## Information material

### Overview on the progress with prepackages control in COOMET member countries

**COOMET I/LM/8:2019**

Approved at the 29th COOMET Committee Meeting (3-4 April 2019, Dresden, Germany).

### QUESTION

1. Are there requirements for prepackages established in legal acts together with the need of their control by authorized state bodies?

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2. Is there a national technical regulation and/or standard establishing unified technical requirements for the quantity of goods in a package?

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<tbody>
<tr>
<td>2) Technical Regulation &quot;Requirements established for the quantity of prepackaged goods in packages of any kind during their packaging, selling and importing&quot; (adopted by the Decree of the Government of the Republic of Armenia of October 3.2005 № 1923-H &quot;On the approval of the Technical Regulation concerning the requirements for the quantity of prepackaged goods in packages of any kind during their packaging, selling and importing&quot;)</td>
<td>NO</td>
<td>YES</td>
<td>YES</td>
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<td>YES</td>
<td>YES</td>
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**Standard O`z: DSi 8.022:2002 «State system for ensuring the uniformity of measurements of the Republic of Uzbekistan. General metrological requirements for the quantity of prepackaged goods in packages of any kind and procedure of state metrological control and su**
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<th>QUESTION</th>
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<tr>
<td>3) Are the requirements of the national technical regulation and/or standard according to clause 2 mandatory?</td>
<td>YES</td>
<td>PARTLY</td>
<td>YES</td>
<td>YES</td>
<td>YES</td>
<td>YES</td>
<td>YES</td>
<td>YES</td>
<td>NO</td>
<td>Standards are voluntary</td>
<td>YES</td>
<td>YES</td>
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<tr>
<td>1. The requirements of the TR of Armenia are mandatory. 2. The application of national standards is voluntary except in cases established by Law of RA &quot;On standardization&quot; (Z-A.21-N, adopted Febuary 2008)</td>
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<td>2.4.1) Does the national technical regulation and/or standard cover all types of prepackages or are there any restrictions regarding product types or categories?</td>
<td>YES</td>
<td>NO</td>
<td>STB 8019 is not applicable to tobacco products (in terms of marking) as well as to medicines used in medical practice</td>
<td>There is a restriction in the definition of</td>
<td>The established procedure implies the control according to the type of a product. The instructions used are listed below: - IT A-09 Determination of the quantity of prepackages</td>
<td>This Regulation is not applicable to prepackages sold in duty-free shops.</td>
<td>The requirements of GOST 8.579 are not mandatory.</td>
<td>1) The technical regulation is mandatory for manufacturers of prepackages, having “c” conformity mark. 2) The order of the Ministry of Economic Development of Ukraine will be mandatory for manufacturers of prepackages, having no “c” conformity mark.</td>
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<td>If you replied positively to question 2:</td>
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The standard contains no restrictions (see the definition of prepackages). Prepackages are goods that are prepackaged, packed and sealed in the absence of a buyer, the quantity of which is specified in units of mass.
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<tr>
<td>2.A.2) Does the national regulation and/or standard establish any requirements for prepackages of constant nominal quantity, including:</td>
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<td>Requirements for prepackages with the indication of quantity in units of mass</td>
<td>YES</td>
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<td>Requirements for prepackages with the indication of quantity in units of volume</td>
<td>YES</td>
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<td>Requirements for prepackages with the indication of quantity in units of area</td>
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<td>Requirements for prepackages with the indication of quantity in pieces</td>
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<td>2.A.3) Are the technical requirements for prepackages (consumer products only):</td>
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<td>the quantity of prepackages of constant nominal quantity harmonized with the requirements of Recommendation OIML R87:2004?</td>
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<td>2.4.7 Are the technical requirements for the quantity of prepackages of constant nominal quantity harmonized with the requirements of EU Directives (75/107/EEC, 76/211/EEC, 2007/45/EC)?</td>
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<td>2.4.5 Does the national technical regulation and/or standard establish mandatory values for nominal quantity for certain types of products? If YES, then for which?</td>
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The mentioned directives were not considered in the Procedure used in Armenia. It has not been verified whether they are harmonized or not.

Only for prepackages sold by volume (in ml): wine, sparkling wine, liqueur wine, flavored wine, alcoholic beverages.
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<tr>
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<th>BY (tequila)</th>
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<tr>
<td>2.A.6) Are mandatory values for nominal quantity for certain types of products harmonized with the requirements of Directive 2007/4/EC?</td>
<td>NO</td>
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<td>YES</td>
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<td>2.A.7) Does the national regulation and/or standard establish any requirements for prepackages of random nominal quantity, including</td>
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<td>YES</td>
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<td>requirements for prepackages with the indication of quantity in units of mass</td>
<td>YES</td>
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<td>requirements for prepackages with the indication of quantity in units of volume</td>
<td>YES</td>
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<td>requirements for prepackages with the indication of quantity in units of length</td>
<td>NO</td>
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<td>requirements for prepackages with the indication of quantity in units of area</td>
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<td>requirements for prepackages with the indication of quantity in pieces</td>
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<td>2.A.8) Does the national technical regulation and/or standard establish unified requirements for MARKING the quantity of prepackages?</td>
<td>YES</td>
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<td>It is determined by the maximum permitted error of the weighing instrument (weights) used to weigh goods.</td>
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<td>2.A.9) Are the requirements for MARKING the quantity of prepackages harmonized with the re-</td>
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<td>The revision of the TR of Armenia will allow for the harmonization</td>
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<td>of the technical requirements for marking the quantity of pre-packages with the requirements of Recommendation OIML R79:1989?</td>
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<td>2.A.10) Does the national technical regulation and/or standard establish the requirements for volumetric vessels used for manufacturing of liquid prepackages of constant nominal quantity?</td>
<td>YES</td>
<td>YES</td>
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<td>2.A.11) Are the requirements for volumetric vessels harmonized with the requirements of Recommendation OIML R138?</td>
<td>YES</td>
<td>YES</td>
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<td>2.A.12) Does the national technical regulation and/or standard establish the requirements that prohibit placing on the market of &quot;misleading&quot; prepackages (taking into account OIML R87:2004)?</td>
<td>YES</td>
<td>YES</td>
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<td>2.A.13) Does the national technical regulation and/or standard establish the requirements for the need to in-</td>
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<td>dicate price per unit (i.e. kg or liter) when selling prepackages with constant nominal quantity of a product?</td>
<td>NO</td>
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<td>2.A.14) Does the national regulation and/or standard have a provision for marking the prepackages with a special mark?</td>
<td>YES</td>
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<tr>
<td>The requirements of the TR of Armenia cover the quantity of prepackages regardless of the way they are packed during their packaging, selling and importing and are not applicable to their manufacturing. 2. In the process of TR RA revision it will be considered whether it’s</td>
<td>NO</td>
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<td>Such requirements are stated in the Technical Regulation.</td>
<td>YES</td>
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<td>2.A.17) Does the national technical regulation and/or standard establish the requirements for measuring instruments used by a manufacturer/packer during the production control of pre-packages?</td>
<td>HET</td>
<td>NO</td>
<td>-</td>
<td>YES</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>NO</td>
<td>YES</td>
<td>YES</td>
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</table>

- The TR of Armenia establishes mandatory requirements for the verification of measuring instruments used to determine the actual or average contents of products in a package. The measurement error in this case shall not exceed 1/5 of the limit of permitted negative deviations given in the TR for nominal quantities of pre-packages.
- Law 198 and its regulations state that all measuring instruments shall be traceable to international reference standards by means of verification or calibration.
- The quantity of products contained in a package, known as "actual contents", is measured or verified by weight or volume under the responsibility of a packer. Measurement or verification shall be carried out with validated measuring instruments designed to perform these operations.

If you replied negatively to question 2:

| 4.1) Does your country intend to implement into your national legislation the requirements (in whole or in part) of the OIML Recommendations (R87, R79, R138) and EU Directives on pre-packages? | - | YES | REQUIREMENTS IMPLEMENTED | - | - | MAYBE | YES | MAYBE | YES | MAYBE | - | YES | I HOPE SO! |

- Continuous work is carried out to promote the development of the Technical Regulation (or other document) of the Customs Union on pre-packages.

<p>| 4.2) Does your country intend to establish metrological requirements for pre-packages of random nominal mass (e.g. meet, cheese)? | YES | YES | - | YES | MAYBE | - | - | YES | MAYBE | - | NO | MAYBE |</p>
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<td>4.3) Does your country intend to implement into your national legis-</td>
<td>-</td>
<td>YES</td>
<td>YES</td>
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<td>NO</td>
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<td>lation the requirements and criteria that prohibit placing on the</td>
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<td>market of &quot;misleading&quot; pre-packages (according to OIML R87:2004)?</td>
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<td>4.4) Does your country intend to oblige sellers of prepackages to</td>
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<td>MAYBE</td>
<td>YES</td>
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<td>NO</td>
<td>YES</td>
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<td>indicate on their prices the corresponding cost per unit (i.e. kg or</td>
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<td>liter) - (in a similar manner to the requirements of Directive 98/6/EC)?</td>
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<td>5) Is there any national normative legal document and/or standard</td>
<td>-</td>
<td>Law of the Republic of Belarus &quot;On ensuring the uniformity of</td>
<td>Internal Instruction (DIM). The Directorate for Metrology of the National Bureau (Directorate of the National Metrology Service) issues an annual instruction (in 2017 it’s DIM-2: 2017) establishing the exercise of control of prepackages. The control is exercised by local authorities according to the territorial production.</td>
<td>-</td>
<td>ST RK 2.156-2009 &quot;State system for ensuring the uniformity of</td>
<td>Under development</td>
<td>Federal Law &quot;On ensuring the uniformity of measurements&quot; of 26.06.2008 No. 102 as amended on 18.07.2011 (Article 3)</td>
<td>NO</td>
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<td>establishing the obligation and procedure of the state supervi-sion/</td>
<td></td>
<td>&quot;On ensuring the uniformity of measurements&quot; 2) STB 8020-2002 &quot;System</td>
<td>for ensuring the uniformity of measurements of the Republic of Kazakhstan. Procedure of state metrological control of the quantity of prepackaged goods in packages of any kind during their packaging, selling and importing.</td>
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<td>control of prepackages?</td>
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<tr>
<td>5.1) Who performs the state supervision/control of pre-packages?</td>
<td>-</td>
<td>State Committee on Standardization, Metrology and Patents of the Republic of Azerbaijan</td>
<td>Inspectorates for state supervision of conformity with the requirements of technical regulations and standards and state metrological supervision (Minsk and regional cities) In connection with the introduction of Decree No. 376 of 16.10.2017 “On measures to improve control (supervisory) activities”, the routine checks (state metrological supervision) of prepackages are NOT performed</td>
<td>-</td>
<td>RSU &quot;Department of the Committee for Technical Regulation and Metrology&quot; (DCTRUM) (16 regions)</td>
<td>The State Inspectorate for Environmental and Technical Safety under the Department of Metrological Supervision</td>
<td>National Agency for Consumer Rights Protection</td>
<td>Not performed</td>
<td>-</td>
<td>Bodies for market and metrological supervision</td>
<td>Agency &quot;Uz-standard&quot; (Regional Administrations for Standardization and Metrology)</td>
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<tr>
<td>5.2) Who performs measurements of the quantity of goods for selected samples of prepackages in the process of state supervision/control of prepackages?</td>
<td>-</td>
<td>State Committee on Standardization, Metrology and Patents of the Republic of Azerbaijan</td>
<td>State inspectors See 5.1</td>
<td>-</td>
<td>State inspectors</td>
<td>State inspectors of the above-mentioned State Inspectorate</td>
<td>-</td>
<td>Nobody</td>
<td>-</td>
<td>Specialists of bodies for market and metrological supervision</td>
<td>Agency &quot;Uz-standard&quot; (in the Republican and Regional Testing and Certification Centers)</td>
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<td>5.3) Is accreditation and/or notification necessary to perform measurements of the quantity of goods? If YES, then by whom?</td>
<td>-</td>
<td>YES</td>
<td>State Committee on Standardization, Metrology and Patents of the Republic of Azerbaijan</td>
<td>NO</td>
<td>-</td>
<td>NO</td>
<td>NO</td>
<td>-</td>
<td>Nobody takes measurements of the quantity of prepackaged goods in packages</td>
<td>-</td>
<td>NO</td>
<td>Not specified</td>
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<td>5.4) Are experimental studies paid for? If YES, then by whom?</td>
<td>-</td>
<td>NO</td>
<td>YES</td>
<td>The business entity inspected during the state</td>
<td>NO</td>
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<td>NO</td>
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<td>NO</td>
<td>The bodies for market and metrological</td>
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</table>
5.5) Are there requirements established for measuring instruments used during state supervision/control of prepackages?

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<td>YES</td>
<td>YES</td>
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In accordance with the Law "On Ensuring the Uniformity of Measurements" verified measuring instruments entered in the State Register are used in the process of state metrological supervision of prepackages.

6) What are the problematic issues of the control of prepackages in the country?

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There are no national technical regulations governing the procedure of state metrological supervision of the quantity of prepackages.

1) Cancellation of TR 2010/004/BY, 2) Voluntary requirements of STB 8019, 3) No Technical Regulation (or other document) of the Customs Union concerning prepackages, 4) Suspension of activities for state metrological supervision of the quantity of prepackages

1) Error below the nominal quantity of products in containers; 2) Misuse of symbols for units of measurement of measuring instruments; 3) Application of measuring instruments not previously calibrated to control the contents of prepackages

No technical regulation

1) A legislative framework for the supervision of prepackages is insufficiently formed, 2) No measuring instruments, allowing to supervise prepackages without opening the package. 3) It is necessary to perform training for specialists, to hold workshops on the control of prepackages.

To date the approved Regulation has not yet entered into force.

1) To make the requirements for the quantity of prepackaged goods in packages mandatory, 2) To implement the state metrological supervision of the quantity of prepackaged goods in packages. 3) To create conditions for the development of internal metrological supervision of the quantity of prepackaged goods in packages, both for producers and sellers of prepackages. If sellers of prepackages will exercise input

- supervision receive funding from the state budget to perform works related to their activities.
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<td>control of the compliance of the quantity of packaged goods in packages with the established requirements and will refuse to sell non-conforming products, this may affect the manufacturers of prepackaged goods in packages. 4) The creation of a voluntary system of pre-packages certification serves as one of the solutions to the issue</td>
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<tr>
<td>National Institute of Metrology</td>
<td>State Metrology Service</td>
<td>BelGIM</td>
<td>National Research Institute on Metrology of Cuba</td>
<td>GEOSTM</td>
<td>DCTRM</td>
<td>The State Inspectorate for Environmental and Technical Safety under the Government of the Kyrgyz Republic</td>
<td>Ministry of Economics</td>
<td>VNIIMS</td>
<td>Tajikstandard</td>
<td>SE &quot;Ukrmetteststandart&quot;</td>
<td>SMSITI</td>
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As of September 2018

The identification

1. Coordinating organization: BelGIM, Belarus
2. COOMET project: 602/BY/13 (Project coordinator: Nadezhda Liakhova, Head of department of BelGIM, Belarus)
3. The Information Material has been approved at the 29th COOMET Committee meeting