
PLANT WORLD LAW OF THE REPUBLIC OF BELARUS
June 14, 2003, N 205-3

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(as worded in the Laws of the Republic of Belarus of 29.10.2004 N 319-3,
19.07.2005 N 42-3, 29.06.2006 N 137-3, 20.07.2006 N 162-3, 20.10.2006 N 169-3,
13.06.2007 N 238-3, 10.11.2008 N 444-3, 02.07.2009 N 32-3, 28.12.2009 N 96-3,
17.05.2011 N 260-3, 22.01.2013 N 18-3)

This Law specifies legal bases of conservation, protection, reproduction, upkeep, withdrawal, removal, transplantation of plant world objects and their use as well as landscaping, habitat protection of plant world objects, increase of their environmental, water conservation, protective, sanitary-hygienic, recreative and other functions for ensuring favorable environment for citizens' life and health and sustainable use of plant world resources.

Chapter 1
GENERAL PROVISIONS

Article 1

Main Definitions

The following main definitions are used for the purposes of this Law:

- acclimatization of wild plants – the activity aimed at ensuring adaptation of wild plants to their new or changed habitats;
(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)
- the paragraph was excluded. – The Law of the Republic of Belarus of 22.01.2013 N 18-3;
- reproduction of plant world objects – a natural (regulated and unregulated) or artificial process of plant world object resumption, restoration of their quality characteristics;
- wild plants – plants growing in their habitats and capable of forming populations, plant communities or plantations as well as plants grown and used for landscaping and other environmental, water conservation and protective purposes;
(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)
- trees and shrubs – individual trees, shrubs and their plantations;
(the paragraph was introduced by the Law of the Republic of Belarus of 17.05.2011 N 260-3)
- procurement (purchase) of wild plants and (or) their parts – a kind of a special use of plant world objects carried out by legal entities, individual entrepreneurs;
(the paragraph was introduced by the Law of the Republic of Belarus of 17.05.2011 N 260-3)
- withdrawal of plant world objects – separation of wild plants from their habitats and (or) their parts from wild plants associated with use of plant world objects;
(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)
- invasive plants – plant world objects, being outside their natural area, spread and abundance of which create a threat to the citizens' life or health, conservation of biological diversity, and harm to some economic sectors;
(the paragraph was introduced by the Law of the Republic of Belarus of 17.05.2011 N 260-3)
- introduction of wild plants – the activity aimed at introducing wild plants into places

beyond the boundaries of their occurrence;
(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

compensatory cost payments for removed, transplanted plant world objects – cost reimbursement of removed, transplanted plant world objects on particular land plot taking into account their species composition, quality status and quantitative parameters;
(the paragraph was introduced by the Law of the Republic of Belarus of 17.05.2011 N 260-3)

compensatory planting – a series of measures for developing plant world objects instead of the removed and transplanted ones;
(the paragraph was introduced by the Law of the Republic of Belarus of 17.05.2011 N 260-3)

plantations – the collection of wild plants, both forming and not forming a plant community, located in a particular area;

standards in the field of handling of plant world objects – standards established in accordance with the parameters of the status and abundance of plant world objects, the level of area landscaping, inobservance of which can result in a poor environmental state;

handling of plant world objects – the activity associated with conservation, protection, reproduction, upkeep, withdrawal or transplantation of plant world objects and their use as well as with landscaping;

(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

plant world objects – native wild plants, their populations, plant communities or plantations;

(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

landscaping– a series of measures for developing, keeping and reconstructing plantations which perform sanitary-hygienic, recreative, engineering and technical, cultural, aesthetic and other non-agricultural functions;

protection of plant world objects – a series of measures aimed at conservation of space, species and population integrity of plant world objects, their numbers, resource potential and productivity, prevention of their damage, destruction or other harmful effect on them;

transplantation of plant world objects – separation of wild plants from their habitats followed by maintaining their viability, not associated with the use of plant world objects;
(the paragraph was introduced by the Law of the Republic of Belarus of 17.05.2011 N 260-3)

use of plant world objects – the use of plant world objects or their properties by legal entities or by citizens of the Republic of Belarus during their execution of economic and other activities;

users of land plots or water objects – legal entities or citizens of the Republic of Belarus who have been granted a land plot, either a water object or its part (hereinafter – water object), within the boundaries of which plant world objects are located, under the terms of ownership, use, lease, concession or under other terms in accordance with the procedure established by the legislation of the Republic of Belarus;

a user of plant world objects – a legal entity or a citizen of the Republic of Belarus who has been granted the right to use plant world objects in accordance with the procedure established by the legislation of the Republic of Belarus;

plants – vascular and mossy plants, algae, lichens and fungi;

plant products –withdrawn wild plants, their parts and (or) their waste products which are used as raw materials or for other purposes of production and consumption (hereinafter – consumption purposes);

plant community – a relatively homogeneous collection of wild plants of various species of one or many generations which has formed its own internal environment with own composition and structure capable of natural reproduction or substituted by another plant community as a result of interaction between plants and their habitats;

plant world – a collection of native wild plants, their populations, plant communities and plantations;

(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

plant world resources – plant world objects or their properties which are used or can be used during the execution of economic and other activities by legal entities or citizens of the Republic of Belarus and have a consumption value;

gathering of wild plants and (or) their parts – a kind of common use of plant world objects by citizens of the Republic of Belarus;

(the paragraph was introduced by the Law of the Republic of Belarus of 17.05.2011 N 260-3)

habitat of plant world objects – a habitat of plant world objects in combination with other natural factors creating growth conditions of plant world objects necessary for providing their viability;

removal of plant world objects – separation of wild plants from their habitats and (or) parts from wild plants not associated with the use of plant world objects which results in loss of their viability.

(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

Article 2

Plant World Legislation of the Republic of Belarus

The plant world legislation of the Republic of Belarus is based on the Constitution of the Republic of Belarus and consists of this Law and other standard legal acts of the Republic of Belarus containing standards regulating relations in handling of plant world objects, unless otherwise provided in this Article.

The relations in handling of plant world objects, included in forest resources, are regulated by the forest legislation of the Republic of Belarus with the exception of cases specified by Articles 18, 19, 24, 26 – 28 of this Law.

(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

The relations associated with withdrawal or removal of trees and shrubs, located outside the boundaries of settlements, are regulated by the forest legislation of the Republic of Belarus.

(Part 3 of Article 2 was introduced by the Law of the Republic of Belarus of 17.05.2011 N 260-3)

The relations in handling of plants belonging to living modified organisms are regulated by the legislation of the Republic of Belarus on biological safety and genetic engineering activity.

The relations in protection of wild plants are regulated by the legislations of the Republic of Belarus on plant protection, by this Law and by other legislative acts of the Republic of Belarus.

The relations in landscaping are regulated by this Law and by other legislative acts of the Republic of Belarus on plant world, those in the field of architecture, urban planning and construction activities - on municipal services.

(Part 6 of Article 2 as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

The relations in handling of plant world objects as components of habitat of animal world objects are regulated by the plant world legislation of the Republic of Belarus, unless otherwise provided by the legislation of the Republic of Belarus on protection and use of animal world.

(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

The relations in the field of environmental protection, protection and use of lands (including soils), entrails, waters, air, animal world as components of habitat of plant world objects are regulated by the legislation of the Republic of Belarus on environmental protection, on protection and use of lands, by water legislation of the Republic of Belarus, by the legislation of the Republic of Belarus on entrails, animal world, air protection, respectively, by this Law and by other legislative acts of the Republic of Belarus.

(as worded in the Law of the Republic of Belarus of 28.12.2009 N 96-3)

The relations in handling of withdrawn or removed wild plants and (or) their parts, including plant products, are regulated by civil legislation of the Republic of Belarus, by this Law and by other legislative acts of the Republic of Belarus.

(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

The relations in the field of import into the Republic of Belarus and export from the Republic of Belarus of wild plants, their parts and derivatives are regulated by international treaties of the Republic of Belarus, by customs laws of the Republic of Belarus and by the legislation of the Republic of Belarus on foreign economic activity.

(Part 10 of Article 3 was introduced by the Law of the Republic of Belarus of 17.05.2011 N 260-3; as worded in the Law of the Republic of Belarus of 22.01.2013 N 18-3)

Article 3

International Treaties of the Republic of Belarus

(as worded in the Laws of the Republic of Belarus of 20.10.2006 N 169-3, of 10.11.2008 N 444-3)

If the rules other than those, prescribed in this Law are established by an international treaty of the Republic of Belarus, the rules of the international treaty are used.

Article 4

Parties to Relations in Handling of Plant World Objects

Parties to relations in handling of plant world objects may be:

the Republic of Belarus represented by State bodies acting within their competence established by the legislative acts of the Republic of Belarus;

administrative-territorial units of the Republic of Belarus represented by local government and self-government bodies acting within their competence established by the legislative acts of the Republic of Belarus;

legal entities of the Republic of Belarus and citizens of the Republic of Belarus, including individual entrepreneurs (hereinafter – legal entities and citizens, respectively) being users of plant world objects, land plots or water objects either carrying out the activities affecting plant world objects or exercising control over handling of plant world objects.

Parties to relations in handling of plant world objects may be legal entities and (or) citizens on behalf of the Republic of Belarus and its administrative-territorial units on their special instructions and their separate subdivisions and (or) citizens – on behalf of legal entities in cases and in accordance with the procedure specified by the legislation of the Republic of Belarus.

The rules, established by the plant world legislation of the Republic of Belarus, are applied to the relations in handling of plant world objects involving foreign citizens, stateless persons, foreign and international organizations regardless of their status of a legal entity, unless otherwise provided by the Constitution of the Republic of Belarus, by other legislative acts of the Republic of Belarus and by international treaties of the Republic of Belarus.

(as worded in the Laws of the Republic of Belarus of 20.10.2006 N 169-3, of 10.11.2008 N 444-3)

Article 5

Objects of Relations in Handling of Plant World Objects

Objects of relations in handling of plant world objects are as follows:
native wild plants, their populations, plant communities or plantations;
(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)
withdrawn or removed wild plants, their parts and (or) waste products;
(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)
derivatives of wild plants;
the paragraph was excluded. – The Law of the Republic of Belarus of 22.01.2013 N 18-3;
habitats of plant world objects;
rights to use plant world objects.
Provisions of this Law, unless otherwise provided, do not apply to:
plant world objects located within the boundaries of land plots being in private property, life-long inheritable possession of citizens, private property of non-governmental legal entities, property of foreign States and international organizations;
plant world objects located within the boundaries of land plots granted to citizens for conducting collective gardening and country house construction;
plant world objects cultivated for obtaining crop products;
trees and shrubs growing on lands of the forest resources.
(Part 2 of Article 5 as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

Article 6

Right to Ownership of Plant World Objects and Withdrawn, Removed Wild Plants and (or) their Parts

(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

Plant world objects located in the territory of the Republic of Belarus are State property with the exception of cases specified by this Article.

Plant world objects located within the boundaries of land plots being in private property, life-long inheritable possession of citizens, private property of non-governmental legal entities, property of foreign States and international organizations are property of these citizens, non-governmental legal entities, foreign States and international organizations.

When granting land plots, within the boundaries of which plant world objects are located, in private property, life-long inheritable possession of citizens, private property of non-governmental legal entities, property of foreign States and international organizations in accordance with the procedure established by the legislation of the Republic of Belarus, the State bodies shall make a decision on the fate of these plant world objects.

Plant world objects planted and cultivated on legal grounds are the property of users of land plots or water objects within the boundaries of which these plant world objects grow.

The Republic of Belarus exercises the right to ownership of plant world objects in the national interest through specially authorized State bodies.

Handling of plant world objects, located within the boundaries of land plots or water objects, not granted to legal entities or citizens, is carried out by local executive and administrative bodies under whose authority these land plots or water objects are or by their specially authorized legal entities. In this case local executive and administrative bodies or their specially authorized legal entities carry out the duties of users of land plots or water objects in

handling of plant world objects.

Wild plants and (or) their parts, withdrawn, removed by legal entities and citizens in accordance with the procedure established by the legislation of the Republic of Belarus are their property, unless otherwise provided by legislative acts of the Republic of Belarus.

Article 7

Handling of Plant World Objects by Users of Land Plots or Water Objects

Handling of plant world objects to the extent which is permitted by the legislation of the Republic of Belarus is free to users of land plots or water objects if it is not contrary to the public use and safety, is not harmful to the environment, historical and cultural values, and does not infringe upon the rights and legally protected interests of citizens, legal entities and the State.

The user of a land plot or a water object is entitled to the right to plant world objects since being granted the given land plot or water object in accordance with the legislation of the Republic of Belarus and ceases with termination of the right to the land plot or water object as well as with destruction or loss of a plant world object.

When granting a land plot or a water object, within the boundaries of which plant world objects are located, to a legal entity or a citizen, the State bodies may impose restrictions and prohibitions in handling of plant world objects in cases provided by this Law and by other laws of the Republic of Belarus.

Article 8

Rights of Users of Land Plots or Water Objects in Handling of Plant World Objects

Users of land plots or water objects in handling of plant world objects have the right to:
the use of plant world objects in accordance with the procedure established by the legislation of the Republic of Belarus exercising the rights and performing the duties of users of plant world objects, unless otherwise provided by the legislation of the Republic of Belarus or follows from the nature of the legal relationship;

removal, transplantation or withdrawal of plant world objects in accordance with this Law and other legislative acts of the Republic of Belarus;
(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

compensation for damages caused by withdrawal or temporary occupation of land plots, restriction (encumbrance) of rights to land plots, including establishment of land easement as well as for damages caused by termination or modification of water use conditions with the exception of cases when damages were caused by the fault of water user.
(as worded in the Law of the Republic of Belarus of 28.12.2009 N 96-3)

control over the work related to the use of plant world objects by other legal entities and citizens as well as the work exerting harmful impact on the habitat of plant world objects;

involvement of specialized services, users of plant world objects and other legal entities and citizens by their consent in fire extinguishing, elimination of consequences of natural disasters, pest and disease control of plant world objects in cases and in accordance with the procedure established by the legislation of the Republic of Belarus;

requirement of compensation for damages done to them due to illegal withdrawal, removal, replantation, injury or destruction of wild plants and (or) their parts, including by applying to the court with claims for damages.

(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

Users of landplots or water objects may exercise other rights in handling of plant world

objects if their implementation does not contradict the requirements of the legislation of the Republic of Belarus.

Article 9

Duties of Users of Land Plots or Water Objects in Handling of Plant World Objects

In handling of plant world objects, users of land plots or water objects are obliged to:
comply with the requirements of the legislation of the Republic of Belarus on environmental protection and on plant world;

implement measures for rational (sustainable) use of plant world objects;
(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

comply with the established standards in handling of plant world objects;
(as worded in the Law of the Republic of Belarus of 22.01.2013 N 18-3)

implement conservation of plant world objects against fires, pollution and other deleterious impacts as well as protection of plant world objects;

ensure safety of plant world objects, if their withdrawal, removal or transplantation are not permitted in accordance with this Law and other legislative acts of the Republic of Belarus, and carry out their upkeep and reproduction;

(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

conserve habitat of plant world objects, including carrying out fire-prevention and sanitary landscaping, providing the places (areas) with special facilities for collection and storage of waste;

keep records and submit State statistical reports on plant world objects and their handling if this is provided by the legislation of the Republic of Belarus;

ensure conservation of biological and landscape diversity, historical and cultural values;

do work on regulating occurrence and abundance of wild plants (a species list of which is specified in accordance with Part 3 of Article 26 of this Law) in cases and in accordance with the procedure established by the legislation of the Republic of Belarus;

suspend the use of plant world objects in case of violation of their reproductive function and make proposals to restrict or suspend the rights of special use of plant world objects in accordance with the procedure established by the legislation of the Republic of Belarus.

Users of land plots or water objects must perform even other duties in handling of plant world objects provided by legislative acts of the Republic of Belarus.

Chapter 2

STATE REGULATION AND MANAGEMENT IN THE FIELD OF HANDLING OF PLANT WORLD OBJECTS

Article 10

Basic Principles of State Regulation and Management in the Field of Handling of Plant World Objects

Basic principles of State regulation and management in handling of plant world objects are as follows:

priority of conservation, protection and reproduction of plant world objects, their rational (sustainable) use;

(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

conservation of biological diversity and ensurance of compliance with other principles of

environmental protection;
prevention of deleterious impacts on habitat of plant world objects;
economic incentive of conservation, protection and reproduction of plant world objects,
their rational (sustainable) use;
(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)
taking into account peculiarities of plant world objects in establishing a legal order of
lands or water objects within the boundaries of which these plant world objects are located;
availability of execution and validity of the orders of specially authorized Republican
bodies of the State control in handling of plant world objects or of their territorial bodies, local
executive and administrative bodies;
responsibility for violation of the legislation of the Republic of Belarus on plant world;
compensation for damage done to plant world objects, their habitat, the life and health of
citizens, property of citizens and legal entities due to deleterious impacts on plant world objects;
ensurance of access to ecological information in handling of plant world objects in
accordance with legislative acts of the Republic of Belarus.
(as worded in the Law of the Republic of Belarus of 10.11.2008 N 444-3)

Article 11

Bodies Exercising State Regulation and Management in the Field of Handling of Plant World Objects

State regulation and management in handling of plant world objects are exercised by the President of the Republic of Belarus, the Council of Ministers of the Republic of Belarus, specially authorized Republican bodies of the State management in handling of plant world objects in accordance with the legislation of the Republic of Belarus, by local Councils of Deputies, executive and administrative bodies.

The Ministry of Natural Resources and Environmental Protection of the Republic of Belarus, the Ministry of Forestry of the Republic of Belarus, the Ministry of Housing and Communal Services of the Republic of Belarus and other Republican bodies of the State management specified by the President of the Republic of Belarus and the Council of Ministers of the Republic of Belarus are specially authorized Republican bodies of the State management in handling of plant world objects (hereinafter – specially authorized Republican bodies of the State management).

(Part 2 of Article 11 as worded in the Law of the Republic of Belarus of 29.10.2004 N 319-3)

The competence of specially authorized Republican bodies of the State management is determined in accordance with the present Law and other legislative acts of the Republic of Belarus.

Specially authorized Republican bodies of the State management exercise the powers conferred on them directly and through their territorial bodies.

Article 11-1

Competence of the President of the Republic of Belarus in the Field of Handling of Plant World Objects

(introduced by the Law of the Republic of Belarus of 13.06.2007 N 238-3)

The President of the Republic of Belarus in handling of plant world objects implements the following:

specifies the unified State policy;
approves State programs on rational handling of plant world objects;

the paragraph was excluded. – The Law of the Republic of Belarus of 22.01.2013 N 18-3;
specifies powers of the State Inspection of Animal and Plant World Protection under the President of the Republic of Belarus for exercising control in handling of plant world objects;
(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)
establishes a procedure for conversion into the State income of illegally withdrawn, removed, transplanted wild plants and (or) their parts;
(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)
exercises other powers conferred on him by the Constitution of the Republic of Belarus and by legislative acts of the Republic of Belarus

Article 12

Competence of the Council of Ministers of the Republic of Belarus in the Field of Handling of Plant World Objects

The Council of Ministers of the Republic of Belarus in handling of plant world objects carries out the following:

- ensures implementation of the unified State policy;
(as worded in the Law of the Republic of Belarus of 13.06.2007 N 238-3)
- ensures development and implementation of State programs, plans and measures for rational handling of plant world objects;
- establishes a procedure for granting the right to special use of plant world objects and for informing local executive and administrative bodies about planned activities for purchase of wild plants and (or) their parts;
(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)
- the paragraph was excluded. – The Law of the Republic of Belarus of 17.05.2011 N 260-3
- specifies a procedure for imposing restrictions and bans;
paragraphs 7-11 were excluded. – The Law of the Republic of Belarus of 17.05.2011 N 260-3
- the paragraph was excluded. – The Law of the Republic of Belarus of 22.01.2013 N 18-3;
- specifies a procedure for issuing a permit to removal of plant world objects in settlements and a permit for transplantation of plant world objects in settlements, unless otherwise provided by the President of the Republic of Belarus;
(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)
- establishes a procedure for conducting the State cadastre of plant world and using its information;
(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)
- establishes a procedure for monitoring plant world and using its information;
(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)
- establishes a procedure for withdrawing wild plants, belonging to the species included in the Red Data Book of the Republic of Belarus, from their habitat, unless otherwise provided by the President of the Republic of Belarus;
(the paragraph was introduced by the Law of the Republic of Belarus of 10.11.2008 N 444-3)
- establishes a procedure for transferring habitats of wild plants, belonging to the species included in the Red Data Book of the Republic of Belarus, under protection of users of land plots and (or) water objects; forms of habitat certificate of wild plants, belonging to the species included in the Red Data Book of the Republic of Belarus, and conservation commitment as well as a procedure and terms of their issue;
(the paragraph was introduced by the Law of the Republic of Belarus of 10.11.2008 N 444-3)
- paragraphs 13-14 were excluded. – The Law of the Republic of Belarus of 13.06.2007 N 238-3;
- exercises other powers in accordance with this Law and other legislative acts of the Republic of Belarus.
(as worded in the Law of the Republic of Belarus of 10.11.2008 N 444-3)

Article 13

Competence of the Ministry of Natural Resources and Environmental Protection of the Republic of Belarus in the Field of Handling of Plant World Objects

The Ministry of Natural Resources and Environmental Protection of the Republic of Belarus in handling of plant world objects carries out the following:

pursues the unified State policy;

organizes development and implementation of State programs, plans and measures for rational handling of plant world objects;

regulates handling of plant world objects, with the exception of issues belonging to the competence of other State bodies;

organizes preparation of draft standard legal acts regulating handling of plant world objects;

the paragraph was excluded. – The Law of the Republic of Belarus of 22.01.2013 N 18-3;

issues permits to withdrawal of wild plants belonging to the species included in the Red Data Book of the Republic of Belarus;

(as worded in the Law of the Republic of Belarus of 10.11.2008 N 444-3)

jointly with the Ministry of Forestry of the Republic of Belarus, approves rules for procurement of wood saps, gathering, procurement (purchase) of wild plants and (or) their parts;

(as worded in the Laws of the Republic of Belarus of 29.10.2004 N 319-3, of 17.05.2011 N 260-3)

in consultation with the National Academy of Sciences of Belarus, specifies a list of wild plant species, occurrence and abundance of which are subject to regulation, as well as a procedure for implementation of measures to regulate their occurrence and abundance;

paragraphs 10-11 were excluded. – The Law of the Republic of Belarus of 17.05.2011 N 260-3;

imposes restrictions and bans on handling of plant world objects in cases prescribed by this Law and by other legislative acts of the Republic of Belarus;

the paragraph was excluded. – The Law of the Republic of Belarus of 22.01.2013 N 18-3;

the paragraph was excluded. – The Law of the Republic of Belarus of 10.11.2008 N 444-3;

coordinates rules for landscaping;

(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

decides to restrict or suspend the use of certain species of plant world objects in accordance with this Law and other legislative acts of the Republic of Belarus;

establishes a procedure for using plant world objects for research, training and experimental purposes;

coordinates rules establishing particular handling of plant world objects located on lands of some categories stated in Article 56 of this Law;

(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

paragraphs 16-17 were excluded. – The Law of the Republic of Belarus of 22.01.2013 N 18-3;

the paragraph was excluded. – The Law of the Republic of Belarus of 10.11.2008 N 444-3;

exercises control in the given field;

(as worded in the Law of the Republic of Belarus 17.05.2011 N 260-3)

establishes a procedure for record-keeping of plant world objects and their handling;

jointly with the interested Republican bodies of the State management and other organizations maintains the State cadastre of plant world;

(as worded in the Law of the Republic of Belarus 17.05.2011 N 260-3)

requests ecological information in the field of handling of plant world objects from Republican bodies of the State management, local executive and administrative bodies, legal

entities and individual entrepreneurs and obtain it from them free of charge;

(as worded in the Law of the Republic of Belarus of 10.11.2008 N 444-3)

disseminates and submits ecological information on handling of plant world objects in accordance with legislative acts of the Republic of Belarus;

(as worded in the Law of the Republic of Belarus of 10.11.2008 N 444-3)

makes decisions on complete or partial suspension of economic and other activities of legal entities or citizens exerting deleterious impacts on plant world objects and their habitats till elimination of the revealed violations, in cases and in accordance with the procedure specified by legislative acts of the Republic of Belarus;

(the paragraph was introduced by the Law of the Republic of Belarus of 10.11.2008 N 444-3 as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

raises claims to legal entities or citizens, having done harm to plant world objects and their habitats, and lawsuits for damages done to plant world objects and their habitats;

(the paragraph was introduced by the Law of the Republic of Belarus of 10.11.2008 N 444-3)

sues in court for termination of economic and other activities of legal entities or citizens exerting deleterious impacts on plant world objects and their habitats in case of violation of the legislation of the Republic of Belarus on plant world as well as in cases specified by the legislation of the Republic of Belarus on environmental protection;

(the paragraph was introduced by the Law of the Republic of Belarus of 10.11.2008 N 444-3)

issues binding instructions;

(the paragraph was introduced by the Law of the Republic of Belarus of 17.05.2011 N 260-3)

exercises other powers in accordance with this Law and other legislative acts of the Republic of Belarus.

(as worded in the Law of the Republic of Belarus of 10.11.2008 N 444-3)

Article 14

Competence of Local Councils of Deputies, Executive and Administrative Bodies in the Field of Handling of Plant World Objects

The local Councils of Deputies carry out the following in handling of plant world objects:

adopt local programs and plans, approve measures for rational handling of plant world objects;

annul decisions of local executive and administrative bodies not complying with the legislation of the Republic of Belarus on plant world;

the paragraph was excluded. – The Law of the Republic of Belarus of 22.01.2013 N 18-3;

exercise other powers in accordance with the legislation of the Republic of Belarus.

Local executive and administrative bodies carry out the following in handling of plant world objects within their competence:

organize development and implementation of local programs and plans, implementation of measures for rational handling of plant world objects;

upon submission of the relevant regional body of the Ministry of Natural Resources and Environmental Protection agreed with the National Academy of Sciences of Belarus, make decisions on transferring the revealed habitats of wild plants, belonging to the species included in the Red Data Book of the Republic of Belarus, under protection of users of land plots and (or) water objects;

(the paragraph was introduced by the Law of the Republic of Belarus of 22.01.2013 N 18-3)

handle plant world objects located within the boundaries of land plots or water objects not granted to legal entities, either citizens or identify legal entities specially authorized for these purposes;

make decisions in accordance with the legislation of the Republic of Belarus on granting, restricting, suspending or terminating the right to a special use of plant world objects;

make decisions in accordance with this Law and other legislative acts of the Republic of Belarus on restricting and suspending some types of using plant world objects concerning particular plant world objects in order to conserve biological and landscape diversity and to protect some natural objects;

(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

impose restrictions or bans on handling of plant world object in cases specified by this Law and other legislative acts of the Republic of Belarus;

organize the activity related to conservation and protection of plant world objects in accordance with the legislation of the Republic of Belarus;

oblige legal entities and individual entrepreneurs, engaged in a special use of plant world objects for cultural-sanitary, touristic, other recreational and (or) sporting purposes, to carry out measures for land improvement within the boundaries of which plant world objects, used for these purposes, are located;

paragraphs 9-11 were excluded. – The Law of the Republic of Belarus of 17.05.2011 N 260-3;

inform citizens about the use and planned withdrawal, removal, transplantation of individual plant world objects in cases involving their interests as well as disseminate and provide ecological information on handling of plant world objects in accordance with legislative acts of the Republic of Belarus;

(as worded in the Laws of the Republic of Belarus of 10.11.2008 N 444-3, of 17.05.2011 N 260-3)

organize maintaining plant world objects located on lands of common use;

(as worded in the Law of the Republic of Belarus of 28.12.2009 N 96-3)

specify the dates for gathering, procurement (purchase) of wild plants and (or) their parts in consultation with territorial bodies of the Ministry of Natural Resources and Environmental Protection of the Republic of Belarus and the Ministry of Forestry of the Republic of Belarus;

(as worded in the Laws of the Republic of Belarus of 29.10.2004 N 319-3, of 17.05.2011 N 260-3)

the paragraph was excluded. – The Law of the Republic of Belarus of 17.05.2011 N 260-3;

establish peculiarities of handling of plant world objects located on lands of settlements and land reserve;

the paragraph was excluded. – The Law of the Republic of Belarus of 22.01.2013 N 18-3;

paragraphs 14-17 were excluded. – The Law of the Republic of Belarus of 17.05.2011 N 260-3;

exercise other powers in accordance with this Law and other legislative acts of the Republic of Belarus.

(as worded in the Law of the Republic of Belarus of 10.11.2008 N 444-3)

Article 15

Scientific Support of State Regulation and Management in the Field of Handling of Plant World Objects

Scientific support of State regulation and management in handling of plant world objects is rendered by the National Academy of Sciences of Belarus and by other scientific institutions of the Republic of Belarus.

The National Academy of Sciences of Belarus implements the following in handling of plant world objects:

participates in development and implementation of science and technology policy;
coordinates the scientific activities;
ensures implementation of State programs of scientific investigations and State scientific and technical programs;
(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)
carries out scientific support in maintaining the State cadastre of plant world;
organizes monitoring of plant world within the framework of the National Environmental Monitoring System in the Republic of Belarus;
(the paragraph was introduced by the Law of the Republic of Belarus of 17.05.2011 N 260-3)
the paragraph was excluded. – The Law of the Republic of Belarus of 22.01.2013 N 18-3;
carries out work on revealing rare and endangered plant species in the territory of the Republic, preparing scientific substantiation and other materials required for including these species in the Red Data Book of the Republic of Belarus or their excluding from it;
(as worded in the Law of the Republic of Belarus of 10.11.2008 N 444-3)
paragraphs 9-11 were excluded. – The Law of the Republic of Belarus of 17.05.2011 N 260-3;
the paragraph was excluded. – The Law of the Republic of Belarus of 22.01.2013 N 18-3;
makes proposals for financing scientific and innovative activities in accordance with the procedure established by the legislation of the Republic of Belarus;
exercises other powers in accordance with this Law and other legislative acts of the Republic of Belarus.
(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

Chapter 3

INTERACTION BETWEEN CITIZENS, PUBLIC ASSOCIATIONS AND TERRITORIAL PUBLIC SELF-GOVERNMENT BODIES AND BODIES EXERCISING STATE REGULATION AND MANAGEMENT IN THE FIELD OF HANDLING OF PLANT WORLD OBJECTS

Article 16

Participation of Citizens, Public Associations and Territorial Public Self-Government Bodies in Making State Decisions Associated with Plant World Objects

Citizens, public associations and territorial public self-government bodies have the right to participate in making State decision, affecting their interests, concerning handling of plant world objects through local referenda, meetings and other forms of direct participation in government and public affairs.

The State bodies must provide citizens, public associations and regional public self-government bodies with ecological information on handling of plant world objects in accordance with legislative acts of the Republic of Belarus.

(as worded in the Law of the Republic of Belarus of 10.11.2008 N 444-3)

The procedure for participation of citizens, public associations and regional public self-government bodies in making State decisions associated with handling of plant world objects is established by the legislation of the Republic of Belarus.

Article 17

Assistance of Citizens, Public Associations and Territorial Public Self-Government Bodies in Exercising State Management in the Field of Handling of Plant World Objects

Citizens, public associations and territorial public self-government bodies implement the following:

(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

carry out work on popularization and education of citizens of the careful attitude to plant world objects, prevention of their illegal withdrawal, removal, transplantation, damage or destruction as well as deterioration of their habitats;

(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

render assistance to specially authorized Republican bodies of the State management and their territorial bodies, local executive and administrative bodies in making arrangements for landscaping, maintenance, conservation and reproduction of plant world objects.

(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

The procedure of rendering assistance by citizens, public associations and territorial public self-government bodies in exercising the State management in handling of plant world objects is established by the legislation of the Republic of Belarus.

(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

Chapter 4

PROTECTION OF PLANT WORLD OBJECTS <*>

<*> The rules specified by this chapter, unless otherwise provided, are applied to plant world objects located on lands of all categories, including lands of the forest stock and land plots in private ownership, lifetime inheritable possession of citizens, private ownership of non-governmental legal entities, ownership of foreign states and international organizations.

(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

Article 18

Protection of Plant World Objects

Plant world objects located within the boundaries of any land plots and (or) water objects are subject to protection. All plant world objects, on which restrictions and bans are imposed in accordance with the present Law and other legislative acts of the Republic of Belarus, are also subject to protection.

(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

Protection of plant world objects is carried out by specially authorized Republican bodies of the State management and by their territorial bodies, local executive and administrative bodies, by users of plant world objects, users of land plots or water objects as well as by legal entities and citizens engaged in the activities which exert or can exert deleterious impact on plant world objects.

Protection of plant world objects is ensured by:
standardization in handling of plant world objects;

(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)
imposition of restrictions and bans on handling of plant world objects;
imposition of restrictions (encumbrances) of rights to individual land plots;

(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)
imposition of restrictions on water use and forest management;

(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)
prevention and suppression of unauthorized use and other violations of the established procedure for using plant world objects;
maintenance of a favourable condition and protection of habitats of plant world objects;
prevention and suppression of damages or destruction of plant world objects, including due to fires;
reservation of areas which are planned to be declared particularly protected natural areas and declaration of particularly protected natural areas;
determination of peculiarities in handling of wild plants of rare and endangered species;
design of specialized units (botanical gardens and dendrological parks, nurseries, greenhouses, etc.) for breeding of wild plants, conservation of their gene pool and restoration in habitats;

(as worded in the Laws of the Republic of Belarus of 17.05.2011 [N 260-3](#), of 22.01.2013 [N 18-3](#))
organization of scientific investigations aimed at ensuring rational handling of plant world objects;
state ecological examination of objects of the State ecological examination and implementation of other arrangements for preventing groundless damages or destruction of plant world objects;

(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)
development and functioning of the plant world monitoring system, State record keeping and management of the State plant world cadastre, control over handling of plant world objects;

(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)
access to ecological information in the field of handling of plant world objects in accordance with legislative acts of the Republic of Belarus;

(as worded in the Law of the Republic of Belarus of 10.11.2008 N 444-3)
popularization of protection of plant world objects and their habitats, of citizens' education in the spirit of care of them and formation of ecological culture;
establishment of the responsibility of legal entities and citizens for violation of the legislation of the Republic of Belarus on plant world;
other measures to protect plant world objects and their habitats in accordance with the legislation of the Republic of Belarus.

Measures for protection of plant world objects must not do harm to other natural objects, historical and cultural values, citizens' life and health, their property and the property of legal entities, with the exception of cases provided by the legislative acts of the Republic of Belarus.

Article 19

Imposition of Restrictions and Bans on Handling of Plant World Objects

Specially authorized Republican bodies of the State management or their territorial bodies, local executive and administrative bodies may impose restrictions or bans on handling of plant world objects in case if it is necessary for ensuring State security, protection of the environment, historical and cultural values, rights and legitimate interests of citizens and legal entities as well as in other cases specified by this Law and other legislative acts of the Republic

of Belarus.

(Part 1 of Article 19 as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

In accordance with Part 1 of this Article, restrictions or bans may be imposed on:

any wild plant for protecting it as a natural monument; promoting conservation of rare or typical landscape and its attractiveness; protecting wild plants of rare and endangered species as well as of species protected for conservation of species diversity, biotopes and natural objects;

populations of any species for conservation of species diversity, biotopes and natural objects; protection of rare or endangered species; promotion of conservation of rare or typical landscape and its attractiveness or prevention of land degradation;

any plantation or plant community for protecting them and their habitats as particularly protected natural area; promoting conservation of rare or typical landscape and its attractiveness or prevention of land degradation; protecting wild plants of rare or endangered species as well as of species protected for conservation of species diversity, biotopes and natural objects;

(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

any wild plant species used as an object of special use by plant world objects.

(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

Restrictions or bans on handling of plant world objects are established in accordance with the procedure specified by the Council of Ministers of the Republic of Belarus.

Article 20

Protection of Plant World Objects against Fires

The main tasks of protection of plant world objects against fires are their prevention, detection, limitation on spread and elimination.

A procedure of protection of plant world objects against fires, powers of the Ministry for Emergency Situations of the Republic of Belarus and of its territorial bodies, of local executive and administrative bodies, rights and duties of citizens and legal entities in this field are specified by the legislation on fire safety, on plant world and by forest legislation of the Republic of Belarus.

Users of plant world objects, land plots or water objects are obliged to observe the rules of fire safety and, in case of revealing fire sources of plant world objects, to take measures for their elimination.

Making fires, burning plant residues are allowed in compliance with the requirements for environmental protection and fire safety regulations.

Burning standing dry vegetation (dry wild plants) and its residues is prohibited, unless otherwise provided by the legislation of the Republic of Belarus on environmental protection, protection and use of animal world and on fire safety.

(as worded in the Law of the Republic of Belarus of 10.11.2008 N 444-3)

Article 21

Protection of Plant World Objects when Applying Protective Agents for Plants, their Growth Regulators, Mineral Fertilizers and Other Preparations

Application of protective agents for plants, their growth regulators, mineral fertilizers and other preparations allowed for the use in the area of the Republic of Belarus, must comply with the requirements of the legislation of the Republic of Belarus on environmental protection and on agriculture.

Application of protective agents for plants, their growth regulators, mineral fertilizers

and other preparations which exert or can exert harmful effects on plant world objects should be combined with implementation of agrotechnical, biotechnical, biological and other measures aimed at reducing deleterious consequences of the preparation application.

Article 22

Protection of Habitats of Plant World Objects

Any activities involving changes in habitats of plant world objects, conditions of their vegetation should be carried out in compliance with the standards in handling of plant world objects and with other requirements of the legislation of the Republic of Belarus on plant world and environmental protection

During siting, construction, reconstruction, repair, restoration, improvement of the construction object, demolition, preservation of not completed construction object, including implementation of organizational and technical measures; preparation of approvals and project documentation; fulfilment of construction, installation and commissioning works (hereinafter – construction), acceptance into operation of construction facilities as well as operation, preservation, demolition of other objects; use of entrails; determination of places for cattle grazing and driving; organization of places for mass recreation of citizens; development of tourist routes and carrying out of other types of activities exerting an effect on habitats of plant world objects, measures must be taken for their conservation in accordance with the legislation of the Republic of Belarus.

(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

Article 23

Protection of Plant World Objects in Particularly Protected Natural Areas

The activity of legal entities and citizens, which exerts or can exert an effect on plant world objects located in particularly protected natural areas, is allowed only in case if it does not contradict protection and use conditions of these areas.

(as worded in the Law of the Republic of Belarus of 02.07.2009 N 32-3)

Part 2 of Article 23 was excluded. – The Law of the Republic of Belarus of 17.05.2011 N 260-3.

Protection of plant world objects located in particularly protected natural areas is carried out in accordance with the legislation of the Republic of Belarus on particularly protected natural areas and on plant world.

(as worded in the Law of the Republic of Belarus of 02.07.2009 N 32-3)

Article 24

Protection of Wild Plants Belonging to Rare and Endangered Species of Wild Plants as well as to the Species Falling under the Influence of International Treaties of the Republic of Belarus

(as worded in the Law of the Republic of Belarus of 10.11.2008 N 444-3)

Rare and endangered species of wild plants in the territory of the Republic of Belarus are included in the Red Data Book of the Republic of Belarus.

For protecting wild plants belonging to species included in the Red Data Book of the

Republic of Belarus, the Ministry of Natural Resources and Environmental Protection of the Republic of Belarus organizes work on identification of habitats of such plants and their inventory-taking.

Upon submission of the relevant regional body of the Ministry of Natural Resources and Environmental Protection of the Republic of Belarus agreed with the National Academy of Sciences of Belarus, local executive and administrative bodies make decisions on transfer of the identified habitats of wild plants, belonging to the species included in the Red Data Book of the Republic of Belarus, under protection of users of land plots and (or) water objects.
(as worded in the Law of the Republic of Belarus of 22.01.2013 N 18-3)

A certificate of a habitat of wild plants, belonging to the species included in the Red Data Book, and a safeguard providing special conditions of protection and use of this habitat are issued to users of land plots and (or) water object, to whom habitats of wild plants, belonging to the species included in the Red Data Book of the Republic of Belarus are transferred under protection.

The procedure of transferring habitats of wild plants, belonging to the species included in the Red Data Book of the Republic of Belarus, under protection of users of land plots and (or) water objects, a certificate form of a habitat of wild plants, belonging to the species included in the Red Data Book of the Republic of Belarus, and a safeguard as well as the procedure and terms of their issue are established by the Council of Ministers of the Republic of Belarus.

Withdrawal of wild plants, belonging to the species included in the Red Data Book of the Republic of Belarus, from their habitat is conducted in accordance with the procedure and terms provided by the legislation of the Republic of Belarus on environmental protection.
(Part 6 of Article 24 as worded in the Law of the Republic of Belarus of 22.01.2013 N 18-3)

Unauthorized withdrawal and transplantation of wild plants, belonging to the species included in the Red Data Book of the Republic of Belarus, from their habitat, their illegal circulation as well as their removal and fulfilment of other actions which can result in their loss, reduction in the number or disturbance of their habitats are prohibited.
(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

For protecting wild plants belonging to the species included in the Red Data Book of the Republic of Belarus, the Ministry of Natural Resources and Environmental Protection of the Republic of Belarus may impose restrictions, bans or take other measures for protection, withdrawal, transplantation, maintenance, storage, exhibition of wild plants, belonging to the species included in the Red Data Book of the Republic of Belarus, their parts and derivatives and trade in them regarding conservation, protection and restoration of their habitats as well as for carrying out economic and other activities during which they are used as raw materials, for other purposes of consumption or use.
(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

The Ministry of Natural Resources and Environmental Protection of the Republic of Belarus ensures the development and approves management plans for the populations of wild plants belonging to the species included in the Red Data Book of the Republic of Belarus as well as to the species falling under the influence of International treaties of the Republic of Belarus, action plans for conservation of these wild plant species and other measures for protection of wild plants belonging to the species included in the Red Data Book of the Republic of Belarus as well as to the species falling under the influence of International treaties of the Republic of Belarus. The Ministry of Natural Resources and Environmental Protection of the Republic of Belarus organizes implementation of these measures and control over their execution.
(Part 9 of Article 24 as worded in the Law of the Republic of Belarus of 22.01.2013 N 18-3)

This Article does not apply to cultivated plants belonging to rare or endangered species.

Article 25

Protection of Plant World Objects

On the issue related to the legal, organizational and economic bases of crop protection from pests, diseases and weeds, plant quarantine, handling of crop protection products, see the Law of the Republic of Belarus of 25.12.2005 N 77-3.

Plant world objects are protected by a complex of measures, including quarantine of plants, for prevention of damage or destruction of plant world objects with weeds, pests and diseases in accordance with the legislation of the Republic of Belarus on plant protection and with this Law.

Protection of plant world objects with due account of their biological and other features is carried out by users of land plots or water objects within the boundaries of which these plant world objects are located.

For protecting plant world objects, users of land plots or water objects are obliged to:
take measures for prevention and timely detection of pests and diseases of plant world objects and their control;

carry out activities by methods and in compliance with technologies which provide improvement of plant world objects;

(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

prevent the spread of pests and diseases of plant world objects;

render assistance to specially authorized Republican bodies of the State management and to their territorial bodies in taking measures for protection of plant world objects;

(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

timely inform specially authorized State bodies about facts of mass damages or destruction of plant world objects due to the effect of pests or diseases.

Users of land plots or water objects must also perform other duties prescribed by the legislative acts of the Republic of Belarus on plant protection.

(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

Chapter 5

REGULATION OF DISTRIBUTION AND ABUNDANCE OF WILD PLANTS <*>

(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

<*> Rules, laid down by this Chapter, are applied to wild plants growing on lands of all types, including lands of the forest stock, or in (on) water objects.

Article 26

Regulation of Distribution and Abundance of Wild Plants of Certain Species

For protection of the life and health of citizens, preservation and protection of animal

world objects and their habitats, plant world objects and their habitats, protection of water objects as well as for protection of the environment as a whole, measures are taken for regulating distribution and abundance of wild plants of certain categories (poisonous, containing narcotic substances, invasive, etc.)

(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

Distribution and abundance of wild plants should be regulated by methods providing prevention of causing harm to other plant world objects and preservation of their habitats.

A list of wild plant species, distribution and abundance of which are subject to regulation, as well as a procedure for taking measures for regulation of their distribution and abundance, is specified by the Ministry of Natural Resources and Environmental Protection of the Republic of Belarus in consultation with the National Academy of Sciences of Belarus.

Article 27

Introduction and (or) Acclimatization of Wild Plants

Based on the results of scientific investigations in the field of introduction and acclimatization of wild plants, the Ministry of Natural Resources and Environmental Protection of the Republic of Belarus in consultation with the National Academy of Sciences of Belarus may specify a list of wild plants prohibited for introduction and (or) acclimatization.

(Part 1 of Article 27 as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

Parts 2-4 of Article 27 were excluded. – The Law of the Republic of Belarus of 17.05.2011 N 260-3

On the issue related to the safety regulation in genetic engineering activity, see the Law of the Republic of Belarus of 09.01.2006 N 96-3.

Wild plants, prohibited for introduction and (or) acclimatization in the Republic of Belarus, are prohibited for cultivation and sale if this is not associated with conducting scientific research. Scientific research must be conducted in compliance with the requirements of the legislation of the Republic of Belarus on plant world and on biological safety and genetic engineering activities imposed for conducting such scientific research.

(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

Users of land plots or water objects are obliged to prevent conducting introduction and (or) acclimatization of wild plants with violation of the requirements of the legislation of the Republic of Belarus.

Article 28

Hybridization and Breeding of Plants

(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

Hybridization and breeding of plants are allowed in the Republic of Belarus.

For protection of the life and health of citizens, preservation and protection of animal world objects and their habitats, plant world objects and their habitats, for protection of water objects as well as for protection of the environment as a whole, the Ministry of Natural Resources and Environmental Protection of the Republic of Belarus may impose restrictions or bans on carrying out hybridization and breeding of plants in habitats of plant world objects.

Article 29

Excluded

(Article 29 was excluded. – The Law of the Republic of Belarus of 17.05.2011 N 260-3)

Chapter 6

EXCLUDED

(Chapter 6 was excluded. – The Law of the Republic of Belarus of 22.01.2013 N 18-3)

Chapter 7

PLANTING OF GREENERY AND REPRODUCTION OF PLANT WORLD OBJECTS

Article 33

Planting of Greenery

(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

Users of land plots are obliged to plant greenery in accordance with the legislation of the Republic of Belarus on architectural, town-planning and construction activities, on municipal economy and on plant world.

Planting of greenery is carried out in specially intended places at the dates and with plant world objects with quantitative and qualitative characteristics specified by land management, urban planning and design documentation approved in accordance with the established procedure in compliance with the rules of greenery planting and with standards in this field and for lack of such documentation – on the basis of the rules of greenery planting and standards in this field.

The rules of greenery planting and standards in this field are established by the Ministry of Architecture and Construction of the Republic of Belarus in coordination with the Ministry of Housing and Communal Services of the Republic of Belarus and the Ministry of Natural Resources and Environmental Protection of the Republic of Belarus.

Article 34

Reproduction of Plant World Objects

Reproduction of plant world objects is provided by the users of land plots or water objects by means of:

creation of a favorable habitat and prevention of its change;

planting and establishment of plantations;

restriction, suspension or prohibition of the activities, exerting a harmful effect on plant world objects and their habitat, in accordance with this Law and other legislative acts of the Republic of Belarus.

(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

Amounts of works on reproduction of plant world objects, methods of their fulfilment and a list of the species of the reproducible wild plants are specified in accordance with the rules of greenery planting and standards in this field in the land management, urban planning and

design documentation approved in accordance with the established procedure and for its lack – by prescriptions of the Ministry of Natural Resources and Environmental Protection of the Republic of Belarus, its regional bodies, other specially authorized Republican bodies of the State management or their territorial bodies, local executive and administrative bodies.
(as worded in the Laws of the Republic of Belarus of 28.12.2009 N 96-3, of 17.05.2011 N 260-3)

Chapter 8

REQUIREMENTS TO IMPLEMENTATION OF THE ACTIVITIES AFFECTING PLANT WORLD OBJECTS

Article 35

Requirements to Urban Planning, Zonation and Development of Settlements and Areas in the Field of Handling of Plant World Objects

Urban planning, zonation and development of settlements and areas must be implemented with due account of the necessity for conservation of biological and landscape diversity.

(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

Development of the areas, where wild plants grow, which belong to the species included in the Red Data Book of the Republic of Belarus, either typical or unique plant world objects protected in accordance with International treaties of the Republic of Belarus, is allowed in case of no decision is made, in accordance with the procedure established by the legislation of the Republic of Belarus, on reservation of these areas, for declaring them particularly protected natural areas; for taking them under protection as habitats of wild plants belonging to the species included in the Red Data Book of the Republic of Belarus; for choosing them as specially protective forest areas with limited regime of forest management, or on establishment of other special conditions of their protection and use.

(as worded in the Laws of the Republic of Belarus of 20.10.2006 N 169-3, of 10.11.2008 N 444-3)

Organization of settlements and areas should be carried out in accordance with urban planning documentation which should include measures for greenery planting and other handling of plant world objects to ensure a favourable environment for citizens.

Article 36

Ecological Safety Requirements to Placement, Construction, Commissioning of Construction Objects as well as to Operation, Preservation, Demolition of other Objects Exerting a Harmful Effect on Plant World Objects

(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

During placement, construction, commissioning of construction objects as well as during operation, preservation, demolition of other objects exerting a harmful effect on plant world objects the following should be provided in accordance with the procedure established by the legislation of the Republic of Belarus:

Compensatory plantings or compensatory payments of the cost of removed, transplanted plant world objects, unless otherwise provided by the President of the Republic of Belarus;

Measures ensuring protection of plant world objects against a harmful effect on them with chemical and radioactive substances, waste products and other factors;

Other measures to ensure prevention of a harmful effect on plant world objects and their habitats.

Article 37

Removal, Transplantation of Plant World Objects

(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

On the issue related to the procedure of state environmental expertise, see the Resolution of the Council of Ministers of the Republic of Belarus of 19.05.2010 N 755.

Removal, transplantation of plant world objects are allowed only in cases where:
construction is under way;

plant world objects prevent upkeep of buildings, constructions and other objects carried out in accordance with the legislation of the Republic of Belarus as well as use of land plots for the intended purpose;

plant world objects are in an improper, including emergency, condition;

the emergency situation or its consequences is eliminated, either it is necessary to perform urgent work that is impossible without removal, transplantation of plant world objects for ensuring the livelihoods of citizens or the economic activity of legal entities and individual entrepreneurs;

in other cases prescribed by legislative acts of the Republic of Belarus.

Removal of plant world objects in settlements is allowed only in cases where their transplantation is impossible.

Removal, transplantation of plant world objects in the case, stated in Paragraph 3 of Part 1 of this Article, are allowed if there is a decision of the organization, specially authorized by the local executive and administrative body, on confirmation of the circumstances preventing use of buildings, constructions and other objects carried out in accordance with the legislation of the Republic of Belarus as well as use of land plots for the intended purpose.

Removal, transplantation of plant world objects in the case, stated in Paragraph 4 of Part 1 of this Article, are allowed if there is a decision of a legal entity in the field of greenery planting or of a legal entity managing forestry, specially authorized by the local executive and administrative body, on confirmation of an improper condition, including emergency one, of plant world objects.

Removal, transplantation of plant world objects in settlements, besides the cases stipulated in Part 6 of this Article, are carried out on the basis of a permission of the local executive and administrative body. When making a decision on issuing a permit to remove plant world objects in settlements, a permit to transplant plant world objects in settlements, the local executive and administrative body requests independently of the decisions, stipulated in Parts 3 and 4 of this Article, made by the organizations stated in the above-mentioned Parts.

No permission is required for removal of plant world objects in settlements and for transplantation of plant world objects in settlements in the case of:

construction, if removal, and transplantation of plant world objects are provided in the design documentation approved in accordance with the established procedure with the exception of cases specified by the President of the Republic of Belarus;

removal, transplantation of plant world objects by citizens from the land plots granted to them into private ownership, lifetime inheritable possession in accordance with the procedure established by the legislation of the Republic of Belarus on protection and the use of lands with the exception of cases where restrictions or bans are imposed on plant world objects in accordance with this Law and other legislative acts of the Republic of Belarus;

removal, transplantation of plant world objects during elimination of an emergency situation or its consequences carrying out of which is impossible without their removal and transplantation. In this case a legal entity or a citizen, who has performed the above-mentioned work, should notify the local executive and administrative body of the removed, transplanted plant world objects (their location, number and quality), reason of removal, transplantation as well as description of the emergency situation within three days from the date of their removal, transplantation.

The procedure for issuing permits to remove plant world objects in settlements and to transplant plant world objects in settlements is specified by the Council of Ministers of the Republic of Belarus, unless otherwise prescribed by the President of the Republic of Belarus.

Transplantation of plant world objects in settlements is carried out only by a legal entity in the field of greenery planting, specially authorized by the local executive and administrative body, or by a legal entity managing forestry if the above-stated persons have a permit to transplant plant world objects in settlements in cases provided in this Article and in the case, when transplantation of plant world objects is carried out in the interests of the third parties, – on the basis of the civil law contract with a person in whose interests this transplantation is performed.

Removal of trees and shrubs located outside settlements is carried out in accordance with the procedure established by the forest legislation of the Republic of Belarus.

When removing plant world objects, specially authorized Republican bodies of the State management or their territorial bodies, local executive and administrative bodies may make a user of the land plot, where the removed plant world objects are located, responsible for ensuring gathering, laying-in of economically valuable plant products meeting the quality requirements of technical standard legal acts of the Republic of Belarus as well as transplantation of plant world objects prior to the start of work, with the exception of cases when it is impossible to ensure preservation of their viability.

For improving aesthetic appeal of wild plants, eliminating obstacles to operation of buildings, constructions and other objects carried out in accordance with the legislation of the Republic of Belarus, separation of some parts from wild plants not entailing the loss of their viability may be performed (removal of dry, damaged branches and twigs; crown thinning, its preservation or necessary shaping, etc.) in accordance with the rules of greenery planting and standards in this field. In this case it is not necessary to get permission of the local executive and administrative body.

Work on separation of some parts from wild plants with a view to improve aesthetic appeal of wild plants is performed by a legal entity in the field of greenery planting, specially authorized by the local executive and administrative body, or by a legal entity managing forestry.

Work on separation of some parts of wild plants to eliminate obstacles to operation of buildings, constructions and other objects carried out in accordance with the legislation of the Republic of Belarus is performed by legal entities and individual entrepreneurs engaged in operation of these buildings, constructions and other objects.

Article 37-1

Compensatory Plantings and Compensatory Payments of the Cost of Removed, Transplanted Plant World Objects

(introduced by the Law of the Republic of Belarus of 17.05.2011 N 260-3)

The right to the construction of facilities stipulated by the investment project, including the right to remove flora objects without making compensation payments of the cost of flora objects under removal, belongs to an investor and (or) organization, in accordance with the established

procedure and which was established in the Republic of Belarus by that investor or with his participation, after the conclusion of the investment agreement on the implementation of the investment project (paragraph 4, Subparagraph 2.1 of Paragraph 2 of the Decree of the President of the Republic of Belarus of 06.08.2009 N 10).

Areas, terms, quantitative and qualitative characteristics of plant world objects and other conditions of conducting compensatory plantings or effecting compensatory payments of the cost of removed, transplanted plant world objects to the local budget should be specified during construction in the design documentation, approved in accordance with the established procedure, which provides removal, transplantation of plant world objects, unless otherwise established by the President of the Republic of Belarus.

Compensatory plantings or compensatory payments of the cost of removed, transplanted plant world objects are also effected in the case of removal, transplantation of plant world objects preventing operation of buildings, constructions and other objects carried out in accordance with the legislation of the Republic of Belarus except for the cases under Paragraph 2 of Part 3 of this Article.

Compensatory plantings, compensatory payments of the cost of removed, transplanted plant world objects are not made in the case of removal, transplantation of plant world objects:

which prevent operation of buildings carried out in accordance with the legislation of the Republic of Belarus under violation of their insulation and illumination;

which prevent use of land plots for their special-purpose designation;

which are in an inappropriate condition, including emergency one;

when eliminating an emergency situation either its consequences or when for ensuring vital activity of citizens or economic activity of legal entities and individual entrepreneurs it is necessary to perform urgent work that is impossible without removal, transplantation of plant world objects.

A procedure for determining conditions of conducting compensatory plantings or making compensatory payments of the cost of removed, transplanted plant world objects is established by the Council of Ministers of the Republic of Belarus.

Funds received by way of compensatory payments of the cost of removed, transplanted plant world objects are used only for greenery planting, reproduction of plant world objects and implementation of arrangements aimed at preservation and protection of plant world objects.

Article 38

Implementation of Activities not Associated with Use of Plant World Objects and Exerting a Harmful Effect on them

The activities not associated with use of plant world objects and exerting a harmful effect on them should be carried out by methods favoring preservation of landscape and biological diversity as well as not causing deterioration of the conditions of plant world object reproduction.

The activity, dangerous for plant world objects due to failure to implement measures during its carrying out which ensure protection of plant world objects and elimination of a harmful effect on them, may be limited, suspended or prohibited in cases and in accordance with the procedure established by the legislative acts of the Republic of Belarus.

(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

Chapter 9 USE OF PLANT WORLD OBJECTS

Article 39

Procedure for Using Plant World Objects

Plant world objects are used in accordance with the procedure for general and special use.

General and (or) special use of plant world objects may be limited or suspended to the extent that is necessary to ensure national security, protection of the environment, historical and cultural values, rights and legitimate interests of citizens and legal entities in cases provided in this Law and other legislative acts of the Republic of Belarus.

Article 40

General Use of Plant World Objects and the Right to Its Exercise

In accordance with the procedure for general use, plant world objects are generally used by citizens to suit their own ends free of charge without allotting plant world objects to individual citizens and without receiving appropriate documents except for the cases provided in this Law and other legislative acts of the Republic of Belarus.

(Part 1 of Article 40 as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

Part 2 of Article 40 was excluded. – The Law of the Republic of Belarus of 17.05.2011 N 260-3.

General use of plant world objects should be carried out in compliance with the requirements of the legislation of the Republic of Belarus on environmental protection and on plant world.

According to the legislation of the Republic of Belarus, general permission of the user of a land plot either a water object or according to a local custom, citizens have the right to stay freely on the lands or water objects, where plant world objects are located, and to carry out all types of using plant world objects in accordance with the procedure established by this Law and other legislative acts of the Republic of Belarus preventing illegal withdrawal, removal, transplantation, damage or destruction of plant world objects, pollution of their habitats or other harmful effect on them observing fire safety rules.

(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

With the view of reproduction of plant world objects, compliance with environmental, sanitary, fire safety and other requirements of the legislation of the Republic of Belarus, staying of citizens on the lands, where plant world objects are located, may be limited or suspended in accordance with the procedure established by the legislation of the Republic of Belarus.

General use of plant world objects is carried out for types of use under Article 44 of this Law.

Article 41

Special Use of Plant World Objects and Provision of the Right to Its Exercise (as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

In accordance with the procedure for special use, plant world objects are used by legal entities and individual entrepreneurs to carry out economic activity for a fee, unless otherwise provided by legislative acts of the Republic of Belarus.

Special use of plant world objects is carried out for types of use under Article 44 of this Law.

Special use of plant world objects may be carried out by legal entities and individual entrepreneurs without withdrawal of users' land plots or water objects where these plant world objects are located.

Legal entities and individual entrepreneurs have the right to special use of plant world objects on the basis of the decision of the local executive and administrative bodies on granting such a right except for the cases stated in Part 6 of this Article.

The decision on granting the right to special use of plant world objects is made by the local executive and administrative bodies in agreement with a user of a land plot or a water object and with territorial bodies of the Ministry of Natural Resources and Environmental Protection of the Republic of Belarus.

No decision of the local executive and administrative body on granting the right to special use of plant world objects is required when plant world objects are specially used by:

users of land plots or water objects within the boundaries of their land plots or water objects;

legal entities and individual entrepreneurs engaged in purchase of wild plants and (or) their parts;

legal entities and individual entrepreneurs on the lands of the forest stock if the right to procurement of the secondary forest resources and implementation of the subsidiary forest management is granted on the grounds provided by forest legislation of the Republic of Belarus.

In the case under Paragraph 3 of Part 6 of this Article, legal entities and individual entrepreneurs shall notify the local executive and administrative bodies about the planned activity in purchasing wild plants and (or) their parts.

The procedure for granting the right to special use of plant world objects and notifying the local executive and administrative bodies about the planned activity in purchasing wild plants and (or) their parts is established by the Council of Ministers of the Republic of Belarus.

To preserve certain plant world objects, biological and landscape diversity, to protect some natural objects, the decision of the local executive and administrative bodies on granting the right to special use of plant world objects may contain the binding restrictions and other conditions of using plant world objects stipulated by this Law and other legislative acts of the Republic of Belarus.

Article 42

Excluded

(Article 42 was excluded. – The Law of the Republic of Belarus of 17.05.2011 N 260-3)

Article 43

Features of Granting the Right to Special Use of Plant World Objects

The decision of the local executive and administrative bodies on granting the right to special use of plant world objects located in particularly protected natural areas should be submitted to the State bodies (other State organizations), in the management of which these particularly protected natural areas were transferred, as well as to the State Environmental Institutions and the territorial bodies of the Ministry of Natural Resources and Environmental Protection of the Republic of Belarus.

(as worded in the Law of the Republic of Belarus of 02.07.2009 N 32-3)

Features of granting the right to special use of plant world objects located on lands of certain categories are established by this Law and other legislative acts of the Republic of Belarus on plant world.

Article 44

Types of Using Plant World Objects

Plant world objects can be used as follows:

procurement of tree saps;

gathering, procurement (purchase) of wild plants (including moss, lichen and fungi) and

(or) their parts (berries, nuts, cones, other fruits, buds, leaves, flowers, bark, roots, etc.)

(hereinafter, unless otherwise specified, - wild plants and (or) their parts);

(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

wood procurement;

(the paragraph introduced by the Law of the Republic of Belarus of 17.05.2011 N 260-3)

hay-making;

grazing;

using plant world objects for cultural-recreational, touristic, other recreational and (or) sport purposes;

using plant world objects for scientific-research and educational-experimental purposes.

Other types of using plant world objects may be established by the legislative acts of the Republic of Belarus.

(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

Implementation of certain types of using plant world objects may be limited or suspended by the Ministry of Natural Resources and Environmental Protection of the Republic of Belarus, by other specially authorized Republican bodies of the State management, by local executive and administrative bodies within their competence concerning certain plant world objects to preserve biological and landscape diversity and to protect certain natural objects.

Article 45

Procurement of Tree Saps, Gathering, Procurement (Purchase) of Wild Plants and (or) their Parts

(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

Procurement of tree saps, gathering of wild plants and (or) their parts for personal use may be carried out by citizens by right of general use of plant world objects in accordance with Article 40 of this Law.

Procurement of tree saps, procurement (purchase) of wild plants and (or) their parts for carrying out economic activity may be performed by legal entities and individual entrepreneurs who have been granted the right of special use of plant world objects in accordance with Article 41 of this Law.

Procurement of tree saps, gathering or procurement (purchase) of wild plants and (or) their parts on lands of the forest resources are carried out in accordance with the forest legislation of the Republic of Belarus.

Dates of gathering, procurement (purchase) of certain species of wild plants and (or) their parts are established by regional executive committees in consultation with territorial bodies of the Ministry of Natural Resources and Environmental Protection of the Republic of Belarus and the Ministry of Forestry of the Republic of Belarus.

Gathering, procurement (purchase) of wild plants, belonging to the species included in the Red Data Book of the Republic of Belarus or falling under the International treaties of the Republic of Belarus, or of plants, their parts and natural raw materials containing narcotic substances included in the List of narcocontaining plants and natural narcocontaining raw materials approved by the Council of Ministers of the Republic of Belarus, are prohibited except for the cases provided by this Law.

(as worded in the Law of the Republic of Belarus of 22.01.2013 N 18-3)

Procurement of tree saps, wild plants and (or) their parts, gathering of buds, leaves, branches, bark of trees, with, reed and moss are prohibited:

in settlements;

in dendrological parks, botanical gardens;

in habitats of wild animals and sites of wild plants, belonging to the species included in the Red Data Book of the Republic of Belarus, transferred under protection in accordance with the established procedure;

within the boundaries of protection zones of immovable material historical and cultural values;

in the area of resorts and health organizations, within the boundaries of districts of sanitary protection of resorts;

in places of public recreation.

Procurement of tree saps, except for the cases stated in Part 6 of this Article, is prohibited in the coastal strips of water objects, within railways and highways belts, other transport communications.

Procurement of wild plants and (or) their parts, except for the cases stated in Part 6 of this Article, is prohibited within railways and highways belts, other transport communications.

The rules of procurement of tree saps, gathering, procurement (purchase) of wild plants and (or) their parts are approved by the Ministry of Natural Resources and Environmental Protection of the Republic of Belarus jointly with the Ministry of Forestry of the Republic of Belarus.

Article 45-1

Wood Procurement outside Forest Resources

(introduced by the Law of the Republic of Belarus of 17.05.2011 N 260-3)

Wood procurement outside forest resources is carried out in accordance with the procedure established by the forest legislation of the Republic of Belarus.

Article 46

Hay-making, Cattle Grazing

(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

Hay-making, cattle grazing may be carried out on the grounds provided by the legislation of the Republic of Belarus on land protection and use and on the lands of the forest resources – on the grounds provided by the forest legislation of the Republic of Belarus in compliance with requirements of the legislation of the Republic of Belarus on plant world.

Citizens have the right to hay-making and cattle grazing on reserve lands if the local executive and administrative bodies have not imposed a ban on hay-making and cattle grazing on these lands.

Article 47

Use of Plant World Objects for Cultural and Recreational, Touristic, other Recreational and (or) Sports Purposes

Use of plant world objects for cultural and recreational, touristic, other recreational and (or) sports purposes may be carried out with withdrawal or without withdrawal of wild plants and (or) their parts and is admitted in cases when it does not exert a harmful effect on plant world objects and their habitats.

The right to use plant world objects for cultural-recreational, touristic, other recreational and (or) sports purposes is granted in accordance with this Law and other legislative acts of the Republic of Belarus.

Part 3 of Article 47 was excluded. – The Law of the Republic of Belarus of 17.05.2011 N 260-3.

Article 48

Use of Plant World Objects for Scientific and Research & Educational and Experimental Purposes

Use of plant world objects for scientific and research and educational and experimental purposes may be carried out with withdrawal or without withdrawal of wild plants and (or) their parts and is admitted in cases when it does not exert a harmful effect on plant world objects and their habitats, does not limit the rights of users of plant world objects, land plots or water objects except for cases of limiting their rights in accordance with the legislative acts of the Republic of Belarus.

Use of plant world objects for scientific and research and educational and experimental purposes is admitted with withdrawal of wild plants and (or) their parts in accordance with the Procedure specified by the Ministry of Natural Resources and Environmental Protection of the Republic of Belarus.

The right to use plant world objects for scientific and research and educational and experimental purposes is exercised in accordance with this Law and other legislative acts of the Republic of Belarus.

If by chance certain types of using plant world objects are incompatible with the aims of carrying out scientific and research work and educational and experimental process, such types of using plant world objects may be limited or suspended in accordance with the legislation of the Republic of Belarus.

Article 49

Terms of Using Plant World Objects

Use of plant world objects can be permanent and temporary depending on the procedure and types of use.

Use of plant world objects is recognized permanent the right to which was granted without setting a term of use.

Temporary use of plant world objects can be short-term, if the right to it was granted for a period up to one year, and long-term, if the right to it was granted for a period up to five years. Particular terms for which the right to use plant world objects is granted, are set by the decision of the local executive and administrative bodies on granting the right to special use of plant world objects.

(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

If necessary, the term of temporary use may be extended for the period, not exceeding accordingly the terms specified in Part 3 of this Article.

The term of temporary use of plant world objects is extended in the same manner as the right to use plant world objects is granted.

Users of land plots or water objects use plant world objects, located within the boundaries of their land plots or water objects, throughout the term of their rights to land plots or water objects.

(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

Article 50

Restriction, Suspension or Restoration of the Right to Special Use of Plant World Objects

The right to special use of plant world objects may be restricted or suspended in cases of:

violation of environmental, sanitary, fire safety and other requirements of the legislation of the Republic of Belarus by the users of plant world objects;

failure to comply with the conditions, stated in the decision of the local executive and administrative bodies on granting the right to special use of plant world objects, by users of plant world objects;

(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

failure to make payments by the due date in the field of handling of plant world objects if their paying is specified by the legislation of the Republic of Belarus;

force majeure;

other occasions specified by the legislative acts of the Republic of Belarus.

Restriction either suspension of the right to special use of plant world objects or its restoration are carried out, unless otherwise provided by this Article, on the basis of the decision of the local executive and administrative bodies who have independently made the decision on granting the given right or upon submission of the State bodies within their competence, users of land plots or water objects where these plant world objects are located.

Restoration of the right to special use of plant world objects, in the case of its restriction either suspension in accordance with Paragraphs 2 and 3 of Part 1 of this Article, is possible only after compensation for damage caused to plant world objects and (or) their habitats if such damage occurred.

(Part 3 of Article 50 was introduced by the Law of the Republic of Belarus of 17.05.2011 N 260-3)

Users of plant world objects, in the case of restriction either suspension of using plant world objects in accordance with Part 2 of Article 39 or Part 3 of Article 44 of this Law, shall restrict or suspend to exercise the right to special use of plant world objects without making a decision on restriction or suspension of the right by local executive and administrative bodies. (as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

The right to special use of plant world objects is restored after termination of restriction or suspension of using plant world objects implemented in accordance with Part 2 of Article 39 or Part 3 of Article 44 of this Law without making a decision on restoration of the right by local executive and administrative bodies.

(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

In the case of disagreement of user of plant world objects with restriction or suspension of his right to special use of plant world objects, he may appeal against this restriction or suspension in court.

Restriction or suspension of the right to special use of plant world objects does not release their users from administrative and other responsibility for violation of environmental, sanitary, fire-prevention and other requirements of the legislation of the Republic of Belarus.

Article 51

Suspension of the Right to Special Use of Plant World Objects

The right to special use of plant world objects is suspended in cases of:

expiration of special use of plant world objects;

user's renunciation of the right to special use of plant world objects;

failure to use plant world objects within two years;

imposition of bans on handling plant world objects in accordance with the legislation of the Republic of Belarus;

systematic (more than twice a year) or flagrant violation of terms stated in the decision of local executive and administrative bodies on granting the right to special use of plant world objects;

(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

emergence of an immediate threat to life and health of citizens living in the area of conducting works related to the use of plant world objects;

systematic (more than twice a year) or flagrant violation of environmental, sanitary, fire-prevention and other requirements of the legislation of the Republic of Belarus by users of plant world objects;

systematic (more than six months a year) failure to make payments in the field of handling of plant world objects by users if their payment is specified by the legislation of the Republic of Belarus;

damage or destruction of plant world objects and (or) deterioration of their habitat conditions as a result of accidents, catastrophes, natural disasters and other circumstances of an extraordinary nature;

termination of rights to land plot or water object where these plant world objects are located, including in the case of withdrawal of the land plot or water object for state needs in accordance with the established procedure;

(as worded in the Law of the Republic of Belarus of 28.12.2009 N 96-3)

liquidation of a legal entity or termination of the activity of an individual entrepreneur who was granted a plant world object for special use;

the abstract was excluded. – The Law of the Republic of Belarus of 17.05.2011 N 260-3;

in other cases specified by the legislative acts of the Republic of Belarus.

Termination of the right to special use of plant world objects does not release their users from administrative and other responsibility for violation of environmental, sanitary, fire-prevention and other requirements of the legislation of the Republic of Belarus.

Article 52

Procedure for Suspension of the Right to Special Use of Plant World Objects

The right to special use of plant world objects shall be suspended in the cases specified in Article 51 of this Law by a decision of local executive and administrative bodies that had made independently a decision on granting this right or upon submission of the State bodies within their competence, users of land plots or water objects, unless otherwise provided by this Article.

Users of plant world objects are obliged to stop the exercise of the right to special use of plant world objects without making a decision by the local executive and administrative bodies on suspension of this right in cases of its expiration.

(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

The right to special use of plant world objects is suspended due to user's renunciation of it on the basis of the user's application submitted to the local executive and administrative body.

In the case of disagreement of user of plant world objects with suspension of the right to special use of plant world objects, he may appeal against it in court.

Article 53

Rights of Users of Plant World Objects

In general, when using plant world objects, their users may carry out any activities not contradicting the requirements of the legislation of the Republic of Belarus.

In special use of plant world objects, their users have the right:

to obtain ecological information in the field of handling of plant world objects from the local executive and administrative bodies of the State management in accordance with the procedure established by the legislation of the Republic of Belarus;

(as worded in the Law of the Republic of Belarus of 10.11.2008 N 444-3)

to carry out special use of plant world objects to the extent permitted by the legislation of the Republic of Belarus;

to have access to a land plot or a water object where plant world objects, granted in their use, are located;

to choose independently ways and methods of using plant world objects in

compliance with requirements of the legislation of the Republic of Belarus;

to dispose independently of plant products collected (stored up) by them in accordance with the legislation of the Republic of Belarus, unless otherwise provided by the legislative acts of the Republic of Belarus.

In special use of plant world objects, their users may exercise other rights provided for by the legislation of the Republic of Belarus on plant world.

Article 54

Obligations of Users of Plant World Objects

When using plant world objects, their users are obliged:

to use plant world objects in accordance with the purposes for which they were provided;

to comply with established standards in the field of handling of plant world objects; (as worded in the Law of the Republic of Belarus of 22.01.2013 N 18-3)

to comply with the terms specified in the decision of the local executive and administrative bodies on granting the right to special use of plant world objects; (as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

to use plant world objects and to carry out other activities by methods preventing emergence of land degradation, damage or destruction of plant world objects; eliminating or restricting deleterious effect on plant world objects and other natural objects;

to make timely payments in the field of handling of plant world objects if their payment is provided by the legislation of the Republic of Belarus;

to comply with the regulations of the Ministry of Natural Resources and Environmental Protection of the Republic of Belarus, its territorial bodies, other specially authorized Republican bodies of the State management or their territorial bodies, local executive and administrative bodies;

to prevent violation of the rights of other users of plant world objects;

to keep records and represent the State statistical reporting about plant world objects and their handling if this is provided by the legislation of the Republic of Belarus;

the paragraph was excluded. – The Law of the Republic of Belarus of 10.11.2008 N 444-3;

To perform other duties provided by the legislative acts of the Republic of Belarus.

(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

Article 55

Protection and Guarantees of Users of Plant World Objects

Violated rights of users of plant world objects are subject to restoration.

The losses suffered by users due to violation, restriction of their rights shall be reimbursed in accordance with the procedure specified by the legislation of the Republic of Belarus.

(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

When withdrawing, for State needs, a land plot or a water object, where plant world objects are located, granted to a special use, the user is indemnified for losses related to this withdrawal in accordance with the legislation of the Republic of Belarus.

(as worded in the Law of the Republic of Belarus of 28.12.2009 N 96-3)

At the suspension of the right to special use of plant world objects in the case of withdrawal, for State needs, of land plots or water objects where these plant world objects are located, the use of plant world objects may be provided on other land plots or water objects.

(as worded in the Law of the Republic of Belarus of 28.12.2009 N 96-3)

Disputes on compensation for losses suffered by users of plant world objects shall be settled in court.

Chapter 10 PECULIARITIES OF HANDLING OF PLANT WORLD OBJECTS

Article 56

Peculiarities of Handling of Plant World Objects Located on Lands of Certain Categories

The Republican bodies of the State management and (or) local executive and administrative bodies, within their competence, may adopt regulations specifying peculiarities of handling of plant world objects located on lands of certain categories in accordance with this Law and other legislative acts of the Republic of Belarus.

(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

Peculiarities of handling of plant world objects may be prescribed:

(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

on agricultural lands – by the Ministry of Agriculture and Food of the Republic of Belarus in agreement with the Ministry of Natural Resources and Environmental protection of the Republic of Belarus;

on reserve lands – by local executive and administrative bodies in agreement with territorial bodies of the Ministry of Natural Resources and Environmental Protection of the Republic of Belarus;

on lands of settlements – by local executive and administrative bodies in agreement with the Ministry of Natural Resources and Environmental Protection of the Republic of Belarus, the Ministry of Housing and Communal Services of the Republic of Belarus and the Ministry of Architecture and Construction of the Republic of Belarus;

on lands of industry, transport, communication, energy, defence and for other purposes – by interested Republican bodies of the State management in agreement with the Ministry of Natural Resources and Environmental Protection of the Republic of Belarus.

Handling of plant world objects located on lands of general use is organized by local executive and administrative bodies. The local executive and administrative bodies, within their competence, may prohibit hay-mowing and cattle grazing on lands of settlements and carrying out of other types of using plant world objects if they can harm the environment, the life and health of citizens.

Parts 4-5 of Article 56 were excluded. -- The Law of the Republic of Belarus of 17.05.2011 N 260-3.

Use of plant world objects, located on lands provided for the needs of defense, may be limited, suspended or prohibited if it is incompatible with the purpose and the established special regime of these lands.

Use of plant world objects, located on lands of water resources, lands for environmental, health, recreational and historical-cultural purposes, may be limited, suspended or prohibited if it is incompatible with the designated purpose of these lands and leads to violation of the procedure for their use.

Part 8 of Article 56 was excluded. -- The Law of the Republic of Belarus of

17.05.2011 N 260-3.

Handling of plant world objects located on particularly protected natural territories is performed in accordance with the regime of protection and use of these territories. Peculiarities of handling of these plant world objects are prescribed in accordance with the legislation of the Republic of Belarus on particularly protected natural territories and on plant world.

(as worded in the Law of the Republic of Belarus of 02.07.2009 N 32-3)

Part 10 of Article 56 was excluded. -- The Law of the Republic of Belarus of 17.05.2011 N 260-3.

Article 57

Peculiarities of Handling of Plant World Objects Located in the Frontier Zone and the Borderland

Use of plant world objects located in the frontier zone and in the borderland may be limited, suspended or prohibited in accordance with the legislation of the Republic of Belarus on the Frontier if it is incompatible with the established special regime of this territory.

(Part 1 of Article 57 as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

Peculiarities of handling of plant world objects located in the frontier zone and in the borderland may be prescribed by the State Border Committee of the Republic of Belarus in agreement with the Ministry of Natural Resources and Environmental Protection of the Republic of Belarus.

(as worded in the Law of the Republic of Belarus of 02.07.2009 N 32-3)

Article 58

Handling of Plant World Objects Located in the Territories Subjected to Radioactive Contamination

Handling of plant world objects, located in the territories subjected to radioactive contamination as a result of the disaster at Chernobyl NPS, is performed in accordance with the legislation of the Republic of Belarus on the legal order of the territories subjected to radioactive contamination as a result of the disaster at Chernobyl NPS, with this Law and other legislative acts of the Republic of Belarus.

Chapter 11

ECONOMIC MECHANISM OF HANDLING OF PLANT WORLD OBJECTS

Article 59

Matter of Economic Mechanism of Handling of Plant World Objects

The economic mechanism of handling of plant world objects is a component of the economic mechanism of environmental protection and natural use and is specified by this Law, legislative acts of the Republic of Belarus on environmental protection and by other legislative acts of the Republic of Belarus.

(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

The economic mechanism of handling of plant world objects includes:
financing of State programs, plans and measures for rational handling of plant world

objects;

payments in the field of handling of plant world objects;
economic incentive for rational handling of plant world objects;
other economic measures aimed at rational handling of plant world objects.

Article 60

Payments in the Field of Handling of Plant World Objects

(as worded in the Law of the Republic of Belarus of 13.06.2007 N 238-3)

General use of plant world objects is free, special use of plant world objects is based on payments, unless otherwise provided by the legislative acts of the Republic of Belarus.

Payments for special use of plant world objects are made in accordance with the procedure specified by the legislative acts of the Republic of Belarus.

(Part 2 of Article 60 as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

Making payments in the field of handling of plant world objects does not release users from carrying out the activities for protecting plant world objects, their habitats and from compensation for the harm done to the plant world objects and their habitats.

Article 60-1

Excluded

(Article 60-1 was excluded. – The Law of the Republic of Belarus of 17.05.2011 N 260-3)

Article 61

Economic Incentive for Rational Handling of Plant World Objects

Economic incentive for rational handling of plant world objects can be carried out by:

(as worded in the Law of the Republic of Belarus of 13.06.2007 N 238-3)

setting privileges to certain categories of legal entities and individuals by the President of the Republic of Belarus and (or) laws, unless otherwise provided by the President of the Republic of Belarus, in ensuring rational handling of plant world objects;

(as worded in the Laws of the Republic of Belarus of 13.06.2007 [N 238-3](#), of 17.05.2011 [N 260-3](#))

material incentive for citizens, including officials and other employees of legal entities effectively protecting plant world objects in accordance with the procedure specified by the legislation of the Republic of Belarus.

The legislation of the Republic of Belarus may provide for other types of economic incentive for rational handling of plant world objects.

Chapter 12

RATE SETTING, SETTING OF OUTPUT RATES AND STANDARDIZATION IN THE FIELD OF HANDLING OF PLANT WORLD OBJECTS

(as worded in the Law of the Republic of Belarus of 20.07.2006 N 162-3)

Article 62

Rate Setting in the Field of Handling of Plant World Objects

Rate setting in the field of handling of plant world objects includes setting standards in the field of handling of plant world objects.

(as worded in the Law of the Republic of Belarus of 22.01.2013 N 18-3)

Rate setting in the field of handling of plant world objects is implemented in accordance with this Law and other legislative acts of the Republic of Belarus.

(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

Article 63

Excluded

(Article 63 was excluded. – The Law of the Republic of Belarus of 22.01.2013 N 18-3)

Article 64

Requirements to Protection of Plant World Objects Subject to Inventory in Developing and Approving Technical Standard Legal Acts of the Republic of Belarus

Requirements to protection of plant world objects provided by this Law and other legislative acts of the Republic of Belarus on environmental protection should be taken into consideration in developing and approving technical standard legal acts.

(as worded in the Law of the Republic of Belarus of 20.07.2006 N 162-3)

Technical standard legal acts of the Republic of Belarus including technical standards for products and technological processes which exert or can exert a deleterious effect on plant world objects and (or) their habitats should contain requirements to protection of plant world objects and their habitats reducing or eliminating such effect.

Chapter 13

INVENTORY, STATE CADASTRE AND MONITORING OF PLANT WORLD, CONTROL IN THE FIELD OF HANDLING OF PLANT WORLD OBJECTS

(as worded in the Laws of the Republic of Belarus of 02.07.2009 [N 32-3](#), of 17.05.2011 [N 260-3](#))

Article 65

Inventory of Plant World Objects and Handling of Them

(as worded in the Law of the Republic of Belarus of 02.07.2009 N 32-3)

The State inventory of plant world objects is made in accordance with the legislation of the Republic of Belarus for taking into account quantitative, qualitative and other

characteristics of plant world objects, the scope, nature and mode of their use as well as for carrying out systematic monitoring of changes in quantitative, qualitative and other characteristics of plant world objects and for providing the State bodies, legal entities and citizens with ecological information in the field of handling of plant world objects.
(as worded in the Law of the Republic of Belarus of 10.11.2008 N 444-3)

Users of plant world objects, land plots or water objects shall make inventory of plant world objects and handling of them if this is specified by the legislation of the Republic of Belarus.

The procedure for making inventory of plant world objects located on lands of settlements and handling of them is specified by the Ministry of Housing and Communal Services of the Republic of Belarus in agreement with the Ministry of Natural Resources and Environmental Protection of the Republic of Belarus

The procedure for making inventory of plant world objects located on lands of other categories and handling of them is specified by the Ministry of Natural Resources and Environmental Protection of the Republic of Belarus.

Part 5 was excluded. – The Law of the Republic of Belarus of 02.07.2009 N 32-3.

Article 66

State Cadastre of Plant World

The State cadastre of plant world is a systematic set of data on occurrence and distribution of plant world objects according to categories of lands or water objects, users of land plots or water objects, quantitative and qualitative characteristics of plant world objects, their economical assessment and use as well as other data on plant world objects.
(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

The State cadastre of plant world is kept by the Ministry of Natural Resources and Environmental Protection of the Republic of Belarus jointly with interested Republican bodies of the State management and other organizations.

(Part 2 of Article 66 was introduced by the Law of the Republic of Belarus of 17.05.2011 N 260-3)

Scientific support of keeping the State cadastre of plant world is carried out by the National Academy of Sciences of Belarus.

(Part 3 of Article 66 was introduced by the Law of the Republic of Belarus of 17.05.2011 N 260-3)

The procedure for keeping the State cadastre of plant world and using its data is specified by the Council of Ministers of the Republic of Belarus.

(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

Article 67

Plant World Monitoring

Plant world monitoring is a system of observations of plant world objects and their habitats, assessment and prediction of their changes.

(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

Monitoring of plant world is a kind of environmental monitoring and is carried out by the National Academy of Sciences of Belarus within the framework of the National System of environmental monitoring in the Republic of Belarus.

(Part 2 of Article 67 as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

The procedure for monitoring plant world and using its data is specified by the Council of Ministers of the Republic of Belarus.
(Part 3 of Article 67 as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

Article 67-1

Control in the Field of Handling of Plant World Objects
(introduced by the Law of the Republic of Belarus of 17.05.2011 N 260-3)

Control in the field of handling of plant world objects is a component of control in the field of environmental protection.

Control in the field of handling of plant world objects is exercised in accordance with the legislation of the Republic of Belarus in the sphere of control (supervisory) activities and environmental protection.

Chapter 14 **EXCLUDED**

(Chapter 14 was excluded. – The Law of the Republic of Belarus of 17.05.2011 N 260-3)

Article 68. Excluded
(Article 68 was excluded. – The Law of the Republic of Belarus of 17.05.2011 N 260-3)

Article 69. Excluded
(Article 69 was excluded. – The Law of the Republic of Belarus of 17.05.2011 N 260-3)

Article 70. Excluded
(Article 70 was excluded. – The Law of the Republic of Belarus of 17.05.2011 N 260-3)

Article 71. Excluded
(Article 71 was excluded. – The Law of the Republic of Belarus of 17.05.2011 N 260-3)

Article 72. Excluded
(Article 72 was excluded. – The Law of the Republic of Belarus of 17.05.2011 N 260-3)

Chapter 15 **RESPONSIBILITY FOR VIOLATION OF LEGISLATION ON PLANT WORLD**

Article 73

Excluded

(Article 73 was excluded. – The Law of the Republic of Belarus of 10.11.2008 N 444-3)

Article 74

Responsibility for Violation of the Legislation of the Republic of Belarus on Plant World

Violation of the legislation of the Republic of Belarus on plant world entails responsibility in accordance with the legislative acts of the Republic of Belarus.

Making legal entities and citizens answer for violation of the legislation of the Republic of Belarus on plant world does not exempt them from obligations to implement measures for protection and reproduction of plant world objects and restoration of their habitats.

Article 75

Handling of Illegally Withdrawn, Removed, Transplanted Wild Plants and (or) their Parts (as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

Wild plants and (or) their parts, owned by the Republic of Belarus but illegally withdrawn, removed, transplanted by legal entities and citizens, are confiscated from them and returned to the State in accordance with the procedure specified by the acts of the President of the Republic of Belarus and other legislative acts of the Republic of Belarus.
(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

If it is impossible to withdraw wild plant and (or) their parts stated in Part 1 of this Article or it is impossible to sell or economically unfeasible to sell such wild plants and (or) their parts, their cost is recovered in the amount and in accordance with the procedure prescribed by the legislation of the Republic of Belarus.
(as worded in the Laws of the Republic of Belarus of 13.06.2007 N 238-3, of 17.05.2011 N 260-3)

Article 76

Compensation for Harm Caused to Plant World Objects and (or) their Habitats

Legal entities and citizens who permitted illegal withdrawal, removal, transplantation, damage or destruction of plant world objects and (or) deterioration of their habitats shall compensate for harm in accordance with the procedure prescribed by the legislation of the Republic of Belarus on environmental protection.
(as worded in the Law of the Republic of Belarus of 17.05.2011 N 260-3)

The amount of compensation for harm caused to plant world objects and (or) their habitats is estimated in accordance with taxes specified by legislative acts of the Republic of Belarus and in their absence – at actual cost of reproduction of plant world objects and restoration of their damaged habitats, incurred losses, including lost profits.
(as worded in the Laws of the Republic of Belarus of 13.06.2007 N 238-3, of 10.11.2008 N 444-3, of 17.05.2011 N 260-3)

Article 77

Settlement of Disputes Related to Handling of Plant World Objects

Disputes related to handling of plant world objects are settled in accordance with the legislation of the Republic of Belarus by specially authorized Republican bodies of the State management, local executive and administrative bodies within their competence and (or) in court in accordance with the procedure prescribed by the legislation of the Republic of Belarus.

Chapter 16
FINAL PROVISIONS

Article 78

Entry into Force of this Law

This Law shall enter into force on 1 January.

Till bringing the legislation of the Republic of Belarus into conformity with this Law, it is applied in the part which does not contradict the Law, unless otherwise provided by the Constitution of the Republic of Belarus.

Article 79

Bringing Legislative Acts of the Republic of Belarus in Compliance with this Law

Within one year from the date of entry into force of this Law, the Council of Ministers of the Republic of Belarus shall:

prepare and submit proposals for bringing legislative acts of the Republic of Belarus in compliance with this Law to the Chamber of Representatives of the National Assembly of the Republic of Belarus in accordance with the established procedure;

bring standard legal acts of the Government of the Republic of Belarus in compliance with this Law;

ensure the review and cancellation of the standard legal acts contradicting this Law by the Republican bodies of the State management, subordinate to the Government of the Republic of Belarus;

take other measures required for implementation of the Law provisions.

President of the Republic of Belarus

A. Lukashenko

* unofficial translation *