

**COUNCIL OF MINISTERS
OF THE REPUBLIC OF
BELARUS**



RESOLUTION

20 December 2024 No. 982

Minsk

On measures for the implementation
of the Law of the Republic of Belarus
of March 5, 2024 No. 356-3
“On Genetic Resources Management”

Based on the sections four and five of Article 9, paragraph 12 of Article 14 and paragraph 8 of Article 17 of the Law of the Republic of Belarus of March 5, 2024 No. 356-3 “On Genetic Resources Management”, the Council of Ministers of the Republic of Belarus DECIDES to:

1. Approve:

The Provision for monitoring in the field of genetic resources management and its data use (enclosed);

The provision for the disbursement of funds incoming during the distribution of monetary benefits (enclosed).

2. Establish a list of plant genetic resources for food and agriculture in accordance with the Annex.

3. Designate the National Coordination Centre on Access to Genetic Resources and Benefit-Sharing of the State Scientific Institution “Institute of Genetics and Cytology of the National Academy of Sciences of Belarus” (hereinafter referred to as “the National Coordination Centre”) as the Checkpoint for monitoring in the field of genetic resources management in the territory of the Republic of Belarus.

4. Declare the Resolution of the Council of Ministers of the Republic of Belarus of October 1, 2014, No. 933 “On the Establishment of the National Coordination Centre on Access to Genetic Resources and Benefit-sharing” to be no longer in force.

5. This Resolution shall come into force from March 9, 2025.

Prime Minister
of the Republic of Belarus



P. Golovchenko

Annex
to the Resolution
of the Council of Ministers
of the Republic of Belarus
of December 20, 2024, No. 982

LIST

of plant genetic resources
for food and agriculture

Food crops		
Crop	Genus	Comment
1. Breadfruit	<i>Artocarpus</i>	Only breadfruit
2. Asparagus	<i>Asparagus</i>	
3. Oats	<i>Avena</i>	
4. Beets	<i>Beta</i>	
5. Cabbage	<i>Brassica</i> etc.	applies to the following genera: <i>Brassica</i> , <i>Armoracia</i> , <i>Barbarea</i> , <i>Camelina</i> , <i>Crambe</i> , <i>Diplotaxis</i> , <i>Eruca</i> , <i>Isatis</i> , <i>Lepidium</i> , <i>Raphanobrassica</i> , <i>Raphanus</i> , <i>Rorippa</i> and <i>Sinapis</i> . They include such oilseed and vegetable crops as cabbage, rapeseed, mustard, watercress, eruca, radish and turnip. The species <i>Lepidium meyenii</i> is not included.
6. Pigeon pea	<i>Cajanus</i>	
7. Chickpea	<i>Cicer</i>	
8. Citrus	<i>Citrus</i>	including the genera <i>Poncirus</i> and <i>Fortunella</i> as rootstocks
9. Coconut tree	<i>Cocos</i>	
10. The most important <i>Araceae</i>	<i>Colocasia</i> , <i>Xanthosoma</i>	The most important aroids include taro, as well as cocoyam, dasheen and tannia (<i>Xanthosoma saggitifolium</i> (L.) Schott and <i>Colocasia esculenta</i> var. <i>antiquarium</i>)
11. Carrot	<i>Daucus</i>	
12. Yam	<i>Dioscorea</i>	
13. Eleusine	<i>Eleusine</i>	

Crop	Genus	Comment
14. Strawberry	<i>Fragaria</i>	
15. Sunflower	<i>Helianthus</i>	
16. Barley	<i>Hordeum</i>	
17. Sweet potato	<i>Ipomoea</i>	
18. Pea	<i>Lathyrus</i>	
19. Lentil	<i>Lens</i>	
20. Apple	<i>Malus</i>	
21. Cassava	<i>Manihot</i>	only <i>Manihot esculenta</i>
22. Banana	<i>Musa</i>	apart from <i>Musa textilis</i>
dessert/vegetable		
23. Rice	<i>Oryza</i>	
24. Pearl millet	<i>Pennisetum</i>	
25. Beans	<i>Phaseolus</i>	apart from <i>Phaseolus polyanthus</i>
26. Peas	<i>Pisum</i>	
27. Rye	<i>Secale</i>	
28. Potato	<i>Solanum</i>	including a group of tubers, apart from <i>Solanum phureja</i>
29. Eggplant	<i>Solanum</i>	including <i>Melongena</i>
30. Sorghum	<i>Sorghum</i>	
31. Triticale	<i>Triticosecale</i>	
32. Wheat	<i>Triticum</i> etc.	including <i>Agropyron</i> , <i>Elymus</i> and <i>Secale</i>
33. Vetch	<i>Vicia</i>	
34. Cowpea and others	<i>Vigna</i>	
35. Corn	<i>Zea</i>	Apart from <i>Zea perennis</i> , <i>Zea diploperennis</i> и <i>Zea luxurians</i>

Forage crops

Genus	Species
36. Legumes:	
36.1. <i>Astragalus</i>	<i>chinensis</i> , <i>cicer</i> , <i>arenarius</i>
36.2. <i>Canavalia</i>	<i>ensiformis</i>
36.3. <i>Coronilla</i>	<i>varia</i>
36.4. <i>Hedysarum</i>	<i>coronarium</i>
36.5. <i>Lathyrus</i>	<i>cicera</i> , <i>ciliolatus</i> , <i>hirsutus</i> , <i>ochrus</i> , <i>odoratus</i> , <i>sativus</i>

Genus	Species
36.6. <i>Lespedeza</i>	<i>cuneata, striata, stipulacea</i>
36.7. <i>Lotus</i>	<i>corniculatus, subbiflorus, uliginosus</i>
36.8. <i>Lupinus</i>	<i>albus, angustifolius, luteus</i>
36.9. <i>Medicago</i>	<i>arborea, falcata, sativa, scutellata, rigidula, truncatula</i>
36.10. <i>Melilotus</i>	<i>albus, officinalis</i>
36.11. <i>Onobrychis</i>	<i>viciifolia</i>
36.12. <i>Ornithopus</i>	<i>sativus</i>
36.13. <i>Prosopis</i>	<i>affinis, alba, chilensis, nigra, pallida</i>
36.14. <i>Pueraria</i>	<i>phaseoloides</i>
36.15. <i>Trifolium</i>	<i>alexandrinum, alpestre, ambiguum, angustifolium, arvense, agrocicerum, hybridum, incarnatum, pratense, repens, resupinatum, rueppellianum, semipilosum, subterraneum, vesiculosum</i>
37. Forage grasses:	
37.1. <i>Andropogon</i>	<i>gayanus</i>
37.2. <i>Agropyron</i>	<i>cristatum, desertorum</i>
37.3. <i>Agrostis</i>	<i>stolonifera, tenuis</i>
37.4. <i>Alopecurus</i>	<i>pratensis</i>
37.5. <i>Arrhenatherum</i>	<i>elatius</i>
37.6. <i>Dactylis</i>	<i>glomerata</i>
37.7. <i>Festuca</i>	<i>arundinacea, gigantea, heterophylla, ovina, pratensis, rubra</i>
37.8. <i>Lolium</i>	<i>hybridum, multiflorum, perenne, rigidum, temulentum</i>
37.9. <i>Phalaris</i>	<i>aquatica, arundinacea</i>
37.10. <i>Phleum</i>	<i>pratense</i>
37.11. <i>Poa</i>	<i>alpina, annua, pratensis</i>
37.12. <i>Tripsacum</i>	<i>laxum</i>
38. Other forage crops:	
38.1. <i>Atriplex</i>	<i>halimus, nummularia</i>
38.2. <i>Salsola</i>	<i>vermiculata</i>

APPROVED

Resolution
of the Council of Ministers
of the Republic of Belarus
of December 20, 2024 No. 982

PROVISION

for the monitoring procedure in the field
of genetic resources management
and its data use

1. This Provision shall establish the monitoring procedure in the field of genetic resources management (hereinafter referred to as “monitoring”) and its data use. The monitoring data shall be used for electronic database management.

2. For the purposes of this Provision, the terms and their definitions within the meanings established by the Law of the Republic of Belarus “On Genetic Resources Management” shall be used.

3. As part of monitoring, the objects shall be as follows:

Transfer of genetic resources and/or associated traditional knowledge;

Utilization of genetic resources;

Sharing of benefits arising from the utilization of genetic resources (hereinafter referred to as “the benefits”);

Compliance with the requirements of the Law of the Republic of Belarus “On Genetic Resources Management” during the transfer of genetic resources and/or associated traditional knowledge.

4. Monitoring shall be carried out by Checkpoints in the field of genetic resources management located in the territory of foreign states that are the Parties to the *Nagoya Protocol on Access to Genetic Resources and the Fair and Equitable Sharing of Benefits Arising from Their Utilization to the Convention on Biological Diversity* of October 29, 2010 (hereinafter referred to as “the Checkpoint”), and the National Coordination Centre.

5. For the purposes of monitoring, during the transfer of genetic resources and/or associated traditional knowledge:

Outside the borders of the Republic of Belarus:

The Provider shall submit to the National Coordination Centre a copy of the Genetic Resources and/or Associated Traditional Knowledge Transfer Act within ten calendar day from the day of its execution;

The User shall submit to the Checkpoint notification of the results of genetic resources utilization prior to 1 February of the year following each year during which the User has been exercising the utilization of genetic resources;

To the Republic of Belarus from foreign States that are the *Parties to the Nagoya Protocol on Access to Genetic Resources and the Fair and Equitable Sharing of Benefits Arising from Their Utilization to the Convention on Biological Diversity* of October 29, 2010 (hereinafter referred to as “the Nagoya Protocol”), the Users shall submit:

To the National Coordination Centre — notification of genetic resources and/or associated traditional knowledge transfer within ten calendar days from the day of their transfer;

To the Checkpoint — notification of the results of genetic resources utilization prior to February 1 of the year following each year during which the User has been exercising the utilization of genetic resources.

6. Checkpoints shall carry out the assessment of information obtained from databases in the public domain over the global computer network Internet and containing information on genetic resources and/or associated traditional knowledge and defined in sections four and seven of paragraph 5 of this Provision for compliance with legislation in the field of genetic resources management, the Nagoya Protocol, as well as agreements for the transfer of genetic resources and/or associated traditional knowledge and agreements for the utilization of genetic resources and/or associated traditional knowledge (hereinafter unless otherwise specified referred to as “the agreements”) upon availability of such agreements in the Clearing-House for the Nagoya Protocol.

Annually, within the period prior to March 1 of the year following the reporting year, Checkpoints shall submit generalized information about the genetic resources and/or associated traditional knowledge transferred and the results of genetic resources utilization to the National Coordination Centre.

Checkpoints shall notify the National Coordination Centre of the identified signs of legislative violations in the field of genetic resources management, the Nagoya Protocol; the violation of terms of agreements within five calendar days from the day of their detection.

7. The National Coordination Centre shall, within the scope of targets identified in paragraph 1 of Article 22 of the Law of the Republic of Belarus “On Genetic Resources Management”, carry out the analysis of information obtained in accordance to sections three and six of paragraph 5, parts two and three of paragraph 6 of this Provision and in the case of:

confirmation of information about the identified signs of legislative violations in the field of genetic resources management, the Nagoya Protocol within ten calendar days from the day of their detection shall inform the Ministry of Natural Resources and Environmental Protection (hereinafter referred to as “the Ministry of Nature”) and Checkpoints by way of submitting notification;

identification of violations of the terms of agreements shall, within ten calendar days from the day of their detection, inform the Ministry of Nature, providers, users and Checkpoints by way of submitting notification.

8. The National Coordination Centre in cooperation with the competent national authority for the issues related to access to genetic resources and benefit-sharing of a foreign state, provided it is a Party to the Nagoya Protocol, in the event of detecting the fact of genetic resources and/or associated traditional knowledge transfer outside the borders of the Republic of Belarus for the purposes of their utilization in the absence of an agreement for the transfer of genetic resources and/or associated traditional knowledge and/or an Internationally Recognized Certificate of Compliance shall:

- exercise a search for a provider and a user;

- inform the provider and the user by way of submitting notification about concluding of an agreement for the utilization of genetic resources and/or associated traditional knowledge.

9. Where there are grounds stated in paragraph 8 of Article 17 of the Law of the Republic of Belarus “On Genetic Resources Management”, the National Coordination Centre shall within ten calendar days from the moment of establishing of specified grounds add the user to the list of dishonest users.

The following shall be recognized as a refusal of the user to conclude an agreement for the utilization of genetic resources and/or associated traditional knowledge:

- Refusal of the user to conclude an agreement for the utilization of genetic resources and/or associated traditional knowledge submitted by him to the National Coordination Centre in writing or in electronic form;

- No answer on the part of the user within a month to the notification specified in section three of paragraph 8 of this Provision, as well as failure by the user to conclude an agreement for the utilization of genetic resources and/or associated traditional knowledge.

The following shall be recognized as a refusal to remedy other violations of the procedure for genetic resources management:

- Failure to obtain, in accordance with the established procedure, of Internationally Recognized Certificate of Compliance;

- Failure to comply with the terms of transfer of genetic resources and/or associated traditional knowledge;

- Violation of mutually agreed terms;

- Failure to provide information pursuant to paragraph 5 of this Provision.

10. The National Coordination Centre shall inform the Ministry of Nature and the competent national authority for the issues of access to the genetic resources of a foreign state and benefit-sharing, provided it is a Party to the Nagoya Protocol, about adding the user to the list of dishonest users and excluding him from the list by way of submitting notification.

A list of dishonest users shall be published on the official website of the National Coordination Centre over the global computer network Internet.

11. Where the user has concluded an agreement with the provider for the utilization of genetic resources and/or associated traditional knowledge and has informed the National Coordination Centre about it by way of submitting notification with the enclosed copy of the specified agreement, he shall be excluded from the list of dishonest users within five calendar days from the day of receipt of the specified notification by the National Coordination Centre.

Where the user has remedied other violations of the procedure for genetic resources management established in part three of paragraph 9 of this Provision and has informed the National Coordination Centre about it by way of submitting notification, he shall be excluded from the list of dishonest users in accordance with the procedure established by part one of this paragraph.

The cost estimate shall be approved by the State Scientific Institution “Institute of Genetics and Cytology of the National Academy of Sciences of Belarus” (hereinafter referred to as “the Institute of Genetics and Cytology, NAS of Belarus”) upon agreement with the Ministry of Natural Resources and Environmental Protection (hereinafter referred to as “the Ministry of Nature”), and in the case, where the customer of the activities specified in the cost estimate is the National Academy of Sciences of Belarus (hereinafter referred to as “NAS of Belarus”) — also upon agreement with NAS of Belarus.

4. The cost estimate shall be prepared for each calendar year. The cost estimate shall demonstrate the funds as of 1 January of the year the estimate cost is prepared for; on the current (settlement) bank account with a special functioning mode of the Institute of Genetics and Cytology, NAS of Belarus, designated for the incoming of funds during the distribution of benefits.

5. The funds incoming during the distribution of benefits shall be allocated for the financing of activities in accordance with the Annex.

6. The cost estimate for each activity shall indicate its name, customer, the amount of funds and the deadline.

7. The customers included in the cost estimate of the activities may be as follows:

The Ministry of Nature and Regional, Minsk City Committees for Natural Resources and Environmental Protection — in relation to the implementation of activities in the field of the conservation and sustainable use of biological and landscape diversity; and in relation to the implementation of research and development activities (hereinafter referred to as “the R & D Activities”) in this field — the Ministry of Nature and NAS of Belarus;

The Institute of Genetics and Cytology, NAS of Belarus, — in relation to the financing of the activity of the National Coordination Centre for the implementation of targets assigned to it.

8. The draft estimated cost shall be prepared on the basis of proposals of the Ministry of Nature submitted to the Institute of Genetics and Cytology, NAS of Belarus, within a month from the date of an inquiry submitted by it.

9. The proposals specified in paragraph 8 of this Provision shall not include activities the financing of which is already stipulated in the calendar year for which an estimate is being made by state programs, state scientific and technical programs, state programs for scientific research and international technical assistance projects.

10. Research and development activities in the field of conservation and sustainable use of biological and landscape diversity shall be included in the estimate, provided there is a positive decision of the Scientific and Technical Board of NAS of Belarus.

11. The draft estimate prepared by the Institute of Genetics and Cytology, NAS of Belarus, shall be submitted to the Ministry of Nature for approval.

12. The Ministry of Nature shall, within fifteen days from the day of the receipt of the draft estimate, look into it and approve it by way of granting a stamp of approval or submit reasoned comments and suggestions to the Institute of Genetics and Cytology, NAS of Belarus.

13. Upon receipt of the approval of the Ministry of Nature, the Institute of Genetics and Cytology, NAS of Belarus, shall approve the estimate within ten calendar days and submit it to the Ministry of Nature within five calendar days after its approval.

14. During the calendar year the estimate has been approved for, amendments may be introduced to it by way of setting it forth in new wording subject to agreement with the Ministry of Nature.

15. Where the customer of activities stated in the estimate is NAS of Belarus, the estimate shall also be agreed upon with NAS of Belarus in accordance with the procedure specified in paragraphs 11-14 of this Provision.

16. Within ten calendar days following the conclusion of agreements with the executors of activities, the copies of agreements shall be submitted to the Institute of Genetics and Cytology, NAS of Belarus, by customers.

17. The transfer of funds to the executor of an undertaking shall be carried out by the Institute of Genetics and Cytology, NAS of Belarus, on the basis of an Acceptance Act for executed works signed by the executor and approved by the customer of an undertaking; and in the event of research and development activities — also an abstract of a decision of a corresponding Scientific and Technical Board about the acceptance of research and development results.

18. The financing of activities included in the estimate shall be carried out no later than December 31 of the year the estimate has been approved for.

The remaining balance as of the end of the year the estimate has been approved for shall be included in the estimate for the next calendar year.

Annex

to the Provision for the procedure
for the expenditure of funds incoming
during the distribution of monetary
benefits

LIST

of activities subject to financing
out of the funds incoming during
the distribution of benefits

Activities in the Field of Conservation and Sustainable Use of Biological and Landscape Diversity

1. Development of schemes for the rational placement of specially protected natural areas (hereinafter referred to as “SPNAs”) of Republican significance, regional schemes for the rational placement of the SPNAs of local significance.

2. Preparation of the scientific rationale for the reservation of territories subject to declaration as SPNAs.

3. Declaration, transformation and termination of the functioning of SPNAs, biosphere reserves (survey of natural areas; inventory of SPNAs; preparation of submissions relating to the declaration, transformation and termination of the functioning of SPNAs, biosphere reserves, including establishing the coordinates of the turning points of their boundaries; the production of cartographic materials etc.).

4. Development (updating) of management plans for SPNAs and biosphere reserves.

5. Identification of typical and rare natural landscapes and biotopes.

6. Preparation and updating of proposals for the inclusion of SPNAs and other natural areas in the lists (inventories) of valuable natural complexes and sites of international importance.

7. Restoration of natural ecological systems; the ecological rehabilitation of peatlands, including the development of the scientific rationale and design documentation.

8. Preparation of scientifically sound proposals for the inclusion of rare and endangered species of wild animals and wild plants in the Red Book of the Republic of Belarus or their exclusion from it.

9. Identification of habitats of wild animals and wild plants related to the species included in the Red Book of the Republic of Belarus.

10. Development of programs, plans for the management of populations of wild animals and wild plants related to the species included in the Red Book of the Republic of Belarus, as well as the species covered by the international treaties of the Republic of Belarus, action plans for the conservation of such species of wild animals and wild plants.

11. Hosting of conferences, workshops and round tables on the conservation and sustainable use of biological and landscape diversity.

12. Preparation and publication of printed information materials on the conservation and sustainable use of biological and landscape diversity.

13. Research and development activities in the field of conservation and sustainable use of biological and landscape diversity.

Financing of the Activity of the National Coordination Centre Related to the Implementation of Targets Assigned to It

14. Development, operation, support, modernization and maintenance of the digital platform for access to genetic resources and monitoring in the field of genetic resources management.

15. Purchase of supplies and consumables.

16. Business trips and official travels.

17. Covering transport services.

18. Purchase and routine repairs of production and non-production equipment.

19. Information and methodological support.

20. Incentive, compensatory and other payments to the employees of the National Coordination Centre in accordance with legislation.

21. Professional training, retraining, advanced training and internships of the employees of the National Coordination Centre.

Genetic Resources and/or Associated Traditional Knowledge Transfer ACT

//__//_____ 20__

Minsk

Under the Agreement for the Transfer of Genetic Resources and/or Associated Traditional Knowledge No. __ of //__// _____ 20__ (Internationally Recognized Certificate of Compliance No. _____) _____, hereinafter referred to as “the Provider”, represented by _____, acting by virtue of _____, transfers, and _____, hereinafter referred to as “the User”, represented by _____, acting by virtue of _____, accepts:

1. Genetic resources:

No.	Species, including in Latin, subspecies, variety, breed, line etc.**	Sample form***	The number of samples, units	Comment
1.				
2.			

2. Traditional knowledge associated with genetic resources (hereinafter referred to as “traditional knowledge”):

No.	Name of traditional knowledge with reference to associated genetic resources**	Traditional knowledge transfer form with reference to the information owner***	Comment
1.			
2.		

Genetic resources and/or associated traditional knowledge transfer date:

__ _____ 20__

Provider: _____

\\ *signature* \\ \\ initials, family name \\
\\ *stamp here* \\

User: _____

\\ *signature* \\ \\ initials, family name \\
\\ *stamp here* \\

* The Act is drawn up in two copies, each of equal legal force. One copy for the provider and one for the user.

** Pursuant to section two, subparagraph 1.2 of paragraph 1 of Article 15 of the Law of the Republic of Belarus “On Genetic Resources Management.”

*** Pursuant to section three, subparagraph 1.2 of paragraph 1 of Article 15 of the Law of the Republic of Belarus “On Genetic Resources Management.”

Genetic Resources and/or Associated Traditional Knowledge Transfer NOTIFICATION

_____ notifies that under the Agreement for
(the User)
the Transfer of Genetic Resources and/or Associated Traditional Knowledge No. _ of
_____ 20__ (hereinafter referred to as “the Agreement”)
(the Internationally Recognized Certificate of Compliance No. _____)
of « __ » 20__ has accepted
from _____
(the Provider; the foreign state that has provided genetic resources

and/or tradition knowledge)

1. Genetic resources:

No.	Species, including in Latin, subspecies, variety, breed, line etc.**	Sample form***	The number of samples, units	Comment
3.				
4.			

2. Traditional knowledge associated with genetic resources (hereinafter referred to as “traditional knowledge”):

No.	Name of traditional knowledge with reference to associated genetic resources**	Traditional knowledge transfer form with reference to information holder***	Comment
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3.			
4.		

Under the Agreement:

Objectives of genetic resources and/or associated traditional knowledge transfer with an indication of nature (commercial or non-commercial): _____;

Expected results from genetic resources utilization: _____;

Mutually Agreed Terms (MAT): _____.

Genetic resources user: _____ \\ *signature* \\ \\ initials, family name \\ \\ *stamp here* \\

* Pursuant to section two, subparagraph 1.2 of paragraph 1 of Article 15 of the Law of the Republic of Belarus “On Genetic Resources Management.”

** Pursuant to section three, subparagraph 1.2 of paragraph 1 of Article 15 of the Law of the Republic of Belarus “On Genetic Resources Management”, seeds, animal and plant parts, test tubes with DNA etc.

NOTIFICATION of GRs Utilization Results

_____ notifies that
(the User)

(genetic resources and/or associated traditional knowledge with reference to _____,
a species, including in Latin, a subspecies, a variety, a breed, a line etc.*)
received from _____
(the Provider)

under the Agreement for the Transfer of Genetic Resources and/or Associated Traditional Knowledge No. ___ of ___ _____ 20__ (Internationally Recognized Certificate of Compliance No. _____), used in _____

(year) and obtaining the results as follows:

_____.

The following benefits have been obtained from the utilization of genetic resources:

_____.

(all kind and in-kind benefits shall be specified)

The benefits obtained have been shared between the provider and the user and/or the third party in the following way: _____.

Genetic resources user: _____

\\ *signature* \\ \\ initials, family name \\
\\ *stamp here* \\

* Pursuant to section two, subparagraph 1.2 of paragraph 1 of Article 15 of the Law of the Republic of Belarus “On Genetic Resources Management”

**Courtesy translation*

