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REGULATION ON LICENSING OF CERTAIN TYPES OF ACTIVITIES

SECTION I GENERAL ISSUES OF LICENSING

CHAPTER 1 GENERAL PROVISIONS

1. The present Regulation governs relations in respect of licensing of certain types of activities exercised in the interests of national security, public order, protection of rights and liberties, public morals, health of the population and environmental protection in accordance with the list of types of activities for the performance of which special permits (licenses) are required, and state bodies and state organizations in accordance with Appendix 1 that are authorized to issue them, except for:

- activities related to specific goods (works, services);
- foreign economic activities of importing and/or exporting certain goods;
- activities to be licensed by the National Bank;
- activities (except for activities in the sphere of using nuclear power and ionizing radiation sources) carried out by the National Bank and other state bodies (organizations) within their competences determined in the established order, as well as by military units (institutions) of the Armed Forces and other military formations, internal affairs bodies, bodies and units for emergency situations, State Committee for Forensic Examinations, storage facilities of medical equipment and property of the Republic of Belarus in accordance with the tasks imposed on them by the legislation.

Licensed activities are those types of activities the performing of which may create a threat of inflicting damage to the interests indicated in part one of the present item and regulation of which cannot be ensured otherwise than by licensing.

2. The following terms and definitions are used in the present Regulation:

licensee: a legal entity of the Republic of Belarus, individual entrepreneur

registered in the Republic of Belarus, a foreign legal entity, foreign organization, attorney, private individual who engages in the activities related to collecting and exhibiting of weapons and ammunition and who have special permits (licenses) (hereinafter the “licenses”);

licensing requirements and conditions: a totality of requirements and conditions set by the present Regulation that are imposed on a license applicant in the process of the license issue and on a licensee during its exercising of the activities that require a license. The licensing requirements and conditions may not include the requirements to observe legislation in the respective sphere of activities in general, legislation requirements, observing of which is an obligation of any economic entity, requirements to specific types and amount of products being produced or planned to be produced, as well as the requirements to the amount of the works being performed and services being rendered;

licensing: a set of measures implemented by the State, related to issue of licenses, their duplicates, introducing of changes in and/or additions to licenses, suspension, renewal and termination of their operation, revocation of licenses, monitoring of observance by licensees of respective licensing requirements and conditions in the process of exercising of licensable types of activities by the licensees;

licensing bodies (authorities): national bodies of state administration and other state organizations subordinated to the Government of the Republic of Belarus, local executive and regulatory bodies, other state bodies authorized under the present Regulation to perform licensing;

license: a special permit to carry out a type of activities with mandatory observance of license requirements and conditions issued by a licensing body to a license applicant;

separate subdivision: a branch and/or other legal entity’s separate subdivision located outside of the legal entity’s location, the status of which is defined by the legislation, statutory or other organizational and regulatory documents of this legal entity;

special licensing requirements and conditions: licensing requirements and conditions, information on which is stated in the license;

written notice to a license applicant (licensee) about the adopted decision in respect of licensing issues: issue by a licensing body to a license applicant (licensee) or to its authorized representative against signature of a notification of an adopted decision in respect of licensing issues or its mailing to a license applicant (licensee) by a registered letter with acknowledgement of receipt or sending by electronic mail in the form of an electronic document;

license register: a totality of data developed by a licensing body in respect of issued licenses, their duplicates, introduction of changes in and/or additions

to licenses, suspension, renewal, termination of their operation, revocation of licenses and other information in accordance with the present Regulation;

decision on licensing issues: decision of a licensing body to issue (refuse to issue) a license, introduce (refuse to introduce) changes in and/or additions to them, suspend, renew, terminate the operation and revoke a license;

information necessary (relevant) for adopting a decision on issue of a license, introducing changes in and/or additions to a license: information on conformity of a license applicant (licensee) with the established license requirements and conditions;

license applicant: a legal entity of the Republic of Belarus, individual entrepreneur registered in the Republic of Belarus, a foreign legal entity and a foreign organization submitting to a licensing body an application with enclosed necessary documents for obtaining a license or a private individual requesting for the right to practice law or engage in activities related to collecting and exhibiting of weapons and ammunitions.

3. It is unlawful and prohibited to carry out:

- types of activities as well as works and/or services constituting licensed activity indicated in Appendix 1 to the present Regulation, without a license;
- types of activities, works and/or services constituting licensed activity, for which a license has been issued, by a separate subdivision of a licensee being a legal entity, if the license does not contain information on this separate subdivision or if the works and/or services being performed by it and constituting licensed activity are not indicated for such separate subdivision in the license;
- types of activities, works and/or services constituting the types of activities for which a license has been issued for other territory than that indicated in it, if the present Regulation stipulates that a license for a respective type of activities is effective in a portion of the territory of the Republic of Belarus indicated in it.

4. Unless otherwise provided for in the present Regulation, the following legal and natural persons have the right to get a license:

- legal entities of the Republic of Belarus;
- individual entrepreneurs registered in the Republic of Belarus, unless it is not established by the legislative acts that the right to perform licensed activities as well as certain works and/or services constituting a respective activity belongs only to legal entities;
- foreign legal entities and foreign organizations established in accordance with the legislation of foreign countries, provided that they have representative offices in the Republic of Belarus opened in the established order (hereinafter the “foreign organizations”, if it is not established by legislative acts that the right to perform licensed types of

activities as well as certain works and/or services constituting a respective activity belongs only to legal entities of the Republic of Belarus and/or individual entrepreneurs registered in the Republic of Belarus;

- private individuals applying for the right to practice law or engage in activities related to collecting and exhibiting of weapons and ammunitions.

5. A state duty is charged, pursuant to the procedure and in the amounts stipulated in legislative acts, for issue of a license, introduction of changes in and/or additions to it (except for instances of their introduction due to changes in the legislation), and issue of a license duplicate.

6. Reimbursement to licensing bodies for their expenses related to licensing shall be effected from the national budget's and respective local budgets' funds allocated for funding of such bodies, as well as from other sources defined by legislative acts.

7. In the cases stipulated by the present Regulation certain powers of a licensing body may be conferred on its structural subdivisions, territorial bodies, and subordinated organizations.

Decisions on licensing issues are adopted by a board of a licensing body and are executed in the form of orders (decisions) of the licensing body.

8. The decision on licensing issues adopted by a licensing body may be appealed against by the license applicant (licensee) in court within one month's time from the date of its adoption, and in case when the present Regulation provides for an obligation of the licensing body to notify the license applicant (licensee) of the adopted decision in writing, a decision may be appealed against within one month's time from the date of receipt by the license applicant (licensee) of a respective notification.

In case a license applicant (licensee) is sent a notice of an adopted decision regarding licensing issues by mail or in the form of an electronic document, such notice shall be sent respectively to the last license applicant's (licensee's) postal address, registered address of actual location (registration at the place of residence) known to the licensing body or to the last address of electronic mail known to the licensing body and shall be deemed received by the license applicant (licensee) after three working days from the date of sending of such notice.

9. Documents (their copies) filed by a license applicant (licensee) for obtaining a license (its duplicate), introducing changes in and/or additions to it, terminating exercise of a licensed activity, as well as other documents related to licensing of the activities shall be stored in the licensing body that has issued the license or in the licensing body's structural subdivisions, territorial bodies, subordinated organizations duly authorized by this licensing body.

10. The documents indicated in item 9 of the present Regulation shall be stored in the licensing body that has issued the license or in other licensing body's structural subdivisions, territorial bodies, subordinated organizations duly authorized by this licensing body, during five years from the day of adopting a decision to refuse to grant a license, to terminate license operation or to revoke it and after expiration of this period shall be transferred for storage in the archives of licensing bodies according to the procedure established by legislative acts.

10-1. An application (with enclosed documents in accordance with the present Regulation) for issue of a license, receipt of a duplicate of a license, for introduction of changes in and/or additions to it, as well as a notice of a decision made by the licensee to terminate exercising of a licensed activity shall be filed by the license applicant (licensee) with a licensing body in person or by his/her authorized representative or shall be mailed by the license applicant (licensee) by registered letter with acknowledgement of receipt or in the form of an electronic document.

Filing in person of the documents indicated in the first part of the present item shall be done by the license applicant (licensee) or his/her authorized representative with simultaneous submission of the following:

- identification document and a document proving the powers of the legal entity's head (order regarding appointment to a post of the head or an excerpt from the resolution of the General Meeting, Board or other management body of the legal entity or an employment agreement (contract) or a civil law contract), in case of filing by the head of the legal entity;
- identification document and a power of attorney issued by a foreign organization, in case of filing by the head of the representative office;
- identification document in case of filing by a private individual applying for the right to practice law or engage in activities related to collecting and exhibiting of weapons and ammunitions, or by an individual entrepreneur;
- identification document and a power of attorney in case of filing by an authorized representative of the license applicant (licensee).

Forwarding of the documents indicated in the first part of the present item by mail or in the form of an electronic document shall be effected by license applicant (licensee) with enclosing to the documents of the following:

- for a legal entity, information on the legal entity's head (family name, first name, patronymic (if any), data from the identification document (series (if any), number, when and by whom issued, registration at the place of residence) as well as data from the document (its copies) that prove the head's powers (order regarding appointment to a post of the head or an excerpt from the resolution of the General Meeting, Board or

- other management body of the legal entity or an employment agreement (contract) or a civil law contract);
- for a foreign organization, information on the head of the foreign organization's representative office (family name, first name, patronymic (if any), data from the identification document (series (if any), number, when and by whom issued, registration at the place of residence, at the place of actual sojournment) as well as from the power of attorney (its copy) issued to him/her by the foreign organization.
11. For a violation of the present Regulation's requirements, including omission in the license of the information specified in item 41 of the present Regulation, officials of licensing bodies shall be held disciplinarily, administratively or criminally liable in accordance with legislative acts.
12. Regulatory legal acts that do not govern the issues of licensing in general, shall not as a rule contain norms that determine its procedure and conditions.
13. In case of any discrepancy between the norms of the present Regulation and other legislative acts that regulate exercising of certain types of activities on the basis of licenses, the norms of the present Regulation shall prevail, unless otherwise provided for by the present Regulation or established by the President of the Republic of Belarus.
- 13-1. If an international treaty of the Republic of Belarus stipulates other rules than those contained in the present Regulation, the rules of the international treaty shall prevail.

CHAPTER 2 ISSUANCE OF A LICENSE

14. A license shall be issued for a specific type of activities with indication of works and/or services constituting this type of activities, if these works and/or services are defined in the present Regulation.
15. To obtain a license, an applicant for it or applicant's authorized representative shall submit the following to a respective licensing body:
- 15.1. an application for a license, indicating:
- for a legal entity of the Republic of Belarus, the name and location of this legal entity as well as of its separate subdivisions in which the applicant intends to exercise the licensed activity (hereinafter the "separate subdivisions"), works and/or services constituting the respective licensed activity, if the works and/or services are defined in the present Regulation, for each separate subdivision;
 - for a private individual applying for the right to practice law or engage in activities related to collecting and exhibiting of weapons and ammunitions, for an individual entrepreneur registered in the Republic of Belarus, the family name, first name, patronymic (if any), data of the

- passport of a citizen of the Republic of Belarus or of the permit for residence in the Republic of Belarus (series, number, date of issue, name of a state body that issued the passport or residence permit, registration at the place of residence);
- for a foreign organization, the name and location of this organization, as well as of its representative office opened in accordance with the established procedure on the territory of the Republic of Belarus;
 - date of the state registration and registration number of the license applicant (legal entity, individual entrepreneur) in the Unified State Register of Legal Entities and Individual Entrepreneurs, name of the registering body;
 - postal address, contact telephone number, email address (if any) of the license applicant;
 - licensable activity as well as the works and/or services constituting the respective licensed activity (if the works and/or services are defined by the present Regulation) which the license applicant intends to carry out;
 - territory in which the license applicant intends to exercise the licensed activity, if the present Regulation stipulates that the license for the respective type of activities is valid in the part of the territory of the Republic of Belarus indicated in it;
 - name and address of a tax body at the place of the license applicant's registration with a tax authority, license applicant's taxpayer identification number (if any);
 - other information specified by the present Regulation for a specific type of activities or determined by the President of the Republic of Belarus.

It shall also be stated in the application for a license that the information provided in this application and in the documents attached to it is true;

15.2. excluded;

15.3. legalized abstract from the trade register of the country in which the foreign organization is established or other equivalent evidence of the foreign organization's legal status in accordance with the legislation of the country of its establishment;

15.4. document of payment of the state duty for the license;

15.5. other documents envisaged by the present Regulation for a specific type of activities or determined by the President of the Republic of Belarus.

16. Excluded.

17. It is prohibited to demand from a license applicant to submit the documents or information not provided for by the present Regulation, as well as the documents that can be obtained by the licensing body from other state bodies and other organizations independently, unless otherwise provided for by the President of the Republic of Belarus.

18. In case of necessity to receive the documents (information) in accordance

with the present Regulation and with regard to the requirements of item 17 of the present Regulation the licensing body shall request such documents (information) from another state body and another organization in accordance with their competence not later than on the working day following the day of receipt by the licensing body of the documents defined in item 15 of the present Regulation.

The documents (information) requested by the licensing body shall be provided by other state bodies and other organizations within five working days from the date of receipt of the respective request.

When filing an application for a license an applicant for it has the right to submit the documents (information) indicated in item 17 of the present Regulation on his/her/its own.

19. Unless otherwise provided for by the present Regulation, notarization is not necessary for:

- documents copies being submitted to the licensing body if such copies are being submitted simultaneously with submission of originals or notarized copies of the documents;
- documents that are being forwarded to the licensing body in the form of electronic documents.

20. It is prohibited to demand from license applicants and licensees to address commercial and non-commercial organizations for the services related to preparation and/or execution of documents and for other licensing-related works, except for instances stipulated by legislative acts.

21. The documents being submitted for issuance of a license shall be accepted as per the checklist, a copy of which with an indication of the date of the acceptance of these documents shall be:

- handed out to the license applicant or his/her/its authorized representative against signature on the day of the acceptance in case of personal submission of such documents;
- sent to the license applicant by a registered mail with acknowledgement of receipt or by electronic mail in the form of an electronic document not later than three working days following the day of their receipt by the licensing body in case of submission of such documents by mail or in the form of an electronic document.

In case not all pieces of the information enumerated in sub-item 15.1 of item 15 of the present Regulation are included in the application for a license or not all the documents specified by the present Regulation are submitted or a respective document indicated in item 10-1 of the present Regulation is not presented (submitted), the licensing body shall refuse to accept this application for further consideration. A motivated refusal to accept the application for a license for further consideration shall be:

- issued to the license applicant or his/her/its authorized representative

against signature on the day of submission (together with this application and the documents attached to it) in case of personal submission of such application;

- sent to the license applicant by a registered mail with acknowledgement of receipt (together with this application and the documents attached to it) not later than three working days following the day of the application receipt by the licensing body in case of submission of such application by mail;
- sent to the license applicant to the email address in the form of an electronic document not later than three working days following the day of the application receipt by the licensing body in case of submission of such application in the form of an electronic document.

22. An application for a license shall be considered by the licensing body within 15 working days from the day of accepting the documents defined in item 15 of the present Regulation.

The time period indicated in part one of the present item may be extended for a period of conducting an assessment and/or expertise of conformity of the license applicant's capabilities with the licensing requirements and conditions but for not more than 10 working days unless otherwise provided for by the present Regulation or other legislative acts.

23. The licensing body, based on results of consideration of the application for a license and the documents attached to it as well as materials regarding the results of an assessment and/or expertise of conformity of the license applicant's capabilities with the licensing requirements and conditions, shall make one of the following decisions:

- to issue the license to its applicant;
- to refuse to issue the license to its applicant;
- to refuse to issue the license to its applicant in respect of one or several of its separate subdivisions as regards one or several works and/or services constituting the licensed activity and to issue the license to its applicant in respect of its other separate subdivisions as regards other works and/or services constituting the licensed activity, which have been indicated by the license applicant in his/her/its application for a license.

24. Unless otherwise provided for by the present Regulation, the licensing body shall make a decision indicated in paragraphs three and four of item 23 of the present Regulation in case of:

- false information contained in the submitted application for a license and the documents attached to it which would otherwise be necessary (relevant) for making a decision on issue of the license;
- non-conformity of the submitted documents with the requirements of the present Regulation;

- availability of an expert opinion that the license applicant's capabilities do not conform with the licensing requirements and conditions, made on the basis of results of the assessment and/or expertise of conformity of the license applicant's capabilities with the licensing requirements and conditions conducted in accordance with the present Regulation;
- refusal of the license applicant from the assessment and/or expertise of conformity of the license applicant's capabilities with the licensing requirements and conditions in accordance with the present Regulation;
- license applicant being in the process of liquidation (termination of its activities), availability of the court judgment on bankruptcy of the license applicant with liquidation of a debtor (legal entity) or termination of the activities of the debtor (individual entrepreneur);
- applying for a license before expiration of one year from the date of:
 - o adopting by a licensing body of a decision to refuse to issue a license on the ground stipulated in part two of item 34 of the present Regulation;
 - o termination of operation or revocation of the license (except for instances of termination of the license on the grounds stipulated in paragraph two of item 83, paragraphs two and five of item 84 of the present Regulation, revocation of the license due to its issue with a violation by the licensing body of the procedure established by the present Regulation).

It is not allowed to refuse to issue a license on the grounds of inexpedience of exercising the licensed activity by the license applicant.

25. The licensing body shall notify the license applicant of a decision made in accordance with item 23 of the present Regulation within three working days from the day of making the decision.

26. The license is issued to its applicant or to his/her/its authorized representative on presenting of the documents indicated in part two of item 10-1 of the present Regulation.

27. At the issue of a license, the applicant for it or his/her/its authorized representative shall be familiarized with the legislation defining the licensing requirements and conditions of exercising the type of activities, with the respective note being made thereof in the license.

28. The copies of licenses signed by the legal entity's head or individual entrepreneur and sealed by the legal entity's seal must be present in the legal entity's separate subdivisions, at trade outlets (facilities) where a licensed activity is being carried out, together with the information where one can familiarize oneself with an original license.

29. In case of the license loss the licensee may be issued its duplicate.

In order to get a duplicate license the licensee or his/her/its authorized representative must submit the following to the respective licensing body:

- application for a duplicate license;
 - document proving the payment of the state duty for the duplicate license.
- The duplicate license is issued within three working days from the day of submitting the documents indicated in part two of the present item.
- The license validity shall not be suspended before issue of the duplicate license.

CHAPTER 3

ASSESSMENT AND EXPERTISE OF CONFORMITY OF THE LICENSE APPLICANT'S (LICENSEE'S) CAPABILITIES WITH THE LICENSING REQUIREMENTS AND CONDITIONS

30. In cases stipulated by the present Regulation a licensing body or its structural subdivisions, territorial bodies and subordinated organizations authorized by it shall have the right to carry out an assessment of conformity of the license applicant's (licensee's) capabilities with the licensing requirements and conditions established for the licensed activity, as well as for the works and/or services constituting the respective licensed activity and stated by the license applicant in the application for a license (being carried out by the licensee) (hereinafter for the purpose of this chapter the "assessment").

31. Procedure of conducting an assessment is determined by the present Regulation, regulatory legal acts of the Council of Ministers of the Republic of Belarus, as well as of the licensing bodies.

32. On the basis of the assessment results the licensing body that has conducted the assessment or the licensing body's structural subdivisions, territorial bodies, subordinated organizations authorized to carry out the assessment shall make an opinion on conformity or non-conformity of the license applicant's (licensee's) capabilities with the licensing requirements and conditions, this opinion to be signed by this body's (structural subdivision's, organization's) duly authorized official.

33. In case special knowledge in the area of science, technology and other spheres of activities is required for an assessment of conformity of the license applicant's (licensee's) capabilities with the licensing requirements and conditions, as well as in other cases stipulated by the present Regulation the licensing body shall order an expertise of conformity of the license applicant's (licensee's) capabilities with the licensing requirements and conditions established for the licensed activity, as well as for the works and/or services constituting the respective licensed activity and stated by the license applicant in the application for a license (being carried out by the licensee) (hereinafter for the purpose of this chapter the "expertise").

34. The expertise shall be carried out by a licensing body or a legal entity

irrespective of the organizational and legal form, that have specialists of corresponding qualification or by a private individual who has a corresponding speciality and qualification proved by a diploma, certificate, award confirming his/her appropriate education and by the documents that prove work experience in a specific speciality, which/who, in accordance with the legislation, are granted the right to carry out expertise of a certain type.

The legal entities and private individuals being in civil and/or employment relationship with the license applicant (licensee) shall have no right to carry out expertise. Should such facts be detected, the expertise shall be deemed invalid, making the ground for the licensing body to take a decision on refusal to issue a license, and if the license has been issued, a decision to revoke the license.

35. Procedure of conducting an expertise is determined by the present Regulation, regulatory legal acts of the Council of Ministers of the Republic of Belarus, as well as of the licensing bodies.

36. To carry out the expertise, a contract for the expertise shall be concluded between the person indicated in part one of item 34 of the present Regulation, which/who will carry out a respective expertise and the license applicant (licensee).

The contract for the expertise shall contain information on the object of the expertise, time period for its execution, cost estimate for the expertise, procedure of payment for the expertise, responsibilities of the parties and other terms and conditions as may be agreed by the parties.

37. In the process of expertise the license applicant (licensee) shall have the right to:

- be present during expertise and give necessary explanations to the expert;
- present necessary documents;
- get acquainted with results of the expertise.

38. The results of the expertise must give evidence of conformity or non-conformity of the license applicant's (licensee's) capabilities with the licensing requirements and conditions.

39. Expenses related to conducting of the expertise shall be reimbursed by the license applicant (licensee) according to the procedure established in the contract for the expertise.

40. The time period for the assessment and/or expertise shall not exceed 10 working days, unless otherwise provided for by the present Regulation or other legislative acts.

CHAPTER 4

FORM OF THE LICENSE

41. The license shall be issued according to the form as per Appendix 2 and shall contain the following:

- name of the body that issued the license;
- number of the license;
- name of the licensed activity;
- information on the licensee (name and place of location of the legal entity, foreign organization, family name, first name, patronymic (if any), registration at the place of residence of the private individual, including individual entrepreneur, taxpayer's identification number);
- number and date of adopting a decision on issue of the license, introducing changes in and/or additions to the license;
- registration number of the license in the license register;
- information on the works and/or services constituting the licensed activity and for which the license is issued, on special license requirements and conditions, if they are defined by the present Regulation;
- information on the representative office of the foreign organization, on separate subdivisions (name and location) with indication of the works and/or services constituting the licensed activity, if these works and/or services are defined by the present Regulation, in respect of each separate subdivision;
- information on the territory of the license's validity, if it is defined by the present Regulation that the license for the respective type of activities is effective in a part of the territory of the Republic of Belarus indicated in it;
- note of the date of the license receipt by the applicant for it or by his/her/its authorized representative, as well as of familiarization of these persons with the legislation that determines licensing requirements and conditions of exercising this type of activities. In case of issue, in accordance with the present Regulation, to the licensee of the license executed on a new form, this note shall contain the date of the license receipt by the applicant for it or by his/her/its authorized representative indicated in the respective note in the license executed during its initial issue.

42. Production of blank forms of the licenses shall be provided by the Ministry of Finance.

43. The forms of the licenses shall be filled in by the licensing body using the computer and/or by hand.

The license executed on the blank form is issued to the licensee.

The licensing body preserves a copy of the license indicated in part two of

the present item certified by a signature of a duly authorized official and the seal of this body.

44. The following is arranged on the face side of the license blank form:

- the box in the top left-hand corner shall not be filled in;
- if necessary, the word “duplicate” is entered into the box in the top right-hand corner;
- the following is to be indicated below the National Emblem of the Republic of Belarus: name of the licensing body; number of the license (in the oval box under the word "LICENSE") consisting of five-digit code of the body that has issued the license and registration number of the license in the license register. The code of the body that has issued the license is determined on the basis of the Classifier of National Regulatory and Administrative Authorities, as regards national state administrative bodies, other state organizations subordinated to the Government of the Republic of Belarus and other state organizations, and on the basis of the Classifier of the Symbol System for Subnational Entities and Populated Areas, as regards local executive and regulatory bodies;
- a seven-digit license blank form number printed during production of this blank form is in the bottom left-hand corner;
- a protective element without which this blank form is invalid is in the bottom right-hand corner.

Further filling in of the license blank form face and back sides shall be carried out in accordance with requirements stated in interlinear.

45. The license blank form may consist of one or several sheets.

The sheets shall be numbered, starting with digit “2”.

46. The following information shall be stated on a separate sheet (sheets) that shall form an integral part of the license blank form:

- about works and/or services constituting the licensed activity and for which the license has been issued, about special licensing requirements and conditions, if they are defined by the present Regulation;
- about the representative office of the foreign organization;
- about separate subdivisions with indication of works and/or services constituting the licensed activity, if the works and/or services are defined by the present Regulation, for each separate subdivision;
- about the territory of the license validity, if the present Regulation stipulates that the license for the respective type of activities is valid in a part of the territory of the Republic of Belarus indicated in it.

47. The following is indicated on each sheet of the license blank form:

- a license blank form number is in the top right-hand corner;
- a sheet account number printed during production of this blank form is in the top left-hand corner;

48. The number of the license and the license blank form number must

correspond to such numbers on its sheets.

49. The license blank form shall be signed by the head of the licensing body or an official duly authorized by the head and shall be authenticated by the licensing body's seal bearing a coat of arms.

50. The license blank forms are the blank forms of a document with a certain degree of protection, their registration and safekeeping shall be carried out in accordance with the procedure established by the legislation.

In case of termination, revocation of a license, execution of the license on a new blank form the licensee is obliged, in accordance with the present Regulation, to return to the licensing body the license (its duplicate) previously issued to this licensee.

51. Supplying of the licensing bodies with the license blank forms shall be carried out by the Ministry of Finance according to the procedure determined by this Ministry, on request of these bodies.

CHAPTER 5 VALIDITY OF A LICENCE

52. The license is valid in the whole territory of the Republic of Belarus or in a part of it defined in the license if the present Regulation stipulates that a license for the respective type of activities is valid in a part of the territory of the Republic of Belarus indicated in it.

53. The type of activities as well as works and/or services constituting the respective type of activities for which the license has been issued may be performed only by the licensee without transfer of the right for their exercise to another legal entity or private individual.

Separate subdivisions carry out a licensed activity as well as works and/or services constituting the licensed activity, on the basis of the license issued to the legal entity.

Exercising activities as well as the works and/or services constituting a type of activities for which the license has been issued, by a separate subdivision that has not earlier been performing them, as well as extension by the licensee of a list of the works and/or services constituting a licensed activity and indicated in the license or of the territory of the license validity, if the present Regulation stipulates that the license for the respective type of activities is valid on a part of the territory of the Republic of Belarus indicated in the license, is possible after introduction in the license of respective changes in and/or additions to it according to the procedure established by the present Regulation.

54. When exercising a type of activities on the basis of a license under a partnership agreement, the right for exercising this type of activities belongs to its partner (legal entity or individual entrepreneur being a partner in this

partnership) that (who) holds a respective license.

55. The licensee has the right to exercise, in accordance with the established procedure, the licensed activity as well as the works and/or services constituting the respective licensed activity, from the day of receipt of the license.

56. The license is valid from the day of the decision to issue it made by the licensing body and is not limited in time.

57. Excluded.

58. Excluded.

59. Excluded.

60. Excluded.

61. Excluded.

62. Excluded.

63. Excluded.

64. Excluded.

65. Excluded.

CHAPTER 6

INTRODUCTION OF CHANGES IN AND/OR ADDITIONS TO A LICENSE

66. The licensee is obliged to contact the respective licensing body within a month's time for introduction of changes in and/or additions to the license in case of:

- change of the name, location of the licensee (legal entity, foreign organization) or family name, first name, patronymic (if any), registration at the place of residence of the licensee (private individual, including individual entrepreneur);
- coming into effect of a licensing body's decision or coming into legal force of a court ruling on termination of the license validity in respect of one or several separate subdivisions as regards one or several works and/or services constituting a licensed activity, or on a definite territory, if the present Regulation stipulates that the license for the respective type of activities is valid on a part of the territory of the Republic of Belarus indicated in it, on condition of continuation of the license validity in the non-terminated part;
- change in the legislation resulting in the necessity to introduce changes in and/or additions to the license, unless another time period is envisaged by a respective normative legal act;
- changes in other information indicated in the license.

One month's time period for submitting an application for introduction of changes in and/or additions to the license shall be calculated from the day of:

- sending of a notice of changing the location of the licensee being a legal entity to the registering body;
- state registration of changes in and/or additions to the constituent documents of the licensee being a legal entity, into a Certificate of State Registration of the licensee being an individual entrepreneur;
- issue of a document on changing of the family name, first name, patronymic (if any), a change in an identification document, in a note of registration at the place of residence of the licensee being a private individual;
- coming into effect of a regulatory legal act entailing the necessity to introduce changes in and/or additions to the license;
- coming into effect of a licensing body's decision or coming into legal force of a court ruling on termination of the license validity in respect of one or several separate subdivisions as regards one or several works and/or services constituting a respective licensed activity, or on a definite territory, if the present Regulation stipulates that the license for the respective type of activities is valid in a part of the territory of the Republic of Belarus indicated in it, on condition of continuation of the license validity in the non-terminated part;
- changing of other information indicated in the license.

67. In case of changing of the licensee's location (registration at the place of residence) entailing changing of the licensing body, introduction of changes in and/or additions to the license is effected by a licensing body at the new location (registration at the place of residence) of the licensee.

The licensing body at the new location (registration at the place of residence) of the licensee shall, not later than on the working day following the day of receipt by this licensing body of the documents defined in item 68 of the present Regulation, request from the licensing body at the previous location (registration at the place of residence) of the licensee the documents related to licensing of activities and indicated in item 9 of the present Regulation.

The documents requested in accordance with part two of the present item must be provided by the licensing body at the previous location (registration at the place of residence) of the licensee within five working days from the day of receipt of the respective request. In addition to the above, the licensing body at the previous location (registration at the place of residence) of the licensee must retain the copies of the transferred documents, certified by the signature of an authorized official and seal of the licensing body.

68. For introduction of changes in and/or additions to the license the licensee or his/her/its authorized representative shall submit the following to the respective licensing body:

- application with attaching to it (except for introduction of changes in and/or additions to the license in the cases defined in paragraphs three

and four of part one in item 66 of the present Regulation) of the documents (their copies) that prove the necessity of introducing changes in and/or additions to the license. When introducing changes in and/or additions to the license in case of change in the location of the licensee being a legal entity, the application shall contain information on the date of sending to a registering body of a notice of the change in the location of the licensee being a legal entity or the licensing body shall be provided with a document proving state registration of respective changes in and/or additions to the constituent documents of this licensee being a legal entity;

- document of payment of the state duty for introduction of changes in and/or additions to the license, except for instances of introduction of such changes and/or additions due to changes in the legislation;
- other documents stipulated by the present Regulation for a specific licensed activity or defined by the President of the Republic of Belarus (in case of introduction of changes in and/or additions to the license that relate to including into it of information on separate subdivisions, extension of a list of the works and/or services constituting a licensed activity or of the territory of the license validity, if the present Regulation stipulates that the license for the respective type of activities is valid in a part of the territory of the Republic of Belarus indicated in the license).

69. In case of reorganization of the licensee being a legal entity in the form of a merger or a split-up, the created legal entity shall, in case of its intention to exercise the licensed activity of the reorganized legal entity, apply, within one month's time from the day of its state registration, for a new license according to the procedure established by the present Regulation.

70. In case of reorganization of the licensee (legal entity) in the form of a transformation or separation of another legal entity, the created legal entity shall have the right to carry out activities on the basis of the license issued to the reorganized legal entity. At the same time the legal entity established through the transformation or separation is obliged to introduce changes in and/or additions to the license according to the procedure defined in items 66-68 of the present Regulation.

In case of affiliation of a licensee being a legal entity to another legal entity that has a license for a similar type of activities, the latter shall have the right to continue exercising the respective licensed activity on the basis of the previously issued license, if the information stated in it has not changed. In case this information has changed, the reorganized legal entity is obliged, within one month's period from the day of making in the Unified State Register of Legal Entities and Individual Entrepreneurs of an entry on exclusion from it of the affiliating legal entity, to introduce changes in and/or

additions to the license according to the procedure defined in items 66-68 of the present Regulation.

In case of affiliation of a licensee being a legal entity to another legal entity that does not have a similar license, the latter is obliged, in case of its intention to exercise the licensed activity of the affiliating legal entity, to apply for a new license within one month's time from the day of making in the Unified State Register of Legal Persons and Individual Entrepreneurs of an entry on exclusion from it of the affiliating legal entity according to the procedure established by the present Regulation.

71. Unless otherwise provided for by the present Regulation, the licensing body shall accept the documents submitted for introduction of changes in and/or additions to the license, examine them and make a respective decision in accordance with the procedure established by the present Regulation for issue of licenses.

Introduction of changes in and/or additions to the license related to including into it of information on separate subdivisions, extension of the list of the works and/or services constituting a licensed activity or of a territory of the license validity before expiration of one year from the day of adopting a decision on refusal to introduce changes and/or additions because of detection in the application and attached documents submitted by the licensee of untrustworthy information which would otherwise be necessary (relevant) for making a decision in respect of introducing changes in and/or additions to the license or terminating of the license validity regarding the same separate subdivisions, as regards the same works and/or services constituting the licensed activity or on the same territory, is not allowed, except for instances when the license validity has been terminated on the grounds specified in paragraph two of item 83, paragraphs two and five of item 84 of the present Regulation.

72. In case of introduction of changes in and/or additions to the license the licensee is issued with a license executed on the new blank form, unless otherwise envisaged by the present Regulation.

73. In case of submitting, within the time period established in items 66, 69 and 70 of the present Regulation. of an application for introduction of changes in and/or additions to the license or for issue of a new license the licensee (license applicant) shall, till receipt of a license executed on the new blank form or of a new license, exercise activities on the basis of the previously issued license on condition that the respective activities are carried out with observance of the license requirements and conditions imposed on the licensee.

74. When receiving a license executed on the new blank form or a new license in the cases defined in items 72 and 73 of the present Regulation, the licensee is obliged to return to the licensing body the original of the

previously issued license (its duplicate).

CHAPTER 7

SUSPENSION, TERMINATION, RENEWAL, REVOCATION OF A LICENSE

75. In the cases when a licensing or other state body (its structural unit, territorial body, subordinate organization) or other organization effecting control (supervision) over licensed activities within its competence, (hereinafter “control (supervisory) body”), reveals violations by the licensee (its employee, a separate subdivision) of the legislation on licensing, license requirements and conditions, such licensing or other control (supervisory) body shall duly issue to the licensee the demand (order) to eliminate the revealed violations and shall set a deadline to eliminate them. This period may not exceed six months.

In case the control (supervisory) body issues to the licensee the demand (order) to eliminate the revealed violations, this body shall inform the licensing body of the issued demand (order) within three working days.

76. If the licensee does not eliminate violations specified in the demand (order) to eliminate violations within the prescribed period, or the licensing or controlling (supervisory) authority has not received a written notice about elimination of such violations, or the licensing or other control (supervisory) body found a violation by the licensee (its employee, a separate subdivision) of specific licensing requirements and conditions, the licensing authority on its own initiative or as advised by the controlling (supervisory) authority shall decide to suspend the license for up to six months.

The license shall be deemed suspended from the date specified in such decision. However, this date may not be set later than 10 working days from the date of the decision to suspend the license.

The licensing authority may decide, on the grounds referred to in the first part of this item, to suspend the license or to suspend the license for one or more separate subdivisions specified in it, with respect to one or more kinds of work and/or services constituting the corresponding licensed activity. The licensing authority may as well decide to suspend the license for a specific territory if the present Regulation prescribes that the license for the corresponding type of activity is valid in the part of the territory of the Republic of Belarus specified in it. In these cases, the license validity is retained in the part which is not suspended.

The licensing authority shall notify the licensee of the decision not less than five working days prior to the date on which the license was suspended indicating the reasons for its suspension.

77. If the licensee does not eliminate the violations that led to the suspension

of the license within the specified period or the licensing or controlling (supervisory) authority has not received a written notice about elimination of such violations, the licensing authority that issued the license shall decide on its termination in the order defined by this Regulation. In this case, the license is terminated from the day following the date of expiry of the period of the license suspension.

78. If the licensee or its separate subdivision continued the licensed activity within the period of license suspension, as well as fulfilment of work and/or rendering services constituting the corresponding licensed activity, except as provided in item 422-1 of this Regulation, the licensing authority that issued the license shall decide on its termination in the order prescribed by this Regulation. In this case, the license is terminated from the date of the decision by the licensing authority to suspend the license.

79. The licensee shall notify the licensing or control (supervisory) body in writing of the elimination of the violations which resulted in the issue of the demand (order) to eliminate them or in the license suspension, with enclosed documents confirming the elimination of these violations.

The licensee shall forward the notice specified in the first part of this item to the relevant body on or prior to the date specified by the corresponding demand (order) to eliminate the revealed violations or before the expiration of the period for which the license was suspended.

80. The control assessment of elimination of the violations resulted in the demand (order) to eliminate them or in the suspension of the license shall be appointed by the head of the licensing or other control (supervisory) body or its authorized deputy (the authorized head of the structural unit of the control (supervisory) body) no later than two working days and must be completed within 10 working days from the receipt of the notice and the documents specified in the first part of item 79 of the present Regulation. The duration of the control assessment shall not exceed five working days. If there is a necessity to carry out product testing or its examination during the control assessment, its period may be extended by the head of the licensing or other control (supervisory) body (except for the head of its structural unit, territorial body, subordinate organization) by no more than 15 working days.

In case the control (supervisory) body carries out the control assessment specified in the first part of this item, it should inform the licensing body of the results of this control assessment within three working days following its completion.

81. If the results of the control assessment referred to in the first part of item 80 of the present Regulation provide evidence that the licensee has eliminated the violations resulted in the suspension of the license, the licensing authority suspending the license shall decide on its renewal and shall notify the licensee in writing about it within three working days from

the date of this decision. In this case, the license shall be renewed from the date the licensing authority decides on its renewal.

82. In case the licensing or control (supervisory) body reveals a repeat violation (within 12 consecutive months after the submission by the licensee of the notice specified in item 79 on elimination of similar violations) or a gross violation by the licensee (its employee, a subdivision) of the legislation on licensing, license terms and conditions or other violations being the grounds for license termination in accordance with the legislative acts regulating the corresponding licensed activity, the licensing authority that issued the license shall decide on its termination in the order prescribed by the present Regulation.

83. A license shall be terminated:

- in case of liquidation (termination of activities) of the licensee which is a legal entity or an individual entrepreneur;
- in case the licensee who is a natural person is legally incapable, restricted in legal capacity, declared missing or declared dead;
- by decision of the licensing authority or the court to terminate the license.

84. A license shall be terminated by the decision of the licensing authority in the cases referred to in item 77, 78 and 82 of this Regulation, as well as in the following cases:

- reorganization of the licensee which is a legal entity (except for reorganization in the form of transformation, split-up from, or merger with another legal entity);
- if the licensee submits to the licensing authority a written notice of its decision to terminate the licensed activity;
- if the licensee failed to apply for a license within six months from the date of the decision to introduce changes in and/or additions to the license.

The license may not be terminated on the grounds specified in the third paragraph of the first part of this item if the notice of the decision to terminate the licensed activity is submitted (forwarded) by the licensee later than on the day (on the same day) of:

- issue of the demand (order) to eliminate the revealed violations to the licensee in the order defined in the first part of item 75 of the present Regulation;
- the decision by the licensing authority to suspend the corresponding license;
- other event being the ground for termination or revocation of the license under this Regulation.

85. The license may be terminated under court decision:

- if the licensing authority made an unlawful decision to introduce

- changes in and/or additions to the license;
- if the violation by the licensee of license requirements and conditions caused damage to national security, public order, morals, rights and freedoms, life and health of citizens, the environment;
- in case the licensee prevents the licensing or other control (supervisory) body from exercising its activities aimed to monitor compliance with licensing legislation, licensing requirements and conditions, including failure to follow lawful orders and demands of officials of such bodies in exercise of their official duties; submits to such officials false documents and other false information relating to the exercising of the licensed activity;
- if changes in and/or additions to the license were introduced on the basis of false information provided by the licensee that were important (relevant) for taking the decision on introducing changes in and/or additions to the license.

85-1. Termination of the license on the grounds specified in item 82 of the present Regulation shall be considered by the licensing authority according to the procedure set by this Regulation in the presence of the licensee or its authorized representative.

The licensing authority shall notify the licensee of the time and place of the consideration of the issue specified in the first part of this item, as well as of the ground for such consideration at least five working days prior to the consideration of the issue in the order defined by this Regulation for the written notification of the license applicant (licensee) of the decision on licensing issues.

The licensee or its authorized representative shall be allowed to participate in the consideration of the issue specified in the first part of this item upon presentation of the documents specified in the second part of sub-item 10-1 of this Regulation.

In case of absence of the licensee or its authorized representative, the issue referred to in the first part of this item shall be discussed in their absence.

In case the licensee or its authorized representative cannot be present at consideration of the issue stipulated in the first part of this item for a valid reason, the licensee shall have a right to forward to the licensing authority its written opinion on the termination of the license no later than two working days prior to the consideration of this issue.

86. The license shall be terminated from the date specified in the decision of the licensing authority to terminate the license, which may not be set later than 10 working days from the date of such decision, or from the date of entry into force of the court decision to terminate the license, unless otherwise provided for in this Regulation, including the following:

86.1. in case of reorganization of the licensee which is a legal entity when

such reorganization is in the form of:

- split-up or merger: the license shall be terminated from the date of the record in the Unified State Register of Legal Entities and Individual Entrepreneurs about state registration of newly created legal entities, and, subject to the conditions set out in item 69 of this Regulation, from the date of obtaining a new license for the given type of activity by all the newly created legal entities that continue to exercise the licensed activity of the reorganized legal entity;
- affiliation with another legal entity: the license shall be terminated from the date of the record in the Unified State Register of Legal Entities and Individual Entrepreneurs about termination of activity of the affiliated licensee which is a legal entity, and, subject to the conditions set out in the second and third parts of item 70 of this Regulation, from the date of obtaining a license issued on a new blank form or a new license for this type of activity by the legal entity that has been reorganized by affiliation to it of the licensee which is a legal entity and that has continued to exercise the licensed activity of this licensee;

86.2. in cases stipulated in:

- the second paragraph of item 83 of this Regulation: from the date of the record in the Unified State Register of Legal Entities and Individual Entrepreneurs about exclusion from it of the licensee which is a legal entity or an individual entrepreneur;
- the third paragraph of item 83 of this Regulation: from the date of death of a natural person, entry into force of the court decision to declare a natural person legally incapable, restricted in legal capacity, missing or dead;
- the third paragraph of the first part of item 84 of this Regulation: from the date receipt by the licensing authority of a written notice about the decision to terminate the licensed activity, unless otherwise provided for by this Regulation;
- the fourth paragraph of the first part of item 84, the second and the fifth paragraphs of item 85 of this Regulation: the date the licensing authority made a corresponding decision to introduce changes in and/or additions to the license.

87. In the cases specified in items 77, 78, 82 and in the third paragraph of the first part of item 84 of this Regulation, as well as in cases when the license was amended based on false information provided by the licensee, or if the licensing authority made an unlawful decision to introduce changes in and/or additions to the license, or if the licensee failed to apply for a license within six months from the date of the decision to introduce changes in and/or additions to the license, the licensing authority or the court may decide to terminate the license or to terminate the license for one or several separate

subdivisions specified in it, with respect to one or more kinds of work and/or services constituting the corresponding licensed activity, for a specific territory if the present Regulation defines that the license for the corresponding type of activity is valid in the part of the territory of the Republic of Belarus specified in it. In these cases, the license validity is retained in the part which is not terminated.

In case the licensing authority or the court decides to terminate the license for one or more separate subdivisions, commercial facilities, catering facilities which are not separate subdivisions, with respect to one or more kinds of work and/or services constituting the corresponding licensed activity, for a specific territory if the present Regulation defines that the license for the corresponding type of activity is valid in the part of the territory of the Republic of Belarus specified in it, while maintaining the license in non-terminated part, the licensee is obliged to introduce the corresponding changes in and/or additions to the license according to the procedure described in items 66–68 of this Regulation.

88. The decision to revoke a license shall be made by:

88.1. the licensing body if:

- the licensee provided false information constituting grounds for issue of the license;
- the licensee failed to apply for a license within six months from the date of the decision to issue the license;
- the license was issued on the basis of an expert opinion recognized invalid in accordance with the second part of item 34 of this Regulation;
- the licensee, which is subject to a simplified procedure for licensing stipulated in item 142 of this Regulation, failed to fulfil licensing requirements and conditions specified in item 138 of this Regulation in due time (did not provide a written notice of such fulfilment), or if the licensee received a negative expert opinion based on the results of the expertise of the compliance of licensee's capabilities with licensing requirements and conditions, as well as in the event of refusal of the licensee to conduct such expertise;

88.2. the court: in the event of unlawful decision to issue a license (including violation of the procedure established by this Regulation).

89. A license shall be considered revoked from the date the licensing authority decided to issue it, unless otherwise provided for by this Regulation.

90. The court shall forward to the licensing authority the decision to terminate or revoke a license, as well as to recognize unlawful the licensing authority's decision on suspension, termination or revocation of the license at least three working days after such decision of the court comes into force.

91. The licensing authority shall forward to the licensee a written notice of

the termination or revocation of the license specifying the grounds and the date of its termination or revocation.

Unless otherwise provided for by this Regulation, the licensee is obliged to stop exercising the licensed activity not later than the day following the date specified in the decision of the licensing authority to terminate the license, the receipt in the prescribed order of the notice of revocation of the license, entry into force of the court decision to revoke the license.

In case of termination or revocation of a license, the licensee is obliged to return the original license (its duplicate) to the licensing authority within three working days from the day following the day of the receipt in the prescribed order of the notice about termination or revocation of the license, or about entry into force of the court decision to terminate or revoke the license.

If the termination of the license has been considered by the licensing authority in the presence of the licensee or its authorized representative, it shall not be required to forward a written notice stipulated in the first part of this item. In this case, the day on which the licensing authority decided to terminate the license shall be considered as the day on which the licensee received the notice about termination of the license.

92. If the court declared unlawful the decision of the licensing authority to suspend, terminate or revoke the license, the licensing authority which suspended, terminated or revoked the license, shall decide on the renewal of the license within three working days from the date of receipt of the corresponding court decision and shall notify the licensee about it in written form within three working days from the date of such decision.

A license shall be renewed from the date the licensing authority decided on its renewal.

The licensing authority shall notify the licensee of the decision made in accordance with the first part of this item in writing within three working days from the date of such decision.

In case of renewal of the license on the grounds specified in the first part of this item, the licensee shall receive the license issued on a new blank form.

Upon obtaining the license issued on a new blank form the licensee is obliged to return the previously issued original license (its duplicate) to the licensing authority (unless the licensee has already returned the license (its duplicate) in accordance with the third part of item 91 of this Regulation).

CHAPTER 8 LICENSE REGISTERS

93. Licensing authorities shall compile and maintain the license registers.

94. The license register shall contain:

- name of the authority issuing the license;
- the license number;
- information about the licensee (name and address of the legal entity, a foreign organization, surname, name, patronymic (if any), registration at the place of residence of an individual, including an individual entrepreneur, the taxpayer registration number);
- registration number of the license in the register of licenses;
- number and date of the decision to issue the license;
- name of the licensed activity;
- information about works and/or services constituting the licensed activity for which the license is issued, the special licensing requirements and conditions, if they are defined in it;
- information on the representation of a foreign organization, of the separate subdivisions with indication of works and/or services constituting the licensed activity, if they are defined by this Regulation, for each separate subdivision;
- information about the territory of the license validity, if this Regulation provides for the license for the respective activity to be valid in the part of the territory of the Republic of Belarus specified in it;
- information about the changes in and/or additions to the license, suspension, renewal of the license, termination of its action, revocation of the license;
- information about the loss of the license and the duplicates issued;
- any other information provided for in this Regulation.

95. The information contained in the license register is a public data, unless stipulated otherwise by legislative acts.

Access to the register data is provided by way of granting of the information referred to in item 94 of this Regulation by licensing authorities as per the requests of applicants being legal entities and individuals, as well as government agencies and other state organizations (hereinafter for the purposes of this chapter the “applicants”).

96. The information from the license register is granted on the basis of:

- request: to state bodies, other state organizations subordinate to the President of the Republic of Belarus and to the Council of Ministers the Republic of Belarus, the National Academy of Sciences of Belarus, the courts and notaries;
- request and the document confirming payment of the state duty for the provision of information contained in the license register: to legal and natural persons.

Submission of a document confirming payment of state duty is not required in case of inquiries of citizens of the Republic of Belarus for the information contained in the license register, about legal entities engaged in the activities

related to employment outside the Republic of Belarus, the collection and dissemination (including the global computer network Internet) of information about individuals with the purpose of their dating, as well as the activity on rendering psychological assistance.

The request shall specify the information contained in the license register, which the applicant seeks for.

97. The information from the license register is available upon request:

- of legal and natural persons within three working days from the date of receipt of the request;
- government agencies and other state organizations subordinate to the President of the Republic of Belarus and to the Council of Ministers of the Republic of Belarus, the National Academy of Sciences of Belarus, the courts and notaries within the period specified in the appropriate request, but not more than three working days from the date of receipt of the request.

If the information requested by the applicant is not in the license register or it is not possible to identify from the content of the request the specific information requested, the licensing authorities shall inform the applicant, within three working days, of the impossibility of providing the requested information.

98. The information about the licensees contained in the license register (name and address of the legal entity, a foreign organization, surname, name, patronymic (if any) of a natural person, including individual entrepreneur, the taxpayer registration number), and about the licenses issued to them (license number, number and date of the decision to grant a license, the name of the licensed activity with indication of works and/or services constituting the licensed activity, for which the license is granted, if they are defined by the present Regulation) are placed by the licensing authorities compiling and maintaining the corresponding register of licenses, in the global computer network Internet on the official websites of these agencies.

Access to the information contained in the global computer network Internet in accordance with the second part of this paragraph, is provided to interested parties free of charge and contracting.

CHAPTER 9 LICENSE CONTROL

99. Licensing or other state authorities, other state organizations within their competence exercise control over compliance by licensees with the legislation on licensing, license requirements and conditions.

100. Control over the observance by licensees of the legislation on licensing, licensing requirements and conditions shall be performed as stipulated in the

present Regulation and other legislation on the control and surveillance activities.

SECTION II SPECIFIC FEATURES OF LICENSING OF CERTAIN ACTIVITIES

CHAPTER 13 ACTIVITIES IN THE FIELD OF USE OF NUCLEAR ENERGY AND IONIZING RADIATION SOURCES

126. Licensing of activity in the field of use of nuclear energy and ionizing radiation sources (hereinafter for the purposes of this chapter the “licensed activity”) is effected by the Ministry for Emergency Situations.

127. Licensed activities include constituting works and services referred to in item 5 of Appendix 1 to the present Regulation.

127-1. The license shall specify the types of work and/or services, for which the licensee has the right to exercise (including nuclear facilities and/or radiation facilities, devices and installations, radiation sources, process equipment and means of radiation protection in respect of which these works and/or services are performed (rendered)).

127-2. The application (with the documents enclosed in accordance with the provisions of the present Regulation) for a license, a duplicate license, changes in and/or additions to the license, the notice on elimination of violations that led to the issue of demand (order) to eliminate violations or to the suspension of a license and the notice of the decision on termination of the licensed activity are submitted by the license applicant (licensee) to the Department for Nuclear and Radiation Safety of the Ministry for Emergency Situations (hereinafter “Gosatomnadzor”).

127-3. Gosatomnadzor shall in accordance with this Regulation:

- accept the documents defined in sub-items 127-2 and 127-4 of the present Regulation in the order stipulated by these Regulation;
- notify the license applicant (licensee) on the decisions taken in his/her/its respect by the licensing authority;
- issue duly executed license to the applicant (licensee);
- compile and maintain a license register, provide the information contained in it;
- consider the termination of the license in the order stipulated in sub-item 85-1 of this Regulation, and send appropriate proposals to the Ministry for Emergency Situations.

127-4. In the event of the issue to a licensee of the demand (order) to eliminate the revealed violations, the information about the fact of issue of such a demand (order), as well as about the results of evaluation of

elimination of these violations are submitted by the controlling (supervisory) body that issued the demand, to Gosatomnadzor.

127-5. The documents (its copies), submitted by the license applicant (licensee) for obtaining a license, introduction of changes in and/or amendments to it and other documents relating to the licensing activities of the licensee, are stored in Gosatomnadzor.

Upon termination, revocation of a licence, issue of the license on a new blank form the licensee must, in the order stipulated in this Regulation, return the license (its duplicate) previously issued to him, to Gosatomnadzor.

128. The licensing requirements and conditions imposed on the license applicant are as follows:

128.1. the general license terms and conditions:

- employment of at least 3 workers (technical managers, specialists) for whom the work with this employer is a primary employment; they must be qualified up to the requirements of the legislation regulating the licensed activities, as well as trained, instructed and passed the assessment of knowledge of regulatory legal acts, including technical regulations, in the field of nuclear and radiation safety, in accordance with the procedure established by the Ministry for Emergency Situations;
- availability of a management system and/or quality control of the licensed activity;
- availability of relevant hardware and software (technology, machinery, equipment, devices, methods, documentation, software, etc.), corresponding to the requirements of regulatory legal acts, including technical regulations related to use of nuclear energy and ionizing radiation sources, which allows to duly perform the work and/or render the services constituting the licensed activity;

128.2. for activities in the field of nuclear energy:

- availability of documents justifying the provision of nuclear and radiation safety, the composition and content of which is determined by the Ministry for Emergency Situations;
- availability of at least two persons out of the workers referred to in the second paragraph of sub-item 128.1 of this item, duly appointed as responsible for the safe execution of the works and/or rendering the services constituting the licensed activity (in accordance with the requirements of regulatory legal acts, including mandatory requirements of technical regulations, related to use of nuclear energy and ionizing radiation sources);
- compliance of the project, design and technological documentation with the requirements of regulatory legal acts, including mandatory

requirements of technical regulations, related to use of nuclear energy and ionizing radiation sources;

- provision of compliance of the status of a facility using nuclear energy, of the work and/or services constituting the licensed activity, with the design, engineering, technological documentation and the documents justifying nuclear and radiation safety;
- availability of nuclear material storage conditions for spent nuclear materials and/or operational radioactive waste, of the accounting and control system for such materials and substances, of action plans for protection of employees of a nuclear facility and the population in the event of a radiation accident, which correspond to the requirements of regulatory legal acts, including mandatory requirements of technical regulations, related to use of nuclear energy and ionizing radiation sources, and the preparedness to implement these action plans;
- provision of physical protection of nuclear facilities, ionizing radiation sources and storage facilities for nuclear materials and radioactive substances compliant with the requirements of regulatory legal acts, including mandatory requirements of technical regulations, related to use of nuclear energy;
- capability to provide safe conditions for the termination of the licensed activity and decommissioning of a nuclear facility, as well as availability of relevant design documentation;
- availability of a favourable conclusion of the State Environmental Expertise performed in accordance with the law;
- availability of a permit for the right to work with ionizing radiation sources (certificate of hygiene) issued by the competent authorities and institutions engaged in the state sanitary supervision;
- monitoring of characteristics of the site for placement of a nuclear and/or storage facility, with account of the monitoring results in the design and construction of such facilities, in the design, manufacture, installation and commissioning of safety-relevant systems (components), provision of their normal functioning during lifetime and decommissioning.

128.3. for activities related to use of ionizing radiation sources, radioactive waste management, design and production of process equipment and radiation protection means:

- availability of documents justifying provision of nuclear and radiation safety, the composition and content of which to be determined by the Ministry for Emergency Situations;
- availability of at least two persons out of the workers referred to in the second paragraph of sub-item 128.1 of this item, duly appointed as responsible for the safe execution of the works and/or rendering the services constituting the licensed activity (in accordance with the

requirements of regulatory legal acts, including mandatory requirements of technical regulations, related to use of nuclear energy and ionizing radiation sources);

- compliance of the project, design and technological documentation with the requirements of regulatory legal acts, including mandatory requirements of technical regulations, related to use of nuclear energy and ionizing radiation sources;
- provision of compliance of the status of a facility using nuclear energy, of the work and/or services constituting the licensed activity with the design, engineering, technical documentation and the documents justifying nuclear and radiation safety;
- compliance of accounting systems, as well as of the physical protection of ionizing radiation sources, of accounting and control of individual radiation doses of personnel and population with the requirements of regulatory legal acts, including mandatory requirements of technical regulations, in the field of nuclear and radiation safety;
- availability of an action plan for the protection of workers (personnel) and the population from radiation accidents and their consequences;
- availability of a permit for the right to work with ionizing radiation sources (certificate of hygiene) issued by the competent authorities and institutions engaged in the state sanitary supervision.

128.4. for the activities on safety expertise with regard to use of nuclear energy and ionizing radiation sources: the employees referred to in the second paragraph of sub-item 128.1 of this item, having permit to conduct safety expertise in the field of using nuclear energy and ionizing radiation sources, issued in the order determined by the Ministry for Emergency Situations.

129. The licensing requirements and conditions imposed on the licensee are:

129.1. general licensing requirement and condition is compliance with licensing requirements and conditions referred to in sub-item 128.1, item 128 of this Regulation;

129.2. in exercising activities in the field of nuclear energy use:

- compliance with licensing requirements and conditions referred to in sub-item 128.2, item 128 of this Regulation;
- availability of the right of ownership, economic control, operational management or other legal basis for the buildings, structures or premises that meet the requirements of regulatory legal acts, including mandatory requirements of technical regulations, in the field of nuclear and radiation safety (except for organizations effecting maintenance directly in the location and operation of ionizing radiation sources);
- advanced training of the persons responsible for the safe execution of the works and/or services constituting licensed activity, not less than once every

5 years;

- availability of the positive conclusion of examination of documents justifying nuclear and radiation safety, conducted in the order determined by the Council of Ministers of the Republic of Belarus;
- availability of the system of collection, storage, recycling and disposal of radioactive waste in exercising of the licensed activity, compliant with the requirements of regulatory legal acts, including mandatory requirements of technical regulations, in the field of nuclear energy and ionizing radiation sources;
- timely submission to Gosatomnadzor of information on available sources of ionizing radiation or radiation facilities for their registration in the unified state system of accounting and control of ionizing radiation sources;
- development and implementation of the corrective action and/or compensation for non-compliance of a nuclear facility, and/or work and/or services, constituting activity in the field of nuclear energy use, design, engineering, technical documentation, as well as of manufactured equipment with the requirements of regulatory legal acts, including mandatory requirements of technical regulations, in the field of using nuclear energy and ionizing radiation sources with indication of deadlines for their implementation and submission to Gosatomnadzor of reporting documents on their fulfilment;
- compliance with the requirements of the existing quality management system documents and/or quality control of the licensed activity and the requirements laid down in the quality assurance programs;
- quality control of the activities of organizations that perform work for the operating organization and/or provide services to such organization in the field of nuclear energy (for operating organizations);
- provision of handling of those nuclear materials, radioactive substances, the products based on them and in the amounts that meet the limits set in the design of the nuclear facility and/or the storage facility and in the documents justifying the safety of such facilities, and/or work, and/or services constituting activity in the field of nuclear energy use;
- provision of compliance with the specific requirements for nuclear, radiation, fire and technical safety during transitions from one status of a nuclear facility set in the design to another in the construction, operation, decommissioning and reconstruction (modernization) of a nuclear facility and/or a storage facility;
- provision, prior to the commissioning work, of the system verifying the preparedness to conduct commissioning works and their acceptance;
- provision of updating and implementation of training and advanced training programs for specific categories of employees of a nuclear facility;
- staffing of a nuclear facility with qualified personnel, selection and

training of which must be conducted in accordance with the requirements of regulatory legal acts, including mandatory requirements of technical regulations, in the field of using nuclear energy;

- provision of updating of the safety assessment report, including safety probability analysis with account of failures of safety-relevant systems (components) and human errors, and its use in investigating deviations of the nuclear facility operation and in development of measures to raise its safety level;

- analysis of the impact on the safety of identified deviations from the new requirements, development and implementation of corrective action and/or compensation of deviations affecting safety, while changing of requirements of existing regulations and introduction of new ones, including mandatory requirements of technical regulations in the field of using nuclear energy and ionizing radiation sources;

- submission in due order to Gosatomnadzor annually by the 1st of February of the year following the reporting year, of a report on the assessment of the current safety status of a nuclear facility and/or work and/or services constituting activity in the field of nuclear energy use;

- submission to Gosatomnadzor of information on changes in and amendments to the documents justifying nuclear and radiation safety, no later than 30 calendar days after they are made;

- submission to Gosatomnadzor twice a year before the 1st day of the second month following the reporting half-year, of information on the structural changes in the components important for safety systems, without changing their design characteristics;

- submission to Gosatomnadzor before starting work on the nuclear facility of the notice about the date of commencement and completion of the work and the availability of licenses in organizations doing work and/or providing services that could affect the safety of a nuclear facility;

129.3. for activities related to use of ionizing radiation sources, radioactive waste management, design and production of process equipment and radiation protection means: compliance with licensing requirements and conditions referred to in sub-item 128.3 of item 128 of this Regulation and third to seven paragraphs of sub-item 129.2 of this paragraph;

129.4. for the activities on safety expertise with regard to use of nuclear energy and ionizing radiation sources: compliance with licensing requirements and conditions referred to in sub-item 128.4 of item 128 of this Regulation.

129-1. The special license terms and conditions for exercising activities in the field of nuclear energy use are the requirements and conditions set out in eighth to twenty-first paragraphs of sub-item 129.2, item 129 of this Regulation.

130. To obtain a license the applicant shall submit the following, in addition to the documents specified in sub-items 15.1-15.4 of item 15 of the present Regulation:

- extract from the records of assessment of knowledge of regulatory legal acts, including technical regulations, in the field of nuclear and radiation safety, of the employees referred to in the second paragraph of sub-item 128.1, item 128 of this Regulation;
- copies of orders on appointment of persons responsible for the safe execution of the work constituting the licensed activity (except for the safety expertise activities in the field of using nuclear energy and ionizing radiation sources);
- information about relevant hardware and software (technology, machinery, equipment, devices, methods, documentation, software, etc.), corresponding to the requirements of regulatory legal acts, including mandatory requirements of technical regulations, related to use of nuclear energy and ionizing radiation sources, which allows to duly perform the work constituting the licensed activity;
- documents justifying nuclear and radiation safety in the exercise of the licensed activity, the structure and content of which is determined by the Ministry for Emergency Situations (except for the safety expertise activities in the field of using nuclear energy and ionizing radiation sources);
- copy of a permit for the right to work with ionizing radiation sources (certificate of hygiene) issued by the competent authorities and institutions engaged in the state sanitary supervision (except for the safety expertise activities in the field of using nuclear energy and ionizing radiation sources);
- copy of the conclusion of the State Environmental Expertise performed in accordance with the law (for activities in the field of using nuclear energy);
- quality assurance program in the execution of works and provision of services for the activity applied for;
- a copy of the certificate of conformity of the license applicant with the qualification requirements for exercising of the types of construction activities (their constituent components) on nuclear facilities, issued by the Ministry for Architecture and Construction in the order determined by the Council of Ministers of the Republic of Belarus (for execution of works and provision of services on construction of facilities to operating organizations).

131. In order to make changes in and/or additions to the license related to the inclusion of information about separate subdivisions, extension of the list of activities and/or services constituting licensed activity, the licensee shall submit, in addition to the documents specified in paragraphs two and three of item 68 of this Regulation, the documents listed in item 130 of this Regulation.

132. Before deciding on the licensing issues Gosatomnadzor has the right to

assess and/or to order an expertise of compliance of the license applicant's (the licensee's when applying to the licensing body for changes in and/or additions to the licence) capabilities with licensing requirements and conditions.

Gosatomnadzor has the right to determine the composition of the board for an expertise of compliance of the license applicant's capabilities with licensing requirements and conditions.

The duration of such assessment and/or expertise mentioned in the first part of this item, should not exceed one year for the activity in the field of nuclear energy use, and 30 days for the activity on the use of ionizing radiation sources, activity in the field of radioactive waste management, activity on the design and manufacture of process equipment and means of radiation protection, activity on the safety expertise in the field of using nuclear energy and ionizing radiation sources.

132-1. If the results of the examination of documents justifying nuclear and radiation safety in the exercising of activities in the field of nuclear energy use, and/or assessment and/or expertise of compliance of the license applicant's capabilities with licensing requirements and conditions of activities in the field of nuclear energy use entail the issue of an opinion specifying the need for organizational and technical measures to compensate deficiency in safety of a nuclear facility, Gosatomnadzor shall, within three working days from the date of the issue of such opinion, send the license applicant a written notice with a proposal to submit an action plan for elimination and/or compensation of the deviations affecting safety (hereinafter for the purposes of this chapter the "action plan").

The notice mentioned in the first part of this item, shall contain information about any non-conformity with licensing requirements and conditions to be eliminated by the license applicant, as well as recommendations on the necessary measures for this.

The action plan made as per the form approved by the Ministry for Emergency Situations, is submitted by the license applicant to Gosatomnadzor no later than 30 calendar days from the date of receipt of the notice referred to in the first part of this item, and should include measures aimed at elimination of all existing discrepancies of the license applicant with licensing requirements and conditions as well as information about the time frame of these activities. The action plan is to be approved by the head of the license applicant or other duly authorized person.

Upon review of the action plan the Ministry for Emergency Situations shall take a decision to issue a license or refuse to issue a license to the applicant. The decision to refuse to issue a license is adopted if the action plan was not submitted timely by the license applicant or do not meet the requirements stipulated in the third part of this item.

The decision to issue a license or refuse to issue a license to the applicant shall be made by the Ministry for Emergency Situations within three working days from the date of submission of an action plan, and in the event of failure to submit it within the period specified in the third part of this item, no later than in three working days from the date of expiry of this period.

Implementation of measures provided for in the action plan shall be a special license requirement (condition) for the licensee.

The licensee shall, not later than in five working days following the date of expiry of each activity referred to in the action plan, send a written notice to Gosatomnadzor on the fulfilment of this measure.

Assessment and/or expertise of compliance of the license applicant's capabilities with license requirements and conditions is ordered by Gosatomnadzor within 2 working days after receipt of the notice referred to in part seven of this item, and must be completed no later than in 15 working days from the date of receipt of such notice.

133. Gross violations of the legislation on licensing, license requirements and conditions are as follows:

- violations of licensing requirements and conditions referred to in item 129 of this Regulation, which have become the cause of an accident, a hazardous situation of technogenic nature, entailing an emergency;
- execution of works and/or services constituting the licensed activity, by the employees who do not meet the requirements specified in the second part of sub-item 128.1, item 128 of this Regulation;
- use of equipment and technical devices, which are the sources of ionizing radiation not permitted for use in the Republic of Belarus (except for the equipment and technical devices used in processes of nuclear power plants in accordance with the design, engineering and technological documentation);
- use and/or storage of radiation devices, the radiation and/or technical condition of which does not meet the mandatory requirements of technical regulations and/or operational documentation;
- execution of works and/or services constituting the licensed activities, which are not specified in the license.

CHAPTER 14

ACTIVITIES IN THE FIELD OF INDUSTRIAL SAFETY

134. Licensing of industrial safety activities (hereinafter for the purposes of this chapter the “licensed activity”) is effected by the Ministry for Emergency Situations.

135. The licensed activities include constituting services and activities referred to in item 6 of Appendix 1 to this Regulation.

136. The following terms and definitions are used for the purposes of this chapter and item 6 of Appendix 1 to this Regulation:

manufacture of explosive materials (substances) for industrial use: production (preparation, processing) of such materials (substances) and/or its components (except for their production (preparation, processing) in disposal of military goods), including mobile mix-pump trucks, as well as during research and/or development activities;

storage of explosive materials (substances) for industrial use: storage of these materials (substances), and/or gunpowder, including their testing during storage and destruction of explosive materials (substances) unsuitable for storage and use;

blasting operations: such operations in underground and surface mines (mining and non-metal mining facilities), in oil mines, quarries, during seismic survey, well blasting operations and other works in oil, gas, water and other wells, when loosening frozen soils, destruction of ice jams, in the marshes, during underwater operations, destruction of hot masses, material processing (cutting, welding, hardening and other) by blast energy, blow-down of buildings and structures, trees, stump extraction, crushing foundations and sintered ore, wildfire suppression, tunnels and subway construction, use of explosive materials (substances) for scientific and educational purposes;

operation of hazardous production facilities: operation of hazardous production facilities to be controlled by the Department for Supervision over the Work Safety in Industry of the Ministry for Emergency Situations (hereinafter “Gospromnadzor”), which are subject to registration in the State Register of Hazardous Production Facilities and are referred by law to the 1st and 2nd hazard types (except rooftop boilers of residential buildings, facilities of gas distribution and gas consumption systems, with installed gas consuming equipment having thermal capacity of a single unit less than 100 kW and total capacity not more than 200 kW, served by specialized organizations, as well as the facilities at which the works referred to in sub-item 6.1 of item 6 of Appendix 1 to the present Regulation are performed);

technical devices: the technical devices to be controlled by Gospromnadzor, which are used at hazardous production facilities and subject to industrial safety expertise, fully mobile cranes, recreational and amusement equipment, steam boilers with steam pressure not more than 0.07 MPa and water boilers with hot water temperature less than 115° C and unit thermal power of 100 kW or more;

facilities of main oil pipelines, gas pipelines, oil-products pipelines, gas distribution and gas consumption systems: the facilities of main oil pipelines, gas pipelines, oil-products pipelines, gas distribution and gas consumption systems to be controlled by Gospromnadzor;

boiler plants: the boiler plants to be controlled by Gospromnadzor.

137. The licensed activities are exercised by legal entities of the Republic of Belarus and foreign organizations.

The license shall specify the types of work and/or services (including technical devices, facilities and/or materials in respect of which these works and/or services are carried out (rendered)), for which the licensee has the right.

It is not necessary to obtain a license for the works and/or services on installation of technical equipment at the facilities of main oil pipelines, gas pipelines, oil-products pipelines, gas distribution and gas consumption systems, carried out by legal entities and foreign organizations having a license to conduct the works and/or services for the installation of appropriate facilities, constituting the licensed activity.

137-1. The application (with enclosed documents in accordance with the present Regulation) for a license, obtaining a duplicate license, changes in and/or additions to the license, the notice on elimination of violations entailing the issue of the demand (order) to eliminate violations or suspension of the license, and the notice about the decision on termination of the licensed activity are to be submitted by the license applicant (licensee) to Gospromnadzor.

137-2. Gospromnadzor shall, in accordance with this Regulation:

- accept the documents specified in sub-items 137-1 and 137-3 of the present Regulation in the order defined by this Regulation;
- notify the license applicant (licensee) on the decisions taken by a licensing authority in his/her/its respect;
- issue duly executed licenses to the applicant (licensee);
- compile and maintain a license register, provide the information contained in it;
- consider the issues of termination of a license in the order defined in sub-item 85-1 of this Regulation, and send appropriate proposals to the Ministry for Emergency Situations.

137-3. The controlling (supervisory) body shall inform Gospromnadzor about the fact of issue to the licensee of the demand (order) to eliminate the revealed violations, as well as about the results of assessment of eliminating these violations.

137-4. The documents (their copies) submitted by the license applicant (licensee) for obtaining of a license, introduction of changes in and/or amendments to it and other documents relating to the licensing activities of the licensee are stored in Gospromnadzor.

Upon termination, revocation of the license, issue of the license on a new blank form, the licensee shall, in the order defined by this Regulation, return to Gospromnadzor the license (its duplicate) previously issued to him/her/it.

138. The licensing requirements and conditions imposed on the license applicant are as follows:

- availability of at least 3 full-time employees (technical managers, specialists and workers) for whom the work with this employer is a primary employment, qualified up to the requirements set by the legislation in the field of industrial safety, as well as trained and passed the assessment of knowledge of regulatory legal acts, including technical regulations containing requirements for proper organization of work and/or services constituting the licensed activity, in accordance with the procedure established by the Ministry for Emergency Situations;
- availability of the right of ownership, economic control, operational management or other legal basis for the engineering facilities, production facilities (premises, equipment) that meet the mandatory requirements of technical regulations in the field of industrial safety;
- availability of at least two persons out of the workers referred to in the second paragraph of this item, duly appointed as responsible for the safe execution of the works and/or rendering the services constituting the licensed activity (in accordance with the requirements of regulatory legal acts, including mandatory requirements of technical regulations in the field of industrial safety);
- availability of own duly accredited metal and welds control laboratory when executing works and/or providing services in diagnostics of technical devices, if regulatory legal acts, including mandatory requirements of technical regulations, establish the need for testing of technical devices by appropriate control methods;
- availability of programs (plans) of technical re-equipment of production, involving the replacement and modernization of production lines, the overage technical devices used at hazardous production facilities;
- existence of quality control system of the licensed activity and training (retraining) of employees, the procedure of development and functioning of which is determined by the Ministry for Emergency Situations.

139. The licensing requirements and conditions imposed on the licensee are as follows:

- compliance with licensing requirements and conditions referred to in item 138 of this Regulation;
- execution of the works referred to in sub-items 6.2.2-6.2.4, item 6 of Appendix 1 of this Regulation, by the employees (technical managers, specialists and workers) qualified up to the requirements established by the legislation in the field of industrial safety, as well

as trained and passed the assessment of knowledge of regulatory legal acts, including technical regulations containing requirements for proper organization of work and/or services constituting the licensed activity, in accordance with the procedure established by the Ministry for Emergency Situations;

- availability of a positive opinion by the results of the expertise of the licensee's compliance with licensing requirements and conditions, conducted by Gospromnadzor at least once every 2 years (for the works and/or services constituting the licensed activity, specified in sub-items 6.2.2-6.2.4, item 6 of Appendix 1 to this Regulation);
- meeting of deadlines for technical diagnostics and/or technical inspection of the operating equipment (technical facilities, recreation and amusement equipment and other) to be registered with Gospromnadzor.

140. In order to obtain a license to carry out the works and/or services listed in sub-item 6.2.1, item 6 of Appendix 1 to this Regulation, which constitute the licensed activity, the applicant shall submit, in addition to the documents specified in sub-items 15.1-15.4 of item 15 of this Regulation, the information from the certificate of registration of a hazardous industrial facility in the State Register of Hazardous Production Facilities (certificate registration number and the name of the facility).

141. Before taking a decision to grant (refuse to grant) a license, make changes in and/or additions to the license related to the inclusion of information about separate subdivisions, extension of the list of the works and/or services constituting the licensed activity, Gospromnadzor orders an expertise of the license applicant's (licensee's) capabilities compliance with the licensing requirements and conditions.

142. The license applicants being legal entities of the Republic of Belarus may enjoy a simplified procedure of licensing in relation to the works and/or services specified in sub-items 6.2.2-6.2.4, item 6 of Appendix 1 to this Regulation, which constitute the licensed activity.

The procedure of licensing is to be determined by the license applicant at its own discretion.

In order to obtain a license, the applicant choosing a simplified procedure of licensing shall submit, in addition to the documents specified in sub-items 15.1-15.4 of item 15 of this Regulation, an extract from the record of assessment of knowledge of regulatory legal acts, including technical regulations containing requirements for proper organization of work and/or services constituting the licensed activity specified in the first part of this item, of the technical manager duly appointed as responsible for the safe execution and/or provision of such works and/or services.

In such a case, the application for a license shall contain, in addition to the

information referred to in sub-item 15.1 of item 15 of this Regulation, the obligation that the license applicant shall, within 2 months from the date of the licensing authority's decision to grant a license, provide the conformity to the license requirements and conditions specified in item 138 of this Regulation.

In case of a simplified licensing procedure the decision to issue a license shall be made by the Ministry for Emergency Situations on the basis of the documents referred to in the third part of this item. No expertise of the license applicant's capabilities compliance with the licensing requirements and conditions is ordered by Gospromnadzor in this case.

The licensee shall, not later than on the working day following the date of expiry of two months from the date of the decision to issue the license, notify Gospromnadzor in written form on the provision of compliance with the licensing requirements and conditions referred to in item 138 of this Regulation.

The expertise of the licensee's capabilities compliance with the licensing requirements and conditions shall be ordered by Gospromnadzor no later than two working days and must be completed no later than 15 working days after the date of receipt of the notice referred to in part six of this item.

If the licensee fails to provide, within the time frame set in this item, the compliance with the licensing requirements and conditions referred to in item 138 of this Regulation (fails to submit a written notice about it) or receives a negative opinion by the results of the expertise of compliance of the licensee's capability with licensing requirements and conditions, as well as in case of the licensee's refusal to conduct such expertise, the Ministry for Emergency Situations shall decide to revoke the license issued to such licensee.

143. Gross violations of the legislation on licensing, licensing requirements and conditions are as follows:

- violations of licensing requirements and conditions referred to in item 139 of this Regulation, which have become the cause of an accident, a hazardous situation of technogenic nature, entailing an emergency;
- absence of a positive opinion by the results of the expertise of compliance with license requirements and conditions upon expiry of two years from the date of receipt of the license or of the previous similar expertise (for the works and/or services specified in sub-items 6.2.2-6.2.4, item 6 of Appendix 1 to this Regulation, which constitute the licensed activity);
- failure to conduct technical diagnostics and/or technical inspection of the operating recreation and amusement equipment.