

RESOLUTION OF THE COUNCIL OF MINISTERS OF THE REPUBLIC OF BELARUS
dated April 14, 2026, No. 187

**On the procedure for providing (changing terms of)
access to genetic resources**

Based on part two of paragraph 2 of Article 3 of the Law of the Republic of Belarus “On Foundations of Administrative Procedures” dated October 28, 2008, No. 433-3; on subparagraph three of Article 9 and paragraph 6 of Article 14 of the Law of the Republic of Belarus “On Genetic Resources Management” dated March 5, 2024, No. 356-3, the Council of Ministers of the Republic of Belarus DECIDES:

1. To approve a Provision on the procedure for providing (changing terms of) access to genetic resources (attached).

2. To amend paragraph 6.28 of the unified list of administrative procedures exercised in relation to economic entities approved by the Resolution of the Council of Ministers of the Republic of Belarus dated September 24, 2021, No. 548 as follows:

In the column “Name of an administrative procedure”, to replace the wording “and wild plants” with the wording “, wild plants as well as other genetic resources”;

To supplement the paragraph with subparagraphs 6.28.5 and 6.28.6 of the following content:

“6.28.5.Obtaining access to genetic resources	Ministry of Nature	State Scientific Institution “Institute of Genetics and Cytology of the National Academy of Sciences of Belarus”	10 calendar days, and if approval of the Ministry of Nature is required, then 1 month	a service fee
6.28.6. Changing terms of access to genetic resources	Ministry of Nature	State Scientific Institution “Institute of Genetics and Cytology of the National Academy of Sciences of Belarus”	10 calendar days, and if approval of the Ministry of Nature is required, then 1 month	a service fee”

3. This Resolution shall come into force after its official publication.

Prime Minister of the Republic of Belarus

A. Turchin

APPROVED

Resolution
of the Council of Ministers
of the Republic of Belarus
dated April 14, 2026, No. 187

PROVISION

on the procedure for providing (changing terms of) access to genetic resources

1. This Provision identifies the procedure for providing access to genetic resources, as well as changing terms of access to genetic resources.

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

3. To provide access to genetic resources, the provider or the user shall submit to 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”) the following documents:

An application form in form pursuant to the Annex;

A copy of the Genetic Resources and/or Associated Traditional Knowledge Transfer Agreement (hereinafter referred to as “the Agreement”);

Consent of an individual of the Republic of Belarus who is the direct holder of traditional knowledge associated with genetic resources to the use and/or the transfer of his knowledge — where an application form is submitted by the provider to whom such consent has been granted.

In the event of alterations to the Agreement terms specified in subparagraphs 1.1–1.4, 1.7 and 1.8 of paragraph 1 of Article 15 of the Law of the Republic of Belarus “On Genetic Resources Management”, the provider or the user shall apply to the National Coordination Centre to change terms of access to genetic resources with an application form according to the form pursuant to the Annex and a copy of a supplementary agreement to the Agreement.

4. The National Coordination Centre shall reject an application form in cases stipulated by Article 17 of the Law of the Republic of Belarus “On Foundations of Administrative Procedures.”

5. The National Coordination Centre shall, within 10 calendar days from the day of submitting the documents specified in paragraph 3 of this Provision, consider them and request approval of the Ministry of Natural Resources and Environmental Protection (hereinafter referred to as “the Ministry of Nature”) attaching copies of submitted documents, excluding the case specified in paragraph 12 of Article 14 of the Law of the Republic of Belarus “On Genetic Resources Management.”

In the case specified in paragraph 12 of Article 14 of the Law of the Republic of Belarus “On Genetic Resources Management”, the National Coordination Centre shall make a decision about providing access to genetic resources or changing terms of access to genetic resources or shall reject access to genetic resources or a change of terms of access to genetic resources.

6. The Ministry of Nature shall consider the documents submitted pursuant to part one of paragraph 5 of this Provision and shall, within ten calendar days from the date of their submission, direct to the National Coordination Centre approval of access to genetic resources or a change of terms of access to genetic resources, which is prior informed consent in accordance with 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, or a refusal of such approval.

Grounds for the Ministry of Nature to refuse approval of access to genetic resources or a change of terms of access to genetic resources are as follows:

An Agreement and/or a supplementary agreement to it fail to comply with the terms specified in paragraph 1 of Article 15 of the Law of the Republic of Belarus “On Genetic Resources Management”;

Adding the user to the list of bad faith users.

7. The National Coordination Centre shall, within ten calendar days from the day of incoming approval from the Ministry of Nature specified in part one of paragraph 6 of this Provision, make a decision about providing access to genetic resources or reject access to genetic resources or a change of terms of access to genetic resources.

8. Where a decision about providing access to genetic resources or a change of terms of access to genetic resources is made, the National Coordination Centre shall generate the Internationally Recognized Certificate of Compliance (hereinafter referred to as “the International Certificate”) and shall notify an interested provider or user of that, including forwarding a copy of the International Certificate to an e-mail address provided in the application form.

The International Certificate shall be generated by way of adding information by the National Coordination Centre regarding access or a change of terms of access to genetic resources to the Clearing-House for 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. Based on the information provided, the International Certificate shall be generated.

9. Access to genetic resources or a change of terms of access to genetic resources shall be rejected in the manner and on the grounds stipulated by Article 25 of the Law of the Republic of Belarus “On Foundations of Administrative Procedures”, as well as in the cases as follows:

An Agreement and/or a supplementary agreement to it fail to comply with the terms specified in paragraph 1 of Article 15 of the Law of the Republic of Belarus “On Genetic Resources Management”;

The Ministry of Nature rejects approval of access to genetic resources or a change of terms of access to genetic resources.

Where access to genetic resources or a change of terms of access to genetic resources is rejected by the National Coordination Centre, a notification shall be directed to the interested provider or user in accordance with Article 27 of the Law of the Republic of Belarus “On Foundations of Administrative Procedures.”

Annex
to the Provision on the procedure
for providing (changing terms of)
access to genetic resources

Form

APPLICATION FORM

(full name of a legal entity; last name, first name, patronymic (if any))

of an individual, including an individual entrepreneur;

a payer's identification number (if any), place of residence, location,

a telephone number, an email address)

acting as a provider/user (underline as appropriate), requests access/a change of access terms (underline as appropriate):

1. to genetic resources:

Name of a species in Russian and Latin, a subspecies, a variety, a breed, a line, etc.*	Sample form**	Place and time period of removal, development, storage, formation, sequencing ***

The specified genetic resources are/are not related (underline as appropriate) to plant genetic resources for food and agriculture the list of which is established by the Resolution of the Council of Ministers of the Republic of Belarus of December 20, 2024, No. 982 "On measures to implement the Law of the Republic of Belarus "On Genetic Resources Management" of March 5, 2024, No. 356-3.

2. to traditional knowledge associated with genetic resources (hereinafter referred to as "traditional knowledge"):

Name of traditional knowledge with an indication of associated* genetic resources, a description of the area (agriculture, folk medicine, folk cuisine, fishing, weaving, etc.) and nature of its application	Form of traditional knowledge transfer with an indication of the information holder**	Last name, first name, patronymic (if any) of an individual of the Republic of Belarus who is the direct holder of traditional knowledge	Place/region of traditional knowledge formation***

Provider's name**** _____

Foreign state genetic resources and/or associated traditional knowledge are transferred to

User's name**** _____

Purpose of the transfer of genetic resources and/or associated traditional knowledge

Expected results of genetic resources utilization _____

____ Mutually Agreed Terms

Other information _____

(operation/transaction ID in the payment system in the Single Settlement

and Information Space or document details on payment for services (works)

provided (performed) during the implementation of an administrative procedure

(stakeholder's signature)

(Full name)

_____ 20__

* Information stipulated by the second paragraph of subparagraph 1.2 of paragraph 1 of Article 15 of the Law of the Republic of Belarus "On Genetic Resources Management" dated March 5, 2024, No. 356-3 shall be indicated.

** Information stipulated by the third paragraph of subparagraph 1.2 of paragraph 1 of Article 15 of the Law of the Republic of Belarus "On Genetic Resources Management" dated March 5, 2024, No. 356-3 shall be indicated.

*** Information stipulated by the fourth paragraph of subparagraph 1.2 of paragraph 1 of Article 15 of the Law of the Republic of Belarus "On Genetic Resources Management" dated March 5, 2024, No. 356-3 shall be indicated.

**** Where a provider or a user is not a stakeholder, apart from the full name of a legal entity; last name, first name, and patronymic (if any) of an individual, including an individual entrepreneur, the payer's identification number (if any), place of residence, location, a telephone number and an email address shall also be indicated.

**Non-binding translation*