RESOLUTION No 298
OF THE GOVERNMENT OF THE REPUBLIC OF KAZAKSTAN

ON THE PROCEDURE FOR EXPORT AND IMPORT OF GOODS (WORKS, SERVICES) IN THE REPUBLIC OF KAZAKSTAN

The 12th of March, 1996

The Government of the Republic of Kazakstan **resolves:**

1. That the Procedure for Export and Import of Goods (Works, Services) (further - goods) which is compulsory to all business entities of the Republic of Kazakstan shall be established in accordance with Supplements 1-7 to this Resolution.

2. That the following shall be approved:

Regulation on the procedure of issuing licences for export and import of goods in the Republic of Kazakstan (Supplement 1);

The list of goods export thereof shall be carried out with the permission of the Government of the Republic of Kazakstan (Supplement 2);

The list of goods import thereof shall be carried out with the permission of the Government of the Republic of Kazakstan (Supplement 3);

The list of goods export thereof shall be carried out under the licences (Supplement 4);

The list of goods import thereof shall be carried out under the licences (Supplement 5);

The list of goods export thereof shall be carried out in accordance with international obligations of the Republic of Kazakstan (Supplement 6);

3. That the Ministry of the Economy of the Republic of Kazakstan shall in conjunction with interested ministries and departments with regard to economic situation may submit proposals in respect of specifying the lists of goods stipulated in Supplements 2-6 to the Government of the Republic of Kazakstan.

4. That the Ministry of the Industry and Trade of the Republic of Kazakstan and its local bodies shall issue licences for export and import of goods in accordance with the established nomenclature (Supplement 2-6) in accordance with the Regulation on the procedure of issuing licences for export and import of goods (works, services) in the Republic of Kazakstan, approved by this Resolution and shall monthly provide information on issued licences to the State Committee for Statistics and Analysis of the Republic of Kazakstan.

5. That the some decision of the Government of the Republic of Kazakstan shall be recognized as invalid in accordance with the list attached.

A.Kazhegheldin

Supplement 1
to the Resolution No 298 of the
Government of the Republic of
Kazakstan dated March 12,1996

REGULATION
on the procedure of issuing licences for export and import of goods in the Republic of Kazakstan

1. Regulation shall determine the procedure and terms of issuing licences for export and import of goods (works, services) on the territory of the republic that are binding on all business entities of the Republic of Kazakstan.

This Regulation shall apply only to the goods indicated in supplements 2-6* to the Resolution No 298 of the Government of the Republic of Kazakstan, dated March 12,1996. Goods which are not included into the nomenclature indicated in Supplements 2-6 shall be sold without licences.

2. Issuing of licences for export and import of goods (works, services), in accordance with Supplements 2-6 shall be carried out by the Ministry of the Industry and Trade of the Republic of Kazakstan and its local bodies.

3. Formulation of a licence shall be in accordance with the Codes of Commodity Nomenclature for Foreign Economic Activities- CN FEA.

Licences shall be issued for a period which is required for performance of export or import operations but not exceeding a calendar year. At the motivated request of an applicant the term of a licence may be extended within the current year by the Ministry of the Industry and Trade of the Republic of Kazakstan and its local bodies.

Licences issued by the Ministry of the Industry and Trade of the Republic of Kazakstan or its local bodies shall be the basis for customs processing and release of licenced products beyond the boundaries of the republic.

4. A licence issued to a business entity may not be transferred to any other business entity.

Reformation of a licence shall be carried out only by the authority which issued the licence.

5. The decision to issue a licence or to refuse shall be adopted by the Ministry of the Industry and Trade of the Republic of Kazakstan not later than 10 days from the date of receipt of the application. The decision to refused must be motivated and delivered to the applicant in writing.

6. Licences shall be formulated in two copies. One copy shall be transferred to the business entity for submitting to the bodies of the Customs Committee of the Republic of Kazakstan, the other shall remain at the Ministry of the Industry and Trade of the Republic of Kazakstan.

7. Payment of fee for formulation of licences shall be carried out in accordance with the procedure established by the Government of the Republic of Kazakstan.

8. Authorized state bodies may suspend or annul issued licences in the cases of violation of the rules for export and import operations by business entities.

9. Business entities and officials which allow export and import of goods indicated in Supplements 2-6 in violation of this Regulation, shall incur liability in accordance with current legislation.

Supplement 2
to the Resolution No 298 of the
Government of the Republic of
Kazakstan dated March 12,1996

LIST
of goods export thereof shall be carried out
with the permission of the Government of the Republic of Kazakstan

Brief Names of goods	Code of Commodity Nomenclature for FEA
Wild animals, wild plants	010119900, 010290900, 010391900, 010392900, 010410900, 010420900, 010600910, 010600990 (only wild animals), 070951, 070952000, 071080600
Armaments and military equipment, special components for their manufacture, works and services in the sphere of military technology collaboration	871000000, 8802 (except for 880211100, 880212100, 880220100, 880230100, 880240100), 8803 (except for 880310100, 880320100, 880330100, 880390910), 880400000, (only the military designation), 8805 (except for 880520100, 890600100, 930100000, 930200, 9305 (only to combat arms), 9306 (except for 930610000, 930629100, 930629200, 930629100, 930629200, 930629400, 930630910, 930630930, 901310000 (only the military designation), 901320000 (only the military designation), 901380000 (only the military designation), 9014 (only the military designation), 8525 (only the military designation), 8526 (only the military designation)
Nuclear materials, technologies, equipment and installations, special non-nuclear materials, sources of radioactive radiation, including radioactive waste	2612, 2844, 2845, 380110000 (only nuclear pure graphite), 8401

Supplement 3
to the Resolution No 298 of the
Government of the Republic of
Kazakstan dated March 12,1996

THE LIST
of goods import thereof shall be carried out
with the permission of the Government of the Republic of Kazakstan

Name of Goods	Code of CB for FEA
Armaments and military equipment, special components for their manufacture, works and services in the sphere of military technology collaboration	871000000, 8802 (except for 880211100, 880212100, 880220100, 880230100, 880240100), 8803 (except for 880310100, 880320100, 880330100, 880390910), 880400000, (only the military designation), 8805 (except for 880520100, 890600100, 930100000, 930200, 9305 (only to combat arms), 9306 (except for 930610000, 930629100, 930629200, 930629100, 930629200, 930629400, 930630910, 930630930, 901310000 (only the military designation), 901320000 (only the military designation), 901380000 (only the military designation), 9014 (only the military designation), 8525 (only the military designation), 8526 (only the military designation)
Nuclear materials, technologies, equipment and installations, special non-nuclear materials, sources of radioactive radiation, including radioactive waste	2612, 2844, 2845, 380110000 (only nuclear pure graphite), 8401

Supplement 4
to the Resolution No 298 of the
Government of the Republic of
Kazakstan dated March 12,1996

THE LIST
of goods export thereof shall be carried out under the licences

Name of Goods	Code of CN for FEA	The Ministries and Departments of the Republic of Kazakstan with whcih decision on licence issuance should be agreed upon.
Pharmaceuticals, medical equipment	2936, 2939-2942, 3003-3005, 9018-9020 (except for 902000900)	Ministry of Health Protection
Pharmaceuticals for veterinary purposes and veterinary equipment	2936-2942, 3001-3004, 3005, 3006, 9018-9022	Ministry of Agriculture
Ivory, horns, hoofs, antlers of young Siberian stag, corals and similar materials	040700900, 0507, 050800000, 0604, 0510, 071230000, 080221000, 080222000, 0810, 0812, 121220000, 1301, 1302 (except for 130219300), 9601	Ministry of Agriculture Ministry of Ecology and Bio-Resources
Pharmaceutical raw materials of vegetable and animal origin	020610100, 020622100, 0020629100, 020630100, 020641100, 020680100, 020690100 (only from wild animals), 0507 (only pharmaceutical raw materials), 051000000, 1211, 121220000, 1302 (except for 130219300), 3001, 3002 (except for finished pharmaceutical)	Ministry of Agriculture Ministry of Ecology and Bio-Resources
Narcotics and psychotropic	According to the List Defined by	Ministry of Health Protection

agents, venoms	the Government of the Republic of Kazakstan	Ministry of Ecology and Bio-Resources
Information on the subsurface by region and deposit of fuel and energy and mineral raw materials, located in the territory of the Republic of Kazakstan and within the boundaries of the continental shelf and marine economic zone. Collection materials on mineralogy and paleontology (970500000 - only on mineralogy and paleontology	Export shall be carried out in accordance with Regulation “On the Procedure of Realization (Communication, Exchange, Sale) of Information on the Republic of Kazakstan Subsurface”, approved by the resolution of the Cabinet Ministers No 1034 of 8 December 1992 on the basis of licences for mineral resources utilization issued by the Government of the Republic of Kazakstan and contracts with mineral resources users (without formulation of export licences in the Ministry of Industry and Trade)	
Certain types of raw materials, materials, equipment, technologies and scientific-technical information, which may be used in creation of armaments and combat equipment	According to the List Defined by the Government of the Republic of Kazakstan	Ministry of Science, State Technical Commission of the Republic of Kazakstan on the Protection of Information
Materials, equipment and technologies which have peaceful application but may be used at creation of rocket, nuclear, chemical and other types of mass destruction weapons	According to the List Defined by the Government of the Republic of Kazakstan	Ministry of Science, State Technical Commission of the Republic of Kazakstan on the Protection of Information
Enciphering devices (including enciphering equipment, parts for enciphering equipment and software for enciphering), instructive and technical documentation relating to enciphering devices (including both design and maintenance)	8471 (only enciphering equipment), 847330000, (only to enciphering equipment), 854390900 (only for enciphering equipment)	CNS, State Technical Commission of the Republic of Kazakstan on the Protection of Information
Powder, explosive devises and pyrotechnics	360100000 (except for hunting powder), 360200000, 360300, 3604	Ministry of Internal Affairs
Precious natural stones and items made thereof, waste, powders and recovered precious natural stones, pearls and items made thereof, amber and items made thereof	253090000 (only amber), 7101. 7102, 7103 (only precious stones), 7105 (only of natural precious stones), 7116 (only of pearls and natural precious stones), 820551000 (only glass cutters with encrusted natural diamonds), 820712100, 820720100, 820750100, 820760100, 820790100 (only the tools with the cutting edge of crystals and ovalised, crushed natural diamonds), 852290300 (only of natural precious stones and diamonds), 960200000 (only processed amber and items made thereof)	

Precious metals, alloys, items made thereof: metals, plated precious metals and items made thereof: ores and concentrated ores of precious metals, wastes and scrap	2616, 2843, 300640000 (only of precious metals), 7106-7112, 711311000, 711319000, 711411000, 711510100, 711590100, 711590900, 7118 (only of precious metals), 8544 (only with conductors of precious metals), 900319100, 902129100, 911110000 (only of precious metals), 911310 (only of precious metals), 960810300, 960839100	
Semi precious stones and items made thereof	710310000 (only semi precious stones), 710399000 (only semi precious stones), 710510900, 711620190 (only of semi precious stones)	
Service and civil armaments	According to the List Defined by the Government of the Republic of Kazakstan	Ministry of Internal Affairs
Devices for protection from combat poisonous substances, components and accessories therefor	According to the List Defined by the Government of the Republic of Kazakstan	Ministry of Defence
Instructive documentation relating to products of military designation (design and operation)		Ministry of Defence, State Technical Commission of the Republic of Kazakstan on the Protection of Information
Rare metals, rare-earth metals, raw materials for manufacture, alloys, compounds and items made thereof	2611, 2613-2615, 2804, 282530, 282619000, 284170, 2846, 8103, 8105, 8106, 8108, 8109, 8112, 8113, 280540100	Ministry of Science

Supplement 5
to the Resolution No 298 of the
Government of the Republic of
Kazakstan dated March 12,1996

THE LIST
of goods import thereof shall be carried out under the licences

Name of Goods	Code of CN FEA	The Ministries and Departments of the Republic of Kazakstan with which decision on licence issuance should be agreed.
Chemical agents for plant protection	3808 (only preparation for plant protection)	Ministry of Agriculture Ministry of Ecology and Bio-Resources
Pharmaceuticals, medical equipment	2936-2939, 2941, 3001-3004, 3006, 9013, 9018-9022	Ministry of Health Protection
Pharmaceuticals for veterinary purposes and veterinary equipment	2936-2939, 2941, 3001-3006, 9018-9022	Ministry of Agriculture
Narcotics and psychotropic agents, venoms	According to the List Defined by the Government of the Republic of Kazakstan	Ministry of Health Protection Ministry of Ecology and Bio-Resources
Enciphering devices (including enciphering equipment, parts for enciphering equipment and	8471 (only enciphering equipment), 847330000, (only to enciphering equipment),	CNS, State Technical Commission of the Republic of Kazakstan on the Protection of Information

software for enciphering), instructive and technical documentation relating to enciphering devices (including both design and maintenance)	854390900 (only for enciphering equipment)	
Devices for protection from combat poisonous substances, components and accessories therefor	According to the List Defined by the Government of the Republic of Kazakstan	Ministry of Defence
Instructive documentation relating to products of military designation (design and operation)		Ministry of Defence, State Technical Commission of the Republic of Kazakstan on the Protection of Information
Powder, explosive devises and pyrotechnics	360100000 (except for hunting powder), 360200000, 3603, 3604	Ministry of Internal Affairs
Industrial waste	2618-2620, 3915	Ministry of Ecology and Bio-Resources
Opium Raw Material	1211909	Ministry of Health Protection
Service and civil armaments	According to the List Defined by the Government of the Republic of Kazakstan	Ministry of Internal Affairs

Supplement 6
to the Resolution No 298 of the
Government of the Republic of
Kazakstan dated March 12,1996

THE LIST
of goods export thereof shall be carried out in accordance with international obligations of the Republic of Kazakstan

Name of Goods	Code of CN FEA	Basis
Threads and yarn	5204 11 000, 5204 19 000: 5205: 5206, 5604 90 000	Agreement between the European Economic Community and the Republic of Kazakstan on Trade of Textile items (initiated in Brussels 15/10/93
Fabrics	5208, 5209, 5210, 5211, 5212, 5512, 5513, 5514, 5515, 580390300, 5811, 590500700, 6308	
Men's, woman's, children's street-clothes	610110-610130900, 610210-610230900, 610510-610520, 610590100, 610610-610620, 610690100, 6110 (except for 611090), 6203 (41300, 42110, 42510, 42590, 43110, 43310, 43390, 49110, 49310, 49390, 49900), 620461100, 62310-350, 63190, 69190, 620510-30, 620620-40, 621132900, 33900, 42900, 43900,	
Men's, women's, children's home clothes	6109 (except for 610990900)	

Approved
by the Resolution of the Government
of the Republic of Kazakstan
of 12 March 1996 No 298

THE LIST
of some decisions of the Government
of the Republic of Kazakstan recognized as invalid

Resolution of the Cabinet Ministers of the Republic of Kazakstan of 18 March 1995 No 301 “On introducing additions to the Resolution of the Cabinet of the Republic of Kazakstan of 25 January 1995 No 89”:

Resolution of the Cabinet Ministers of the Republic of Kazakstan of 21 April 1995 No 535 “On introducing amendments to the Resolution of the Cabinet of the Republic of Kazakstan of 19 January 1995 No 66”:

Resolution of the Cabinet Ministers of the Republic of Kazakstan of 6 July 1995 No 936 “On excluding from the List of strategically significant goods certain types of ferro-alloys”:

Resolution of the Cabinet Ministers of the Republic of Kazakstan of 20 July 1995 No 1002 “On the procedure for export and import of goods (works, services) in the Republic of Kazakstan”

Resolution of the Cabinet Ministers of the Republic of Kazakstan of 26 August 1995 No 1190 “On the approval of the procedure of registration export contracts”:

Resolution of the Cabinet Ministers of the Republic of Kazakstan of 30 December 1995 No 1896 “On introducing amendments and additions to the Resolution of the Cabinet of the Republic of Kazakstan of 20 July 1995 No 1002”:

Direction of the Prime-Minister of the Republic of Kazakstan of 28 March 1995 No 7-18.