

## Annex V

2. The Law of the Republic of Kazakhstan “On Licensing” of 17 April 1995 (Gazette of the Supreme Council of the Republic of Kazakhstan, 1995, No. 3-4, article 37; No. 12, article 88; No. 14, article 93; No. 15-16, article 109; No. 24, article 162; Gazette of the Parliament of the Republic of Kazakhstan, 1996, No. 8-9, article 236; 1997 No. 1, article 8; No. 7, article 80; No. 11, article 144, 149; No. 12, article 184; No. 13-14, articles 195, 205; No. 22, article 333; 1998, No. 14, article 201; No. 16, article 219; No. 17, article 222, 224, 225; No. 23, article 446; No. 24, article 452; 1999, No. 20, article 721, 727; No. 21, article 787; No. 22, article 791; No. 23, article 931; No. 24, article 1066; 2000, No. 10, article 248; No. 22, article 408; 2001, No. 1, article 7; No. 8, article 52, 54; No. 13-14, article 173, 176; No. 23, article 321; No. 24, article 638; 2002, No. 2, article 17; No. 15, article 151; No. 19-20, articles 165; 2003, No. 1-2, article 2; No. 4, article 25; No. 6, article 34; No. 10, article 50, 51; No. 11, article 69; No. 14, article 107; No. 15, article 124, 128, 139; 2004, No. 2, article 9; No. 5, article 27; No. 10, article 54; No. 14, article 82; No. 15, article 86; No. 16, article 91; No. 17, article 98):

1) to insert words “(operations)” after the word “actions” in paragraph 1 of article 1;

2) article 2 to reword as the follows:

“Article 2. Basic concepts used in the present Law

The following basic concepts are used in the present Law:

1) qualification requirements – requirements to be met by natural and juridical persons pretending to the right to carry out a certain type of activity or to fulfill certain actions (operations);

2) licensor – corresponding authorized state body issuing a license, re-registering, suspending, terminating and renewing its validity;

3) licensee – natural or juridical person having the license for the right to carry out a certain type of activity or to fulfill certain actions (operations);

4) license – permit, issued by corresponding authorized state body to natural or juridical persons, for carrying out of certain type of activity or the fulfillment of certain actions (operations);

3) article 3:

to insert the word “(operations)” after the word “actions” in paragraph 5

to change words “may occur for reasons” with words “with the purpose” in paragraph 6

4) article 5:

paragraph 1 to reword as the follows:

“1. Issue of licenses to the applicant is carried out by licensors determined by legislative acts of the Republic of Kazakhstan and (or) by the Government of the Republic of Kazakhstan.”

to insert paragraph 1-1 as follows:

“1-1. The state body coordinating the activity of corresponding authorized state bodies in the field of licensing, is determined by the Government of the Republic of Kazakhstan.”

paragraph 3 to set forth as the follows:

“3. Licensors are permitted to delegate powers on licensing to the corresponding territorial subdivisions by the agreement with the state body coordinating the activity of state bodies in the field of licensing. State bodies officials take responsibility determined by the laws of the Republic of Kazakhstan for the transfer of state functions implementation to non-state organization, including public associations.”

5) to insert words “and (or) by the National bank of the Republic of Kazakhstan” to the part three of article 6;

6) to insert words “(operations)” after the word “actions” to the part one of paragraph 1 of article 7;

7) article 9:

paragraph 1:

subparagraph 6) to reword forth as follows:

“6) all types of activity, connected with atomic energy use, in accordance with legislative acts of the Republic of Kazakhstan;”

to eliminate the word “, construction” in subparagraph 11), and to add words “. List of manufactures, equipment, objects, works (services) approved by the Government of the Republic of Kazakhstan” after the words “and gas”;

to eliminate words “and selling” in subparagraph 16);

to eliminate subparagraphs 18) and 22);

to eliminate words “and selling of topographic geodesic and cartographic products” in subparagraph 26);

subparagraph 29) to reword forth as follows:

“29) processing of mineral raw materials (except processing of generally used minerals according to the list adopted by the Government of the Republic of Kazakhstan);”

to eliminate the word “verification” in subparagraph 31);

to eliminate subparagraph 35);

to insert subparagraph 45-1) as follows:

“45-1) primary processing of raw cotton into lint cotton;”

to eliminate the word “, excursion” in subparagraph 46;

subparagraphs 47) and 48) to reword as follows:

“47) manufacture and repair of railway vehicles; manufacture and repair of special containers used for transportation of hazardous goods;

48) activity connected with the protection of traffic safety installation, assembly, repair, maintenance of technical facilities for traffic control;”;

to insert subparagraphs 58)-60) as follows:

“58) ecologically hazardous types of economic activity according to the list adopted by the Government of the Republic of Kazakhstan;

59) ecological audit activity;

60) environmental design, norm-setting and works in the field of ecological expertise.”;

to eliminate words “of the activity on natural resources use and environmental protection as well as licensing” in paragraph 2;

8) article 10:

to eliminate words “and veterinary” in subparagraph 2);

to insert subparagraph 2-1) as follows;

“2-1) activity in the field of veterinary medicine: manufacture and selling of veterinary preparations, selling of medicines, biological preparations for veterinary purposes; veterinary and

to change words “licensee (subject)” with the word “applicant” in the part four;

12) to change the word “products” with words “goods (works and services) for” in subparagraph 1) of paragraph 3 of article 19;

13) to insert the word “(operations)” after the word “actions” to subparagraph 2) of paragraph 1 of article 21;

14) to change words “containing in the license” with words “presented for this type of activity subject to licensing” in subparagraph 1) of paragraph 1 of article 22;

15) article 24:

to eliminate paragraph 2;

to change words “State bodies (licensors)” with the word “Licensors” in paragraph 3.

3. The Law of the Republic of Kazakhstan “On Airspace Use and Aviation Activity of the Republic of Kazakhstan” of 20 December 1995 (Gazette of the Supreme Council of the Republic of Kazakhstan, 1995, No. 23, article 148; Gazette of the Parliament of the Republic of Kazakhstan, 2001, No. 23, article 321; No. 24, article 328; 2002, No. 15, article 147; 2003, No. 10, article 54; 2004, No. 23, article 142):

to eliminate the part one of article 82-1.

4. The Law of the Republic of Kazakhstan “On Traffic Safety” of 15 July 1996 (Gazette of the Parliament of the Republic of Kazakhstan, 1996, No. 14, article 273; 2001, No. 24, article 338; 2003, No. 10, article 54; No. 12, article 82; 2004, No. 23, article 142):

article 9:

to change words “of juridical and natural” with words “of natural and juridical” in paragraph 1; paragraph 2 to reword forth as follows:

“2. Types of activity and licensing order are determined by the legislation of the Republic of Kazakhstan on licensing.”.

5. The Law of the Republic of Kazakhstan “On Environmental Protection” of 15 July 1997 (Gazette of the Parliament of the Republic of Kazakhstan, 1997, No. 17-18, article 213; 1998, No. 24, article 443; 1999, No. 11, article 357; No. 20, article 931; 2001, No. 13-14, article 171; No. 24, article 338; 2002, No. 17, article 155; 2004, No. 10, article 57; No. 23, article 137, 142):

1) to insert words “according to the list adopted by the Government of the Republic of Kazakhstan” after the word “activity” to subparagraph 1) of article 21;

2) to insert words “of the Republic of Kazakhstan licensing” to the part two of article 22;

6. The Law of the Republic of Kazakhstan “On Local Public Administration in the Republic of Kazakhstan” of 23 January 2001 (Gazette of the Parliament of the Republic of Kazakhstan, 2001, No. 3, article 17; No. 9, article 86; No. 24, article 338; 2002, No. 10, article 103; 2004, No. 10, article 56; No. 17, article 97; No. 23, article 142; No. 24, article 144):

to insert words “on licensing” to subparagra