditions on human health.

When developing designing standards, town-planning layout of development of territory, general plans of urban and rural settlements, public center planning projects, residential areas, mainlines of towns, decisions on expansion of the civil, industrial and agricultural facilities and establishment of their sanitary-protection zones, selection of land plots under construction, as well as when designing, constructing, reconstructing, technical retrofitting of transport means and engineering networks, expansion, conservation and liquidation of industrial, transport facilities, cultural-residential buildings, houses, engineering infrastructure facilities and improvement of other facilities (further - facilities), the applicable sanitary rules and standards shall be observed.

Providing land plots under construction, approval of designing standards, project and normative-technical documents for construction (reconstruction, modernization), building, setting into operation of houses, buildings and constructions as well as industrial, transport and other enterprises (start-up facilities) and constructions as well as transport means shall be allowed given that the decision of State Sanitary-Epidemiological Service on their compliance with sanitary norms and standards taken.

In case of violation of sanitary norms and standards or impossibility to fulfill them, natural persons and legal entities responsible for design, construction, financing and/or lending shall be obliged to suspend or completely terminate the performance of indicated works and their financing and/or lending.

Article 12. Sanitary-Epidemiological Requirements to Technical and Industrial Products, Goods for Personal and Daily Living Needs and Their Production Technologies

Technical and industrial products, as well as goods for personal use and daily living needs of citizens shall, when production, transportation, storage, application (use) and utilization of which the direct participation of people is required, not have an adverse impact on people and environment, and shall comply with the sanitary norms and regulations based on properties and factors.

New technologies, as well as technical-industrial products, goods for personal use and daily living needs of citizens shall be allowed for production, introduction and application exclusively based on the sanitary-epidemiological decisions of the sanitary-epidemiological service of the Republic of Tajikistan on their compliance with sanitary norms and standards.

Natural persons and legal entities carrying out design, production, transportation, purchase, storage and sale of the products, shall, in case of incompliance with sanitary norms and standards, be responsible for termination of such an activity, seizure or elimination of products and taking measures to apply (use) these products for purposes except for those excluding harm to people.

Article 13. Sanitary-Epidemiological Requirements to Potentially Dangerous Chemical, Biological Substances and Certain Types of Products

Potentially dangerous chemical and biological substances and certain types of products shall be allowed for production, transportation, purchase, storage, sale and application (use) upon their state registration in accordance with this Law.

Article 14. Sanitary-Epidemiological Requirements to Food Products, Food Additives, Alimentary Raw Materials as well as Materials, Goods and Production Technologies in Contact With Them

Food products shall satisfy physiological needs of humans in substances and energy, meet food product requirements in terms of organoleptic and physical-chemical factors and meet the requirements set by normative documents regarding the acceptable level of chemical (including radio- active), biological substances and their compounds, microorganisms and other biological organisms representing harm to health and shall not have adverse impact on health.

Food products, food additives, alimentary raw materials as well as materials and products contacting with them shall comply with the established sanitary norms and standards in the process of their production, storage, transportation and sale to population.

Production, application (use) and sale to the population of available as well as of new types (designed and introduced in production for the first time) of food products, food additives, alimentary raw materials as well as materials and products contacting with them, introduction of new technology processes of their production and technological equipment shall be allowed provided that sanitary-epidemiological decisions on their compliance with sanitary norms and standards.

Import, sale and use of products produced both in the Republic of Tajikistan and abroad shall be allowed given that a certificate in accordance with the legislation of the Republic of Tajikistan.

Food products, food additives, alimentary raw materials as well as materials and products contacting with them not complying with sanitary norms and standards and representing harm to humans shall be immediately taken out of production by decision of the state authorized body.

Food products, food additives, alimentary raw materials as well as materials and products contacting with them taken out of production shall be used by their owners for purposes except for those representing harm to people, or shall be eliminated.

Article 15. Sanitary-Epidemiological Requirements to Products Imported to the Territory of the Republic of Tajikistan

Products imported to the territory of the Republic of Tajikistan by citizens, individual entrepreneurs and legal entities, the application and/or use of which require direct participation of a person, shall comply with the sanitary norms and standards as well as international requirements of safety and harmlessness to humans.

Products indicated in the Paragraph 1 of this Article, shall be allowed for import to the territory of the Republic of Tajikistan given that sanitary-epidemiological decision on their compliance with the sanitary norms and standards.

Certain types of products imported to the territory of the republic for the first time, the list of which is determined by the Government of the Republic of Tajikistan, shall be subject to the state registration in accordance with the legislation before importing to the territory of the republic.

Natural persons and legal entities carrying out making agreements (contracts), delivery and sale of each consignment of such products in the Republic of Tajikistan shall be responsible for ensuring the implementation of the requirements provided for in this Article.

Article 16. Sanitary-Epidemiological Requirements to Catering of the Population

Catering of the population in specially equipped places (canteens, restaurants, cafes, bars and others), including food and drinks preparation, their storage and sale to the population for the purpose of preventing occurrence and spread of infection diseases and mass non-infection diseases (intoxications) shall be carried out in accordance with the sanitary norms and standards.

Mandatory compliance with scientifically grounded physiological food standards shall be maintained when catering in pre-school and other educational institutions, medical-preventive, rehabilitation and social protection institutions, establishment of food allowances for the military servants as well as when establishing food allowances for persons in pre-trial prison or persons serving sentences in correctional facilities.

Physiological food standards of a person shall be taken into account when establishing minimal social living standards of the population guaranteed by the government.

Article 17. Sanitary-Epidemiological Requirements to the Water Supply Sources and Water Facilities

Quality of water sources used for centralized and non-centralized water supply, for bathing, sports, rest and medical purposes, including water objects located within the settlements shall comply with sanitary norms and standards.

Safety and (or) harmlessness criteria of water objects for humans including maximum allowable concentration of chemical, biological substances, microorganisms, radiation level in water shall be established by sanitary norms and standards.

Permission to use water objects for concrete purposes shall be given provided that sanitary-epidemiological decisions on compliance of the water object with sanitary rules and standards for safe use of the water object.

For the purpose of protection of water objects, prevention of their pollution and obstruction, the standards of maximum accepted limits of adverse effects on water objects, standards of maximum accepted limits of disposal of chemical, biological substances, microorganisms in water objects shall be established in accordance with the legislation of the Republic of Tajikistan upon agreement with the state sanitary-epidemiological inspection of the Republic of Tajikistan.

Draft zones of sanitary protection of water objects used for food and domestic water supply, resort and rehabilitation needs of the population shall be approved given that sanitary-epidemiological decision in accordance with the legislation of the Republic of Tajikistan.

Local authorities and self-government body, natural persons and legal entities shall, in case of incompliance of quality of water with sanitary norms and standards, be responsible for taking measures on prevention, suspension or prohibition of use of specified water objects.

Article 18. Sanitary-Epidemiological Requirements to the Drinking Water and Drinking Water Supply of the Population

In accordance with the legislation of the Republic of Tajikistan residents of towns and other settlements shall be provided with drinking water in the quantity sufficient to meet physiological and economic needs of a person, safe in epidemiological and radiation and chemical sense and shall have favorable organoleptic properties.

Natural persons and legal entities carrying out exploitation of centralized and non-centralized, in-house, distributing, autonomous systems of drinking water supply of the population and drinking water supply systems by transport means shall be responsible for ensuring the compliance of quality of drinking water of the indicated systems with sanitary norms and standards.

Local authorities and bodies of self-government, natural persons and legal entities shall be responsible for carrying out activities aimed at development of the centralized water supply systems.

Article 19. Sanitary-Epidemiological Requirements to the Free Air of Settlements, Within the Territories of Industrial Enterprises, Air in Working Areas of Industrial Premises, Residential Units and Other Premises

Atmospheric air of settlements, territories of industrial enterprises as well as air in working areas of industrial premises, residential units and other premises as well as in places of permanent and temporary residence of a person shall comply with the established standards.

Safety and (or) harmlessness criteria of the free air in settlements, within the territories of industrial enterprises, air in places of permanent and temporary residence of a person, including maximum allowable concentration of chemical, biological substances and microorganisms in the air shall be determined by the sanitary norms and standards.

Standards of maximum permissible emissions of dust, chemical, biological substances and microorganisms in the air, drafts of sanitary protection zones shall be approved by the Government of the Republic of Tajikistan in the established order.

Local authorities and bodies of self-government, natural persons and legal entities shall be responsible for taking measures to prevent and liquidate air pollutions in places of permanent or temporary residence of the population, adverse effects of physical factors, which have a negative impact on a human health.

Article 20. Sanitary-Epidemiological Requirements to Soil, Maintenance of Territories of Settlements and Industrial Sites

The content of potentially dangerous chemical and biological substances, biological and microbiological organisms as well as level of radiation background in the soil of settlements and agricultural lands shall not exceed maximum allowable concentration (levels) set by the sanitary norms and standards.

Conditions for maintaining the territories of settlements and industrial areas shall be in compliance with the sanitary norms and standards.

Procedure and conditions for maintaining the territories of settlements shall be established by the Government of the Republic of Tajikistan.

Local authorities and bodies of self-government, natural persons and legal entities shall, in accordance with their powers, be responsible for taking measures to prevent and reduce soil contamination in settlements.

Article 21. Sanitary-Epidemiological Requirements to Collection, Use, Neutralization, Transportation, Storage and Industrial and Domestic Waste Disposal

Industrial and domestic waste shall be subject to collection, use, neutralization, transportation, storage and disposal, utilization, terms and ways of which shall be safe for population health and environment and shall be carried out in accordance with the sanitary norms and standards and other normative and legal acts of the Republic of Tajikistan.

The Government of the Republic of Tajikistan shall establish procedures, terms and ways of collection, use, neutralization, transportation, storage and industrial and domestic waste disposal.

Sanitary-epidemiological and radiation control shall be implemented in places of centralized collection, use, neutralization, storage and industrial and domestic waste disposal.

Industrial production waste and household and consumption waste during radiation control of which the excess of radiation background set by sanitary norms and standards has been revealed, shall be subject to use, neutralization, storage and disposal in accordance with the legislation of the Republic of Tajikistan related to sanitary-epidemiological safety of the population.

Article 22. Sanitary-Epidemiological Requirements to Living Quarters

Living quarters shall be in compliance with sanitary norms and standards based on space, design, illumination, insulation, microclimate, ventilation, noise levels, vibrations, ionizing and non-ionizing radiation shall be in compliance with sanitary norms and standards for the purpose of ensuring safety and harmlessness of living conditions regardless of period of living quarters.

Maintenance of living quarters shall be in compliance with sanitary norms and standards.

Article 23. Sanitary-Epidemiological Requirements to Exploitation of Industrial, Public Premises, Buildings, Facilities, Equipment and Transport

Measures aimed at protection of environment as well as sanitary-antiepidemic (preventive) measures shall be taken and safe conditions for work, living and rest shall be ensured in accordance with sanitary norms and standards and other normative and legal acts of the Republic of Tajikistan when exploitation of industrial, public premises, buildings, facilities, equipment as well as air, water and land transport.

Natural persons and legal entities shall be responsible for suspension or termination of their activity or work of certain workshops, areas, exploitation of buildings, facilities, equipment, air, water, and land transport, implementation of certain types of work and rendering services in case of sanitary norms and standards are being violated.

Article 24. Sanitary-Epidemiological Requirements to Working Conditions

Working conditions, work place and process shall not have a negative impact on humans; requirements to provide safe working conditions shall be established by sanitary norms and standards as well as other normative and legal acts of the Republic of Tajikistan.

Natural persons and legal entities shall fulfill the requirements of the sanitary norms and standards as well as other normative and legal acts of the Republic of Tajikistan with respect to industrial processes and manufacturing equipment, organization of work places, collective and individual protection means of workers, terms of employment, rest and creation of domestic conditions for the purpose of prevention of injury, occupational diseases, infection diseases and intoxications caused by their working conditions.

Working conditions with biological substances, biological and microbiological organisms and their toxins as well as with agents of infectious diseases shall not have a negative impact on humans.

Requirements to ensure safe working conditions specified in Paragraph 3 of this Article for humans and environment shall be established by sanitary rules and other normative and legal acts of the Republic of Tajikistan.

Work with biological substances, biological and microbiological organisms and their toxins shall be permitted given that sanitary-epidemiological decisions on compliance of terms of performing such works with sanitary norms and standards.

When implementing works with radioactive substances and other sources of ionizing and non-ionizing radiations, machines, mechanisms, installations, devices, instruments, which are the sources of physical influencing factors on humans (noise, vibration, electromagnetic fields, radiofrequencies, ultrasound and infrasound effects, thermal, ionizing, non-ionizing and other types of radiation) shall be implemented in accordance with sanitary norms and standards.

Safety and (or) harmless criteria of working conditions with the sources of physical factors affecting humans, including maximum allowable level of impact shall be established in accordance with sanitary norms and standards.

Use of machines, mechanisms, installations, devices, instruments as well as production, application (use), transportation, storage and disposal of radioactive substances, other sources of ionized radiations, materials and waste that are sources of physical factors affecting humans specified in Paragraph 6 of this Article shall be permitted given that sanitary-epidemiological decisions on being into compliance with sanitary norms and standards.

Relations arising in the area of ensuring radiation safety of the population and safety of work with the sources of ionizing radiation shall be regulated by normative and legal acts of the Republic of Tajikistan.

Article 25. Sanitary-Epidemiological Requirements to the Education Conditions

Conditions for maintaining and promoting health of the citizens and preventing diseases, including measures on their catering and fulfillment of requirements of the legislation related to sanitary-epidemiological safety of the population shall be provided in pre-schools and sanitary institutions, schools, higher and secondary educational institutions, technical colleges, enterprises and organizations, regardless of their organizational and legal forms, implementing education and professional training.

Programs, methodology and modes of education and training, technical, audiovisual and other means of training, class furniture as well as textbooks and other publishing materials shall be approved given that sanitary-epidemiological decisions on their compliance with the sanitary norms and standards.

The use of educational and training materials, furniture in schools and pre-schools not being in compliance with state standards, sanitary norms and disciplines shall be prohibited.

CHAPTER IV. SANITARY-HYGIENIC AND ANTI-EPIDEMIC (PREVENTIVE) MEASURES

Article 26. Organization and Implementation of Sanitary-Hygienic and Anti-epidemic Measures

Necessary complex organizational, engineering and technical, medical and preventive, sanitary-hygienic and anti-epidemic measures shall be taken, including measures to ensure sanitary protection of the territory of the Republic of Tajikistan, apply restrictive measures (quarantine), carry out production control, measures related to patients with infection diseases, medical examinations, preventive vaccinations, hygienic education and training of citizens shall be implemented in a timely and full manner for the purpose of preventing the occurrence and spread of infection and mass non-infection (intoxication) diseases.

Sanitary-hygienic and anti-epidemic measures shall be taken in a mandatory manner by natural persons and legal entities in accordance with their activities as well as in cases provided for in this Law.

Article 27. Sanitary Protection of the Territory of the Republic of Tajikistan

Sanitary protection of the territory of the Republic of Tajikistan shall be aimed at prevention of carrying and spread of infection diseases in the territory of the Republic of Tajikistan representing danger to the population as well as aimed at prevention of import to the territory of the Republic of Tajikistan of goods, chemical, biological and radioactive substances, waste and other commodities representing danger to humans (hereinafter referred to as dangerous goods and commodities).

The list of infection diseases requiring taking sanitary protection measures in the territory of the Republic of Tajikistan shall be determined by the State Sanitary-Epidemiological Inspection Agency.

Dangerous goods and commodities shall not be permitted to be imported to the territory of the Republic of Tajikistan, import of which to the territory of the Republic of Tajikistan is prohibited by the legislation of the Republic of Tajikistan as well as goods and commodities in terms of which it is determined that when importing them to the territory of the Republic of Tajikistan they represent threat of occurrence and spread of infection diseases or mass non-infection diseases (intoxications).

Sanitary-epidemiological control at checkpoints through the state border of the Republic of Tajikistan shall be carried out by sanitary-quarantine offices of the Sanitary-Epidemiological Service of the Ministry of Health of the Republic of Tajikistan.

Terms of measures to implement sanitary protection of the territory of the Republic of Tajikistan shall be established by the sanitary-epidemiological rules and standards and other normative and legal acts of the Republic of Tajikistan.

Procedure of activity of the sanitary-quarantine offices shall be established by the Government of the Republic of Tajikistan.

Article 28. Restrictive Measures (Quarantine)

The Government of the Republic of Tajikistan shall take restrictive (quarantine) measures at the checkpoints through the state border of the Republic of Tajikistan, in separate territories and settlements, organizations and objects of economic and other activity in case of spread of infection, non-infection diseases and intoxication of people.

Restrictive measures (quarantine) shall be taken (cancelled) by the Government of the Republic of Tajikistan, local authorities based on proposals, instructions of principal state sanitary inspectors or their deputies.

Procedure of taking restrictive measures (quarantine) and the list of infection diseases shall, when threat of occurrence or spread of which the restrictive measures (quarantine) to be taken, be established by sanitary-epidemiological rules and other normative and legal acts of the Republic of Tajikistan.

The Government of the Republic of Tajikistan and local authorities shall establish republican, regional, town, district emergency antiepidemic commissions for the purpose of operational coordination of actions of the relevant ministries, departments and public organizations with regard to taking measures to prevent, localize and liquidate the epidemic, infection diseases and mass food poisoning of the population in the territory of the Republic of Tajikistan.

Competence and procedure of activity of the commissions specified in this Article shall be established by the Government of the Republic of Tajikistan.

Article 29. Measures with Regard to Patients With Infectious (Parasitic) Diseases

Patients with infectious (parasitic) diseases shall be persons suspect of such diseases and persons, who contacted them, as well as persons carriers of infectious matters, shall be subject to laboratory testing,

medical screening and treatment, if the need be, and in case of representing danger to the others, then they shall be subject to compulsory hospitalization or isolation in accordance with sanitary-epidemiological norms and standards and other normative and legal acts of the Republic of Tajikistan.

Persons being carriers of agents of infectious diseases, if they may become the source of spread of infectious diseases in connection with peculiarities of production where they are involved, or the work they do, shall temporarily, until recovery, be transferred to another work not connected with the risk of spread of infection diseases. In case of arrangement of rational employment of an employee not being possible based on working conditions, labour agreement made by and between him shall be terminated with the payment of service benefits.

All infection and mass non-infection (intoxication) diseases shall be subject to registration by the health system institutions according to places where such diseases (intoxications) have been revealed and shall be subject to state recording and reporting by the State Sanitary-Epidemiological Inspection Agency of the Republic of Tajikistan.

Procedure of the state registration of such diseases (intoxications) specified as well as the procedure of reporting shall be established by the State Sanitary-Epidemiological Inspection Agency.

Article 30. Disinfection, Deratization and Disinsection Measures

For the purpose of preventing the occurrence, spread of infection and parasitic diseases, the natural persons and legal entities shall be responsible for carrying out, at their own expense, disinfection, deratization and disinsection measures based on epidemiological indications and instructions of the State Sanitary-Epidemiological Inspection Agencies.

In case of occurrence of epidemical emergency situations the extra mandatory disinfection, deratization and disinsection measures shall be taken at the expense of local budget based on the decisions of local authorities according to the State Sanitary-Epidemiological Inspection Agencies.

Focal disinfection shall be carried out by medical preventive institutions, as well as Sanitary-Epidemiological Service of the Ministry of Health of the Republic of Tajikistan.

Article 31. Mandatory Medical Examinations

For the purpose of protection of health, prevention of occurrence and spread of infection diseases, mass noninfectious diseases (intoxications) and occupational diseases, as well as accidents, private entrepreneurs, industrial workers and of organizations regardless of the form of property, carrying out any economic and/or production activity, shall be subject to preliminary regular medical examinations - at the beginning of employment and in the future, as well as subject to special medical examinations (hereinafter referred to as - medical examinations).

In accordance with the proposals of the State Sanitary-Epidemiological Service of the Ministry of Health of the Republic of Tajikistan, local authorities may introduce additional indications for carrying out medical examination of employees in certain organizations (workshops, laboratories and other structural units).

Natural persons and legal entities involved in production and economic activity shall be responsible for ensuring medical examinations of their employees and medical examinations based on epidemiological indications to be carried out in a timely manner.

Natural persons and legal entities involved in the production and economic activity shall have no right to allow persons work without having passed preliminary or regular medical examinations or those recognized unfit for employment due to health status.

Data on medical examinations shall be subject to be entered into personal medical records and registration by medical preventive institutions as well as State Sanitary-Epidemiological Service of the Ministry of Health of the Republic of Tajikistan.

The list of harmful production factors, works and services, during implementation of which the preliminary and regular medical examinations are carried out, shall be determined by the Government of the Republic of Tajikistan.

Procedure and frequency of carrying out, registration, reporting of medical examinations and issue of personal medical records shall be established by the Ministry of Health of the Republic of Tajikistan.

Article 32. Preventive Vaccination

For the purpose of preventing the occurrence and spread of infection diseases preventive vaccination shall be made for citizens of the Republic of Tajikistan.

The list of diseases, against which preventive vaccination is made, procedure, terms of carrying out and groups of population subject to vaccination shall be determined by the Ministry of Health of the Republic of Tajikistan.

Article 33. Manufacturing Inspection

Manufacturing inspection shall be carried out by private entrepreneurs and legal entities involved in production and other production-economic related activity and shall include laboratory researches and testing for compliance with sanitary rules and taking sanitary-epidemiological (preventive) measures in the process of production, storage, transportation and sale of products, works and services.

Manufacturing inspection shall be carried out for the purpose of preventing and liquidating the environment pollution, working, living conditions, rest, training and education of people, control over hygienic indicators of the quality of products being manufactured in a manner provided for in sanitary norms and standards as well as state standards.

Persons involved in manufacturing control shall be responsible for timeliness, completeness and authenticity of its implementation.

Article 34. Hygienic Education and Training

Hygienic education and training of the citizens shall be aimed at improving their sanitary culture, prevention of diseases, and sharing with knowledge about healthy life style.

Hygienic education and training in a family shall be carried out by parents, in the process of education and training in pre- schools by kindergarten teachers, training in secondary and high schools, during training, retraining and professional development of workers by teachers through inclusion of sections on hygienic related topics into programs.

Hygienic education and training shall be carried out based on professional hygienic related training and certification of officials, organization employees the activity of which is connected with production, storage, transportation and sale of food products, drinking water, education and training of children, municipal and consumer services.

Article 35. Sanitary-Epidemiological Expertise

Sanitary-epidemiological expertise shall be the component of sanitary-epidemiological safety of the population and shall be carried out by institutions of Sanitary-Epidemiological Service of the Ministry of Health of the Republic of Tajikistan.

Sanitary-epidemiological expertise shall solve the following tasks:

- Investigation of reasons and conditions of occurrence of infection (parasitic) diseases, mass noninfectious diseases and intoxications of people;
- Complex assessment of impact of environment objects on sanitary-epidemiological situation;
- Conformity assessment of decisions being made in the process of economic or other activity with requirements of sanitary-hygienic norms and standards;
- Determination of conformity (non-conformity) of the project documentation of objects of production, economic and other related activity with sanitary norms and standards.
- Sanitary-epidemiological expertise and consultations on assessment of impact of environmental factors on a human health shall be carried out in the established order based on instruction of principal state sanitary inspectors as well as based on the applications of natural persons and legal entities.

Financing of expertise in the amount of expenses born shall be provided by natural persons and legal entities, whose activity (goods, works and services) shall be subject to the real investigation.

Institutions of Sanitary-Epidemiological Service of the Ministry of Health of the Republic of Tajikistan and experts carrying out sanitary-epidemiological expertise and consultations shall be responsible for their quality and objectivity in accordance with the legislation of the Republic of Tajikistan.

Article 36. Sanitary-Epidemiological Certificates

According to the results of sanitary-epidemiological expertise, investigations, researches, testing, toxicological, hygienic examinations and other types of assessments drawn in the established order, sanitary-epidemiological certificates shall be given by the principal state sanitary inspectors within their competence.

Certain types of activity (works, services) representing potential threat to the lives and health of humans shall be subject to compulsory sanitary-epidemiological expertise with the issue of sanitary-epidemiological certificates in accordance with this Law.

When issuing of sanitary-epidemiological certificates the payment in the amount of costs born

shall be collected.

CHAPTER V. STATE REGULATION TO PROVIDE SANITARY-EPIDEMIOLOGICAL SAFETY OF THE POPULATION

Article 37. State Sanitary-Epidemiological Regulating

State sanitary-epidemiological regulating shall include the following:

- Development of the single requirements to carry out scientific-research works on justification of sanitary norms and rules;
- Control over scientific-research works on state sanitary-epidemiological regulating;
- Development (revision), expertise, approval and publication of sanitary norms and rules;
- Control over introduction of sanitary norms and rules, study and generalization of practice of their application;
- Registration and systematization of sanitary norms and rules, formulation and maintenance of the single republican data base related to the state sanitary-epidemiological regulating.
- State sanitary-epidemiological regulating shall be implemented by agencies and institutions of the State Sanitary-Epidemiological Service of the Republic of Tajikistan.

Article 38. Development and Approval of Sanitary Norms and Rules

Sanitary norms and rules shall be developed by Sanitary-Epidemiological Service of the Republic of Tajikistan.

Acts establishing sanitary norms and rules shall be under the direct supervision of Sanitary-Epidemiological Service of the Republic of Tajikistan and their use in the acts of other ministries, agencies and institutions shall be coordinated with the state principal sanitary inspector of the Republic of Tajikistan.

Sanitary norms and regulations approved and entered in force by Sanitary-Epidemiological Service in a manner provided for in this Law and other normative and legal acts of the Republic of Tajikistan shall be in force in the territory of the Republic of Tajikistan.

Sanitary norms and rules shall be subject to registration and official publication in a manner provided for in the legislation of the Republic of Tajikistan.

Article 39. Sanitary-Epidemiological Requirements

Sanitary norms and regulations shall establish sanitary-epidemiological requirements to the following:

- Maintenance and exploitation of premises, buildings, constructions, equipment, transport means;
- Selection of land plots under construction;
- Designing, construction, reconstruction, conservation, putting into operation and liquidation of objects, including production, products for industrial purposes;
- Goods for personal and domestic needs and technologies of their production;
- Food products, their production, import, transportation, storage and sale;
- organization of catering to population;
- Application of chemicals, biological products, pharmaceuticals and materials;
- Domestic water supply and places of cultural-domestic water use;
- Atmospheric air in settlements, in territories of industrial enterprises, air in production, residential and other premises;
- Soils, maintenance of settlements' territories, industrial areas;
- Collection, use, neutralization, transportation, storage and disposal of production and domestic waste;
- Exploitation of production, public and residential premises, buildings, constructions, equipment and transport;
- Working conditions;
- Working conditions with biological substances, biological and microbiological organisms and toxins;
- Working conditions with sources of physical factors affecting humans;
- Conditions of education, training and work practice of children and teenagers;
- Hygienic education and training of the population;
- Transport means and conditions of passengers' transportation;

- Ensuring radiation safety;
- Normative-technical documentation (standards, technical conditions, etc.) developed for new types of raw materials, technological equipment and processes, tools, alimentary raw materials and food products, construction materials, ionized radiation sources, package, chemical, biological and medical substances, packing and polymeric materials, perfumery-cosmetic, polygraph products and other consumer goods.

Article 40. Certification of Certain Types of Products, Works and Services Representing Potential Danger for Humans

Certification of certain types of products, works and services representing potential danger to humans shall be carried out in accordance with the legislation of the Republic of Tajikistan only where the sanitary-epidemiological certificate of the Ministry of Health of the Republic of Tajikistan regarding compliance of such products, works and service with sanitary rules and standards has been issued.

Article 41. State Registration of Certain Types of Products and Substances Having Negative Impact to Humans

Certain types of products and substances having negative impact on humans shall be subject to state registration in the Ministry of Health of the Republic of Tajikistan:

- Available and introduced in production for the first time and not used earlier substances and materials and medicines (hereinafter referred to as - substances) representing potential danger for the population;
- Available as well as imported to the territory of Republic of Tajikistan for the first time of food additives, dye, products and materials, contacting with drinking water and food products.

State registration of substances and certain types of products specified in this article shall be carried out on the basis of the following:

- Expert assessment of dangerous substances and certain types of products for the population and environment;
- Establishment of hygienic and other standards of substances, certain components of products;
- Development of special measures, including conditions of utilization and disposal of substances and certain types of products to prevent their dangerous impact on population and the environment.

State registration of substances and other types of products specified in this Article, shall be carried out in a manner established by the Ministry of Health of the Republic of Tajikistan. The payment shall be collected for the registration in the amount of costs born.

Register of substances and products permitted for use in the Republic of Tajikistan shall be subject to publication by the Ministry of Health of the Republic of Tajikistan.

Article 42. Social-Hygienic Monitoring

Social-hygienic monitoring shall be carried out for the purpose of assessment, revealing changes and forecast of the health status of the population and environment, determination and elimination of negative impact of environmental factors on humans.

Social-hygienic monitoring shall be carried out at the republican and local levels by bodies and institutions of Sanitary-Epidemiological Service of the Republic of Tajikistan jointly with local authorities.

The procedure of social-hygienic monitoring shall be established by the Government of the Republic of Tajikistan.

Article 43. State Sanitary-Epidemiological Inspection

State sanitary-epidemiological inspection shall be carried out by the State Sanitary-Epidemiological Service of the Republic of Tajikistan. State sanitary-epidemiological inspection shall include the following:

- Measures to restraint of violations of sanitary-epidemiological safety of population related legislation, issue of instructions and resolutions on violation of the legislation related to sanitary-epidemiological safety of the population as well as bringing to responsibility of persons who committed violations;
- Control over of the enforcement of legislation related to sanitary-epidemiological safety of the

- population, sanitary-anti-epidemic (preventive) measures, instructions and resolutions of the officials carrying out state sanitary-epidemiological inspection;
- Sanitary-quarantine control in the crossing points through State Border of the Republic of Tajikistan;
 - Control over sanitary-epidemiological situation;
 - Carrying out sanitary-epidemiological investigations aimed at determination of causes and revealing conditions for occurrence and spread of infectious diseases and mass non-infection diseases (intoxications) of the population;
 - Development of proposals for taking sanitary-anti-epidemic (preventive) measures;
 - Supervision, assessment and forecasting of the health status of the population in connection with the environment status;
 - Statistical supervision to provide sanitary-epidemiological safety of the population at the government level, state registration of infection diseases, occupational diseases, mass non-infection diseases (intoxications) in connection with the adverse impact of environment factors for the purpose of forming the state data resources.

CHAPTER VI. STATE SANITARY-EPIDEMIOLOGICAL SERVICE OF THE REPUBLIC OF TAJIKISTAN

Article 44. Main Principles of Organization and Operation of the State Sanitary-Epidemiological Service System of the Republic of Tajikistan

State Sanitary-Epidemiological Service of the Republic of Tajikistan shall mean the unified state centralized system of bodies and institutions carrying out state sanitary-epidemiological inspection in the Republic of Tajikistan.

The State Sanitary-Epidemiological Service of the Republic of Tajikistan shall include the following:

- Bodies and institutions of the State Sanitary-Epidemiological Service of the Ministry of Health of the Republic of Tajikistan;
- Structural units of Sanitary-Epidemiological Service of other ministries and departments;
- Scientific-research organizations carrying out activity aimed at providing of sanitary-epidemiological safety of the population in accordance with the legislation of the Republic of Tajikistan;
- Other sanitary-preventive organizations.
- Bodies and institutions of the State Sanitary-Epidemiological Service of the Republic of Tajikistan shall, with their competence, be responsible for permanent close cooperation in protection and improving the population's health related issues.

Organization of the operation of the State Sanitary-Epidemiological System of the Republic of Tajikistan shall be fulfilled by the Principal State Sanitary Inspector of the Republic of Tajikistan, Deputy Minister of Health of the Republic of Tajikistan as well as principal state sanitary inspectors of regions, towns, districts through transport means (air, water, railroad), principal sanitary inspectors of the structural units of other ministries and departments specified in Paragraph 4 of this Article.

Principal State Sanitary Inspectors of the structural units of other ministries and departments specified in Paragraph 4 of this Article shall report, based on their functions, to the Principal State Sanitary Inspector of the Republic of Tajikistan.

Principal state sanitary inspectors shall be the heads of relevant bodies and institutions of the State Sanitary-Epidemiological Service of the Republic of Tajikistan.

Structure, tasks, functions, procedure of carrying out of activity of the State Sanitary-Epidemiological Service of the Republic of Tajikistan shall be established by the Government of the Republic of Tajikistan.

Article 45. Financing of the State Sanitary-Epidemiological Service of the Republic of Tajikistan

Financing of the State Sanitary-Epidemiological Service of the Republic of Tajikistan shall be provided at the expense of the following:

- Republican and local budgets;
- Funds received carrying out of works and services rendered by institutions of the State Sanitary-Epidemiological Service of the Republic of Tajikistan based on the agreements made by and between natural persons and legal entities;
- Funds received from natural persons and legal entities in order to compensate additional costs borne by the bodies and institutions of the State Sanitary-Epidemiological Service of the Republic of Tajikistan for taking sanitary-epidemiological (preventive) measures;

- Funds received from publishing activities;
- Voluntary contributions and donations of citizens (including foreign citizens and persons without citizenship) and legal entities;
- Other sources not prohibited by the legislation of the Republic of Tajikistan.

A special «epidemiological» fund shall be established under the Ministry of Health of the Republic of Tajikistan the right to use of which shall be given to the principal state sanitary inspector of the Republic of Tajikistan for the purpose of financing costs borne under emergency situations for taking hygienic and anti-epidemiological measures on liquidation and prevention of spread of infectious and noninfectious diseases (intoxications) of the population.

Article 46. The Right of Bodies and Institutions of the State Sanitary-Epidemiological Service of the Republic of Tajikistan to Use Property and Land Plots

Premises, buildings, constructions, equipment, transport means and other property used by the bodies and institutions of the State Sanitary-Epidemiological Service of the Republic of Tajikistan for fulfillment of their tasks shall be in government ownership and shall be transferred to the bodies and institutions mentioned above for use based on right of economic management in a manner provided for in the legislation of the Republic of Tajikistan.

Land plots on which the premises and constructions of the bodies and institutions of the State Sanitary-Epidemiological Service of the Republic of Tajikistan are located shall be given to them for the permanent use on a unpaid basis in a manner provided for in the legislation of the Republic of Tajikistan.

Article 47. Officials of the State Sanitary-Epidemiological Service of the Republic of Tajikistan

Officials of the State Sanitary-Epidemiological Service of the Republic of Tajikistan responsible, in accordance with this Law, for carrying out the state sanitary-epidemiological inspection in the name of bodies and institutions of the Service mentioned (hereinafter referred to as - the officials carrying out state sanitary-epidemiological inspection) shall be the principal state sanitary inspectors and their deputies, managers of structural units and their deputies, experts of bodies and institutions of the Service mentioned.

The list of experts responsible for carrying out the state sanitary-epidemiological inspection shall be determined by Provision on the State Sanitary-Epidemiological Service of the Republic of Tajikistan approved by the Government of the Republic of Tajikistan.

Influence on the officials carrying out the state sanitary-epidemiological inspection in any form for the purpose of having an influence on the decisions taken by them or preventing their activity in any form shall be prohibited and shall bring to responsibility in a manner provided for in the legislation of the Republic of Tajikistan.

Officials carrying out the state sanitary-epidemiological inspection shall be under the special protection of the state in accordance with the legislation of the Republic of Tajikistan.

The right to fill the vacancy of the principal state sanitary inspectors and their deputies shall be given to the citizens of the Republic of Tajikistan having higher medical education and certificates with specialization in “sanitary, hygiene and epidemiology”.

Article 48. Procedure of Assignment and Dismission of Officials of the State Sanitary-Epidemiological Service of the Republic of Tajikistan

The principal state sanitary inspector of the Republic of Tajikistan -Deputy Minister of Health of the Republic of Tajikistan shall be assigned and dismissed by the Government of the Republic of Tajikistan.

The principal state sanitary inspectors of the Gorno-Badakhshan Autonomous Oblast, regions, Dushanbe, districts of republican subordination shall be assigned and dismissed by the Minister of Health of the Republic of Tajikistan in accordance with the legislation of the Republic of Tajikistan.

The Head of the Sanitary-Epidemiological Department of the Ministry of Health of the Republic of Tajikistan and the Principal Inspector of the Republican Sanitation-Epidemiological Center shall be entrusted with responsibility of deputies of the principal state sanitary inspector of the Republic of Tajikistan.

Article 49. The Rights of Officials Carrying Out State Sanitary-Epidemiological Inspection

In the process of carrying out their official responsibilities and upon submission of service certificate, the officials carrying out the state sanitary-epidemiological inspection shall have the following rights:

- Receive the official information on providing sanitary-epidemiological safety of the population related issues from the ministries and departments, local authorities, natural persons and legal entities;
- Carry out sanitary-epidemiological investigations;
- Visit territories and premises of objects subject to the state sanitary-epidemiological inspection for the purpose of monitoring the compliance of individual entrepreneurs, persons carrying out managerial functions in commercial and other organizations and officials with the legislation related to sanitary-epidemiological safety of the population, taking sanitary-hygienic and anti-epidemic measures in the objects mentioned;
- Visit, with consent of citizens, their living quarters for the purpose of monitoring their living conditions;
- Select samples of products for research, including alimentary raw materials and food products in the volume and quantity determined by the Ministry of Health of the Republic of Tajikistan;
- Carry out inspection of transport means and goods transferred by them, including alimentary raw materials and food products for the purpose of determining the compliance of transport means and goods transferred by them with sanitary norms and standards;
- Carry out researches and measure the environmental factors for the purpose of determining the compliance of such factors with sanitary norms and standards;
- Draw up protocol on violation of the sanitary-epidemiological safety of the population related legislation.

In case of revealing violations of the sanitary-epidemiological safety of the population related legislation as well as in case of threat of occurrence of infectious diseases and mass non-infectious diseases (intoxications), the officials responsible for state sanitary-epidemiological inspection shall have the right to give the citizens and legal entities instructions binding on them within set timeframe:

- On elimination of violations of sanitary norms and standards revealed;
- On termination of sale of products as well as alimentary raw materials and food products not being in compliance with sanitary norms and standards or not having sanitary-epidemiological certificate;
- On taking the additional sanitary-hygienic and anti-epidemic measures;
- On carrying out laboratory examination of the citizens, who contacted with patients with infectious diseases and medical control over such citizens;
- On carrying out of works on disinfection, disinsection and deratization in the infection disease center as well as within territories and premises where conditions for occurrence or spread of infectious diseases are available and remain.

Article 50. Powers of the Principal State Sanitary Inspectors and of Their Deputies

Principal state sanitary inspectors and their deputies shall, within their competence, along with the rights provided for in this Law, be responsible for the following:

- Review materials and cases on violations of legislation related to sanitary-epidemiological safety of the population;
- Transfer, in the established order, the materials on violation of the legislation related to sanitary-epidemiological safety of the population to the court;
- Issue sanitary-epidemiological certificates to natural persons and legal entities as provided for in this Law;
- Invite the citizens, individual entrepreneurs, officials to the bodies and institutions of the Sanitary-Epidemiological Service of the Republic of Tajikistan for the purpose of reviewing materials and cases on violations of the legislation related to sanitary-epidemiological safety of the population;
- Issue of instructions for natural persons and legal entities binding on them within the given period;
- Carry out, in accordance with their activity, sanitary-epidemiological expertise, inspections, studies, testing of toxicological, hygienic and other types of assessments provided for in this Law.
- When revealing the violations of sanitary-epidemiological safety of the population related legislation creating threat of occurrence and spread of infectious diseases and mass non-infectious diseases (intoxications), reasoned resolutions on suspension of exploitation until elimination of such violation or on prohibition in case of impossibility of elimination shall be issued in the following cases:
 - Designing, construction, reconstruction, technical re-equipment of objects and putting them into operation;
 - Exploitation of objects, production workshops and areas, premises, buildings, constructions, equipment, transport means, carrying out of certain types of works and rendering services;

- Development, production, sale and use of products;
- Production, import, storage, transportation and sale of alimentary raw materials, food additives, drinking water, pesticides and materials and items contacting with them;
- Use of water objects for the purpose of ensuring drinking, economic-consumer water supply and other needs;
- Import to the territory of the Republic of Tajikistan of the products without sanitary-epidemiological certificates on their compliance with sanitary norms and standards or chemical, biological, radioactive substances, certain types of products, waste, goods, consignment not registered in a manner provided for in the legislation of the Republic of Tajikistan.

The following substantiated resolutions shall be issued when there is threat of occurrence and spread of infection diseases representing danger for others:

- On hospitalization for examination or isolation of the infected people representing danger for the others and persons suspected of such diseases;
- On carrying out of mandatory medical examination, hospitalization or isolation of citizens being in contact with the infected people representing danger for the others;
- On temporary suspension from work of persons being carriers of agents of infection diseases and may be the sources of spread of infection diseases;
- On suspension from work of persons being carriers of agents of infection diseases and may be sources of spread of agents of infection diseases in connection with peculiarities of their work or production;
- On carrying out of preventive vaccination of citizens or certain groups of citizens based on epidemic indications;
- On taking (cancelling) restrictive measures (quarantine) in organizations and objects.

The following substantiated resolutions shall be issued for the violation of sanitary-epidemiological safety of the population related legislation:

- On imposing of administrative penalty;
- On sending materials on violation of sanitary-epidemiological safety of the population related legislation to the law-enforcement bodies for solving the issues of initiating criminal proceedings.

The following proposals shall be made:

- To the Government of the Republic of Tajikistan, local authorities on taking measures to improve sanitary-epidemiological situation and fulfillment of requirements of sanitary-epidemiological safety of the population related legislation as well as proposals related to draft programs of social-economic development of territories, republican and regional target programs to provide sanitary-epidemiological safety of the population, protection and improvement of the population's health, protection of environment;
- To the local authorities on taking (cancelling) restrictive measures (quarantine);
- To legal entities on bringing the taken decisions, orders, resolutions and instructions related to provide sanitary-epidemiological safety of the population in compliance with sanitary-epidemiological safety of the population related legislation;
- To financial-crediting organizations on suspension of operations of natural persons and legal entities based on payment and other accounts in case of violation of sanitary norms and standards during carrying out of works on designing and construction of buildings, constructions, structures and non-fulfillment of resolutions on suspension or termination of such works by persons mentioned above;
- To the bodies responsible for issue of certificates on suspension of operations or seizure of certificates of compliance of works, services, products in case of incompliance of such works, services, and products with sanitary norms and standards;
- To the bodies responsible for issue of licenses on suspension of licenses for certain types of works or on seizure of these licenses in case of revealing of violation of sanitary norms and standards during implementation of such works;
- To employers on application of disciplinary punishments to workers, who allowed violation of sanitary norms and standards;
- To natural persons and legal entities on compensation of damage caused to the citizen as the result of violation of sanitary-epidemiological safety of the population related legislation allowed by them as well as compensation of additional expenses incurred by medical-preventive bodies and institutions of the State Sanitary-Epidemiological Service of the Republic of Tajikistan for taking measures on liquidation of infection diseases and mass non-infection diseases (intoxications) connected with the indicated sanitary-epidemiological safety of the population related legislation.

The principal state sanitary inspector of the Republic of Tajikistan and his/her deputies shall,

within their competence and along with their rights and powers provided for in this Law, be responsible for the following:

- Issue of sanitary-epidemiological certificates of compliance of draft design standards, approved by local authorities, draft state standards, construction standards and rules, drafts of veterinary and phytosanitary rules, drafts of labor protection rules, drafts of nature environment protection rules, drafts of education standard rules, drafts of other normative acts and republican target programs to ensure sanitary-epidemiological safety of the population (hereinafter referred to as - the documents) with sanitary norms and standards;
- Approve and bring into effect, in the established order, sanitary norms and standards, normative and other documents regulating activity of bodies and institutions of the State Sanitary-Epidemiological Service of the Republic of Tajikistan;
- Submit proposals to local authority on bringing the documents provided for in this Law into compliance with sanitary-epidemiological safety of the population related legislation approved by the bodies mentioned above;
- Submit to the Government of the Republic of Tajikistan proposals on taking (cancelling) restrictive measures (quarantine) in the territory of the Republic of Tajikistan;
- Approve instructions and other documents regulating the procedure of carrying out the state sanitary-epidemiological inspection on objects of air, water, railroad and automobile transport, objects of defense and for other special purpose.

In case of a failure to meet the requirements of the resolutions of the principal state sanitary inspectors by natural persons and legal entities, materials shall be sent to the courts based on of the respondents' location for the purpose of ensuring mandatory fulfillment in the established order.

Article 51. Obligations of Official Carrying Out State Sanitary-Epidemiological Inspection

Officials carrying out the state sanitary-epidemiological inspection shall be responsible for the following:

- Fulfill powers, in a timely and full manner, provided for in this Law, in preventing, revealing and restraint of violations of sanitary-epidemiological safety of the population related legislation;
- Determine the causes and conditions of occurrence and spread of infection diseases and mass non-infection diseases (intoxications);
- Review the applications of natural persons and legal entities on issues of sanitary-epidemiological safety of the population and take appropriate measures;
- Inform ministries and departments, local authority as well as the population on sanitary-epidemiological situation and on measures taken by the bodies and institutions of the State Sanitary-Epidemiological Service of the Republic of Tajikistan on providing sanitary-epidemiological safety of the population;
- Coordinate their activity on providing sanitary-epidemiological safety of the population in cooperation with the ministries and departments, local authorities as well as public associations;
- Keep state, medical and other legally protected secrets with regard to information that became known during fulfillment of their job responsibilities;
- Provide assistance to local authorities, public associations in providing sanitary-epidemiological safety of the population.

Article 52. Responsibilities of the Officials Carrying Out State Sanitary-Epidemiological Inspection

Officials carrying out the state sanitary-epidemiological inspection shall be brought to responsibility, in a manner provided for in the legislation of the Republic of Tajikistan, for improper fulfillment of their job responsibilities as well as suppression of facts and circumstances creating danger to sanitary-epidemiological safety of the population.

Article 53. Appeal of Actions (Lack of Actions) of the Officials Carrying Out the State Sanitary-Epidemiological Inspection

Actions (lack of actions) of the officials carrying out state sanitary-epidemiological inspection may be appealed, within one month, in the higher body of the state sanitary-epidemiological inspection by principal state sanitary-epidemiological inspector of the Republic of Tajikistan.

Appeal shall be reviewed in a manner provided for in the legislation of the Republic of Tajikistan.

Submission of appeal shall not suspend the fulfillment of appeal of actions subject to appeal if such actions are not suspended by the decision of the court.

Article 54. Legal Status and Social Protection of Officials Carrying Out State Sanitary-Epidemiological Inspection

The officials and specialists of Sanitary-Epidemiological Service carrying out the state sanitary-epidemiological inspection shall be representatives of executive authority and shall be protected by the government.

When carrying out their activity they shall be independent and shall act in accordance with the Constitution, this Law and other normative and legal acts of the Republic of Tajikistan.

Any influence, in any form, on officials and specialists carrying out the state sanitary-epidemiological inspection preventing the fulfillment of their job responsibilities or interference in their activity shall be prohibited.

Officials and specialists of the State Sanitary-Epidemiological Service shall enjoy social protection provided for in the legislation of the Republic of Tajikistan when fulfillment of their job responsibilities.

CHAPTER VII. FINAL PROVISIONS

Article 55. Responsibilities of Natural Persons for Violation of the Requirements of this Law

Natural persons shall be brought to responsibility for violation of the requirements of this Law in accordance with the legislation of the Republic of Tajikistan.

Article 56. Responsibilities of Legal Entities for Violation of the Requirements of this Law

Legal entities shall be responsible for the following violations of the requirements of sanitary-epidemiological safety of the population related legislation:

- Violation of sanitary-epidemiological requirements to living quarters, exploitation of production, public premises, buildings, constructions, equipment and transport shall entail imposition of penalty in the amount equal to one hundred to two hundred minimum wage rate;
- Violation of sanitary-epidemiological requirements to the organization of catering for population, products imported to the territory of the Republic of Tajikistan, products for production-technical purposes, chemical, biological substances and certain types of products potentially dangerous for humans, goods for personal and daily living needs, food products, food additives, alimentary raw materials as well as materials and products contacting with them, new production technologies shall entail imposition of penalty in the amount equal to two to three hundred minimum wage rate;
- Violation of sanitary-epidemiological requirements to water objects, drinking water and water supply to the population, atmosphere air in urban and rural settlements, air in places of permanent or temporary residence, soil, maintenance of territories of urban, rural settlements and industrial areas, collection, use, neutralization, transportation, storage and disposal of production, radioactive and domestic waste as well as planning and construction of urban and rural settlements shall entail penalty in the amount equal to two to three hundred minimum wage rate;
- Violation of sanitary-epidemiological requirements to labor conditions, education and training, work with sources of physical factors of impact on humans, work with biological substances, biological and microbiological organisms and their toxins shall entail penalty in the amount equal to two to three hundred minimum wage rate;
- Not taking of sanitary-hygienic and anti-epidemiological measures shall entail imposition of penalty in the amount equal to three to four hundred minimum wage rate.

The amount of the administrative penalty shall, in a full manner, be subject to be transferred to the state budget.

Administrative penalties for violation of sanitary-epidemiological safety of the population related legislation shall be imposed by the resolutions of the officials carrying out the state sanitary-epidemiological inspection in accordance with the powers provided for in this Law.

Proceedings in the cases of administrative violations provided for in this Article shall be administered in a manner provided for in the Code of Administrative Violations of the Republic of Tajikistan.

Article 57. The Law of the Republic of Tajikistan on State Sanitary Inspection shall Cease to Be Effective

The Law of the Republic of Tajikistan on State Sanitary Inspection of July 20, 1994 (Akhbori Majlisi Oli of the Republic of Tajikistan, 1994, No.15-16, Article 239) No.987 shall cease to be effective.

Article 58. Procedure of Entering Into Force of this Law

This Law shall enter into force upon its official publication.

President of the
Republic of Tajikistan
Dushanbe,
December 8, 2003, No. 49

E. Rahmonov