

# Certification of the Rail Products Within Customs Union Countries



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# Certification in the Customs Union - Overview

**Since August 2, 2014 the new certification system came into force in the Customs Union**

- The certification is based on Technical Regulations of the Customs Union - TR TS 001/2011 “Regarding Safety of the Railway Rolling Stock” or TR TS 002/2011 “Regarding Safety of the High-Speed Railway Rolling Stock ” or TR TS 003/2011 “Regarding Safety of the Railway Infrastructure”
  - The Technical Regulations contain an exclusive list of products subject to certification
  - Required certification can be either mandatory or declarative; voluntary certification is also allowed
- The requestor (and, consequently, certificate owner) has to be an entity registered in one of the Customs Union countries - Russia, Kazakhstan, Belarus, Armenia and Kyrgyzstan
- The certification procedure is handled and the certificate is issued by a certification body duly accredited by an accreditation authority of one of Customs Union countries
- Certification tests are performed at a test center / test lab duly accredited by an accreditation authority of one of Customs Union countries

# Mandatory Certification - Procedure

Tentative Deadlines\*:

3 weeks

Different\*\*

3 weeks

2 weeks

Phase	Request for Product Certification	Evaluation of the Request for Certification	Tests of the Requested Products**	Analysis of the Test Results and Audit	Certificate Drafting, Registration, Issue
Initiator	Manufacturer (Russian entity)	Certification Authority	Accredited Test Center	Certification Authority	Certification Authority
Output	Request for Certification	Decision upon the Request	Test Report		Certificate
Sent to	Certification Authority	Manufacturer (Russian entity)	Certification Authority		Manufacturer (Russian entity)

Manufacturing Facility Audit***
Certification Authority
Audit Report
Manufacturer (Russian entity)

\* deadlines are tentative assuming drafting, finalization and translation of the required documents. Certification authorities are fast in their actions

\*\* excluding tests of the product - the duration of testing is different for specific products and is to be discussed with a specific accredited test center

\*\*\* parallel steps

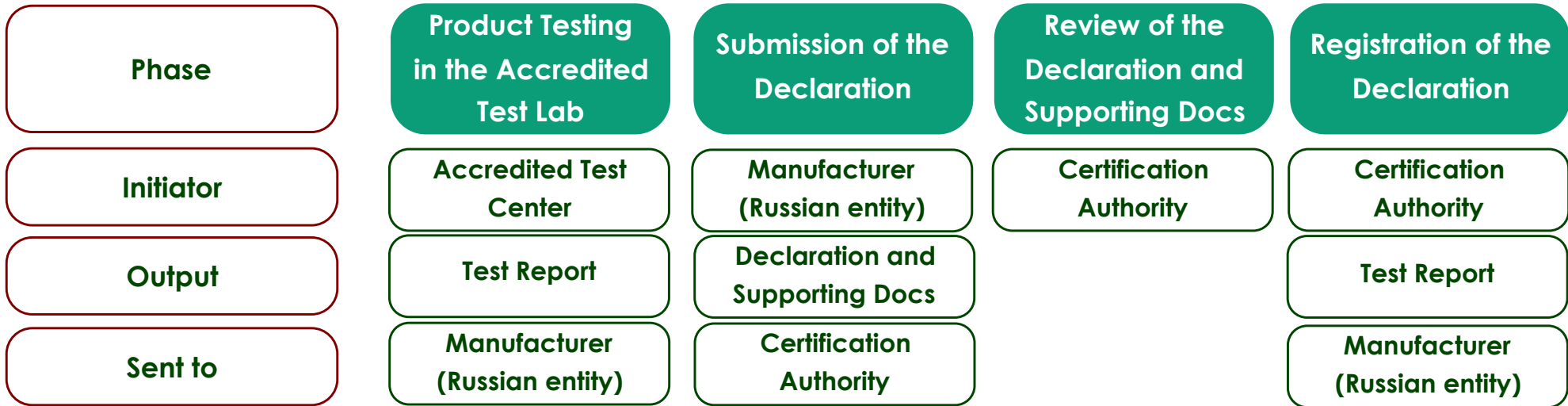
# Declarative Certification - Procedure

Tentative Deadlines\*:

Different\*\*

3 weeks

2 weeks



\* deadlines are tentative assuming drafting, finalization and translation of the required documents. Certification authorities are fast in their actions

\*\* the duration of testing is different for specific products and is to be discussed with a specific accredited test center

# Key Changes to the Pre-Aug-2014 Certification

- Expansion of the certificate validity to Kazakhstan, Belarus, Armenia and Kyrgyzstan
- Formally, the product has to comply with Technical Regulations of the Customs Union, very generic documents
- Establishment of several certification authorities - competitive market

- Expansion of the exclusive list of products requiring certification
- The product also has to comply with “supporting standards” - de facto, expired safety norms and GOSTs
- The practice of applying new regulations has not settled - opinions of different experts may be different

# Representation of a Foreign Manufacturer

Only an entity based within a Customs Union member state can submit a request for certification. There are ways for foreign manufacturers, however, to submit a request:

## Opening a Commercial Entity in a Customs Union Country

- Not a Representative office (having no right to commercial operations) - it has to be a limited liability company (OOO) or joint-stock company - closed (ZAO) or open (OAO) - registered in one of the Customs Union countries (e.g. Russia)
- The CU-based company will hold the certificate
- The Customs Union-based company will be responsible for any issues with the certified product
- The foreign manufacturer has the right to sign contracts directly with Customs Union customers and supply the products to the Customs Union
- The manufacturer is to sign a contract for “representation of a foreign manufacturer” with its Russian entity (draft can be provided upon request)

## Submit a Request via a Partner Based within Customs Union

- Commercial company registered in one of the Customs Union countries (e.g. Russia)
- The CU company will hold the certificate
- The Russian company will be responsible for any issues with the certified product
- The foreign manufacturer has the right to sign contracts directly with Russian customers, supply the products to Russia and present, if necessary, the certificate to customers and authorities
- The manufacturer is to sign a contract for “representation of a foreign manufacturer” with the Russian partner (draft can be provided upon request)

# Railway Certification FAQ

- **Can a foreign company certify its products in Kazakhstan or Belarus and use this certificate in Russia?**
  - Formally - yes.
  - Yet, this may be challenging to a foreign manufacturer as the practice shows.
- **I am concerned about IP for my product if it is tested at a Russian competitor's test lab. Can I test my product at my test lab or an independent test lab outside Russia?**
  - The test lab has to be accredited in the Customs Union
  - To be accredited, the test lab has to be formally an entity registered within Customs Union
- **If a local company receives the certificate under a “foreign manufacturer representation” contract, will I be able to supply my products to Russia directly?**
  - Yes, you need a copy of the certificate.
  - Your local partner has to comply with all certification requirements so that your certificate is not recalled
- **Who can tell me whether my product has to be certified?**
  - We can provide you with a list of products requiring certification.
  - You can / we can assist you to officially request the opinion of the certification authority

# Assistance in the Certification Process

**RRC Rail Group can offer you comprehensive support in the certification process**

- **Communication with certification authorities**

- Drafting and submission of the customer's official inquiries
- Drafting and pre-approval of the customer's requests for certification
- Follow-up with the certification authority on the request review
- Consulting the customer on the facility audit specifics; simulating audits to find non-compliance
- Assistance during the visit of the certification authority
- Translation of the documents / negotiations

- **Communication with test centers**

- Finding the test center that would suit the customer best
- Translation of the correspondence / contracts / negotiations with the test center
- Follow-up with the test center on the test performance

- **Solving challenging tasks**

- Finding, negotiating and approving solutions approved by the customer, acceptable to all stake holders and compliant with the legislation and customer's requirements



# Contact Us

If You Have Any Question, Please Do Not Hesitate  
to Contact Us:



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