



## Criminal responsibility

According to the changes in the Criminal code of the Russian Federation, if a certificate of conformity, declaration of conformity or test report is found to have been issued violating certification requirements, it may result in **criminal penalties**. In case the certificate is recognized as issued with violations, The Russian Federal Service for Accreditation (Rosakkreditatsiya) obtained power to transfer information on all issued documents to law enforcement authorities for criminal prosecution under Art. 327 of the Criminal Code of the Russian Federation "Forgery and use of false or forged document", article 238. that might impose imprisonment for a term up to 2 years.

A document, such as a test report or certificate of conformity, is considered to be issued «inappropriately», if products to be certified do not meet standards of safety for the lives or health of consumers.

### Safety standards and requirements cannot be met if:

- 1) Your product **wasn't submitted for testing** when conducting a product certification procedure;
- 2) **No audit of production** facilities was organized by the expert to ensure the ongoing compliance of quality production processes;
- 3) **No Inspection Control** of your product for issued certificates (once a year, for the 2nd and 3rd);
- 4) The Lab or CB experts are not registered in Eurasian Economic Union;
- 5) Test Reports and Certificates are issued in the non-accredited Certification Body.



## Legal and administrative responsibility

is mentioned in Art. 14.43-14.49 of the Civil Code of the Russian Federation are fined with a penalty of up to 300.000 roubles (4,500 EUR) or the equivalent of the convicted person's wages for two years, or with compulsory work for up to three hundred and sixty hours. This covers the violation of:

- requirements of technical regulations (article 14.43)
- selling the products subject to mandatory confirmation of conformity (Article 14.45);
- **marking the products subject to mandatory confirmation of conformity** (Article 14.46);
- the rules for carrying out certification assessment (Article 14.47 of the Code of Administrative Responsibility of the Russian Federation).

Goods or services intended for **children under six years** or which caused serious harm to health or death are fined up to 500.000 roubles (7,300 EUR) or by compulsory labour for up to five years, or by **imprisonment for up to 6 years** .

Source: <http://www.garant.ru/news>