

On the Republican Budget Commission

Unofficial translation

Decree of the Government of the Republic of Kazakhstan dated January 15, 2018 No. 10.

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In accordance with subparagraph 5-1) of Article 9 of the Constitutional Law of the Republic of Kazakhstan “On the Government of the Republic of Kazakhstan” and paragraph 3 of Article 57 of the Budget Code of the Republic of Kazakhstan, the Government of the Republic of Kazakhstan **HEREBY DECREES**:

Footnote. Preamble – as amended by the Decree of the Government of the Republic of Kazakhstan dated October 4, 2023 № 855.

1. To establish the Republican Budget Commission (hereinafter referred to as the Commission).

2. To approve the attached:

- 1) Regulations on the Commission;
- 2) Composition of the Commission.

3. This decree shall come into force upon the date of its signing.

*Prime Minister
of the Republic of Kazakhstan*

B. Sagintayev

Approved
by decree №10 of the Government
of the Republic of Kazakhstan
dated January 15, 2018

Regulations

on the Republican Budget Commission

Chapter 1. General provisions

Footnote. The title of Chapter 1 – in the wording of the resolution of the Government of the Republic of Kazakhstan dated 18.03.2021 № 154.

1. These Regulations on the Commission (hereinafter referred to as the Regulations) regulate the activities of the Republican Budget Commission acting on the continuous basis (hereinafter referred to as the Commission).

2. The legal basis of the Commission's activities shall be the Constitution of the Republic of Kazakhstan, the Budget Code of the Republic of Kazakhstan (hereinafter referred to as the Budget Code), legislative and other regulatory legal acts of the Republic of Kazakhstan, as well as this Regulation.

Footnote. Paragraph 2 - in the wording of the resolution of the Government of the Republic of Kazakhstan dated 31.03.2022 № 179.

Chapter 2. Objectives of the Commission

Footnote. The title of Chapter 2 - in the wording of the resolution of the Government of the Republic of Kazakhstan dated 18.03.2021 № 154.

3. The main goals of the Commission shall be to ensure timely and high-quality development of the draft republican budget for the planning period and to develop proposals for clarifying, adjusting and executing the republican budget.

Footnote. Paragraph 3 - in the wording of the resolution of the Government of the Republic of Kazakhstan dated 18.03.2021 № 154.

Chapter 3. Tasks and functions of the Commission

Footnote. The title of Chapter 3- in the wording of the resolution of the Government of the Republic of Kazakhstan dated 18.03.2021 № 154.

4. The main tasks of the Commission shall be:

1) development of proposals for the forecast of the socio-economic development of the Republic;

2) development of proposals on the priority goals of development plans of government bodies and areas of expenditure of administrators of republican budget programs;

3) development of proposals for draft development plans of state bodies or draft amendments and additions to the development plan and spending limits for administrators of republican budget programs;

4) development of proposals for determining the indicators of the draft republican budget for the planning period;

5) development of proposals for draft regulatory legal acts that provide for a reduction in revenues or an increase in expenses of the republican and local budgets and (or) the National Fund of the Republic of Kazakhstan;

6) development of proposals to clarify the republican budget;

7) consideration of the results of budget monitoring, assessment of results and development of proposals on them;

8) development of proposals for adjusting the republican budget;

9) development of proposals and consideration of issues on the distribution of funds from the Education Infrastructure Support Fund and the Special State Fund;

10) other powers provided for by the Budget Code and these Regulations.

Footnote. Paragraph 4 - as amended by the Decree of the Government of the Republic of Kazakhstan dated 04.10.2023 № 855.

5. The commission, in accordance with the tasks assigned to it, shall perform the following functions:

1) considers the materials prepared by the working body of the Commission and determines:

- priority areas for spending budget funds and subsidizing legal entities;

- directions for the development of inter-budgetary relations;

- policy in the field of state and state-guaranteed borrowing and debt;

- proposals on the possibility of accepting government obligations for public-private partnership projects, including state concession obligations;

- a list of priority republican budget investments, including budget investments by objects, as well as targeted transfers for development and loans by regions, cities of republican significance, the capital for the planning period;

2) considers the materials prepared by the working body of the Commission and develops motivated proposals for:

- forecast of the socio-economic development of the republic;

- limits for administrators of republican budget programs, including the list of basic expenses of central government bodies, for which calculations by type of expense are not provided when drawing up a budget request;

- borrowing by local executive bodies of regions, cities of republican significance, and the capital;

- the results of budget monitoring and results assessment;

- proposals of central government bodies to approve, change and (or) supplement natural norms;

- expenses of administrators of republican budget programs for the planning period based on the conclusion of the authorized body for state planning on draft development plans or draft amendments and additions to development plans and draft budget programs and the conclusion of the authorized body for budget planning on budget applications and draft budget programs;

- the feasibility of attracting related grants according to the list of applications from central government bodies;

- the draft law on the republican budget for the planning period;

- draft laws of the Republic of Kazakhstan, decrees of the President of the Republic of Kazakhstan, decrees of the Government of the Republic of Kazakhstan, normative legal orders of ministers of the Republic of Kazakhstan and other heads of central government bodies, normative legal orders of central government bodies, normative legal orders of heads of departments of central government bodies if they have the competence to approve them in regulatory legal acts of the state body, the structure of which includes the department, providing for a reduction in revenues or an increase in expenses of the republican or local budgets and (or) the National Fund of the Republic of Kazakhstan;

- the list and volumes of budget programs for financing emergency or martial law measures , compiled by the central authorized body for budget planning;

volumes of targeted transfers and budget loans from the republican budget to regional budgets, budgets of cities of republican significance, the capital;

clarification, sequestration and adjustment of the republican budget;

a list of individual public services, budget investment projects and other tasks aimed at ensuring the socio-economic stability of the state planned for implementation in the form of a state assignment;

resolving disagreements between administrators of budget programs and the central authorized body for budget planning;

use by the Government of the Republic of Kazakhstan in the current financial year of the amount of guaranteed transfer not transferred for the reporting financial year from the National Fund of the Republic of Kazakhstan to the republican budget to finance current budget programs and budget development programs approved in the republican budget of the past financial year, in an amount not exceeding the amount of unpaid registered obligations according to relevant budget programs through budget adjustments;

financing the development or adjustment of competition documentation for public-private partnership projects, including concession projects;

development or adjustment, as well as carrying out the necessary examinations of feasibility studies of budget investment projects;

volumes of financing of services for advisory support of public-private partnership projects, including concession projects, in accordance with the conclusion of the central authorized body for budget planning;

distribution of the reserve for the initiatives of the President of the Republic of Kazakhstan to finance the annual messages of the President of the Republic of Kazakhstan to the people of Kazakhstan and other initiatives of the President of the Republic of Kazakhstan;

3) performs other functions in accordance with the legislation of the Republic of Kazakhstan.

Footnote. Paragraph 5 - as amended by the Decree of the Government of the Republic of Kazakhstan dated 04.10.2023 № 855.

Chapter 4. Rights of the Commission

Footnote. The title of Chapter 4 -in the wording of the resolution of the Government of the Republic of Kazakhstan dated 18.03.2021 № 154.

6. In accordance with its tasks, the Commission shall have the right:

1) to interact with central executive and other state bodies, organizations, as well as engage specialists and experts to carry out the tasks of the Commission;

2) to make decisions and make proposals on matters within its competence;

3) in accordance with the procedure established by the legislation, to request and to receive from state bodies and other organizations the materials necessary for the implementation of the tasks of the Commission;

4) to invite to meetings of the Commission and to hear the first leaders, and in their absence - persons acting as the first head of the state body and organization on issues related to the implementation of the tasks and functions of the Commission;

5) to create subcommittees for consideration of issues falling within the competence of the Commission on thematic blocks.

Chapter 5. Procedure for formation and activities of the commission

Footnote. The title of Chapter 5 - in the wording of the resolution of the Government of the Republic of Kazakhstan dated 18.03.2021 № 154.

7. The composition of the Commission shall include:

- 1) the Chairperson of the Commission;
- 2) deputies of the Chairperson of the Commission;
- 3) the secretary of the Commission;
- 4) members of the Commission.

8. The Chairperson of the Commission manages its activities, holds the meetings of the Commission, plans its work, carries out general control over the implementation of its proposals and is responsible for the activities carried out by the Commission. During the absence of the Chairperson of the Commission, the Deputy Chairperson of the Commission shall perform his functions.

9. The secretary of the Commission coordinates work to ensure the work of the Commission, prepares minutes of meetings of the Commission.

10. Members of the Commission shall not have the right to delegate their powers on participation in the meetings to other persons.

11. A member of the Supreme Audit Chamber of the Republic of Kazakhstan (by agreement) shall take part in the meetings of the Commission as an observer (without the right to vote) when considering issues related to the formation of the draft republican budget for the planning period

Footnote. Paragraph 11 – in the wording of the resolution of the Government of the Republic of Kazakhstan dated 13.02.2023 № 121 (shall enter into force upon expiry of ten calendar days after the day of its first official publication).

12. The work schedule shall be established by the Commission. Coordination with the members of the Commission and distribution of the work schedule of the Commission shall be carried out a month before the start of the work of the Commission on the consideration of budget applications and draft development plans or draft amendments and additions to development plans.

Footnote. Paragraph 12 – in the wording of the resolution of the Government of the Republic of Kazakhstan dated 31.03.2022 № 179.

13. Decisions of the Commission shall be made by a simple majority of votes of the members of the Commission, as well as by polling and shall be considered adopted if they

receive the majority of votes from the total number of members of the Commission. Members of the Commission shall have equal votes when making decisions. In the event of a tie, the Chairperson of the Commission shall have a casting vote.

14. The adopted decision of the Commission shall be drawn up in a protocol signed by the Chairperson and the secretary of the Commission and expressing the unanimous opinion of all members of the Commission. In case of disagreement with the decision, members of the Commission shall have the right to express in writing their special opinion, attached to the protocol of the Commission.

15. The working body of the Commission shall send:

1) to the Office of the Government of the Republic of Kazakhstan through an electronic document management system, copies of the Commission's decisions with appendices thereto, except for information constituting state secrets in accordance with the Law of the Republic of Kazakhstan "On State Secrets" (hereinafter referred to as the Law "On State Secrets") and (or) containing official information of limited distribution, determined by Decree of the Government of the Republic of Kazakhstan dated June 24, 2022 № 429 "On approval of the Rules for classifying information as official information of limited distribution and working with it" (hereinafter referred to as the Resolution);

2) central state bodies whose competence includes relevant issues, through the information system "State Planning", extracts from decisions of the Commission, except for information constituting state secrets in accordance with the Law "On State Secrets" and (or) containing official information of limited distribution, determined by the resolution.

Footnote. Paragraph 15 - as amended by the Decree of the Government of the Republic of Kazakhstan dated 04.10.2023 № 855.

16. The decisions of the Commission made to fulfill the tasks entrusted to it shall be subject to mandatory review and execution within a time limit specified by all state bodies.

17. The working body of the Commission shall be the central authorized body for budget planning.

Procedure of organization of the activities of the Commission shall be developed and determined by the working body of the Commission.

18. During the period between the meetings of the Commission, the working body of the Commission shall resolve the organizational issues of its activities.

Issues, not covered by the competence of the Commission, shall be considered by the working body within the period of no more than twenty working days and shall be presented for consideration of the Commission subject to availability of the complete package of documents.

Materials for consideration at the meeting of the Commission shall be sent to the members of the Commission by the working body within the period of no later than two working days prior the date of the meeting.

19. The functions of the working body are to prepare materials for meetings of the Commission in accordance with the deadlines and agendas determined by the Commission or the working body, distribute them to members of the Commission, prepare minutes of meetings of the Commission, communicate minutes of meetings of the Commission and relevant materials to the Supreme Chamber of Audit of the Republic of Kazakhstan and extracts from protocol decisions of the Commission to members of the Commission, government bodies and organizations on issues within their competence, as well as other functions arising from regulatory legal acts and these provisions.

Footnote. Paragraph 19 - as amended by the Decree of the Government of the Republic of Kazakhstan dated 04.10.2023 № 855.

Chapter 6. Termination of the Commission

Footnote. Title of Chapter 6 - in the wording of the resolution of the Government of the Republic of Kazakhstan dated 18.03.2021 № 154

20. The grounds for termination of the activities of the Commission shall be the decision of the Government of the Republic of Kazakhstan to terminate its activities.

Approved
by decree №10 of the Government
of the Republic of Kazakhstan
dated January 15, 2018

Composition of the Republican Budget Commission

Footnote. Composition as amended by resolutions of the Government of the Republic of Kazakhstan dated 6.11.2018 № 720; dated 05.07.2019 № 481; dated 20.05.2020 № 310; dated 29.04.2022 № 268; dated 13.02.2023 № 121 (shall come into effect upon the expiration of ten calendar days after the day of its first official publication); dated 04.10.2023 № 855; dated 26.02.2024 № 124; dated 17.07.2024 № 571.

Prime Minister of the Republic of Kazakhstan, Chairman
First Deputy Prime Minister of the Republic of Kazakhstan, Deputy Chairman
Deputy Prime Ministers of the Republic of Kazakhstan, Deputy Chairmen
Vice Minister of Finance of the Republic of Kazakhstan, Secretary
Chairman of the National Bank of the Republic of Kazakhstan (as agreed)
Advisor to the President of the Republic of Kazakhstan (subject to agreement)
Minister of Transport of the Republic of Kazakhstan
Minister of Justice of the Republic of Kazakhstan
Minister of Finance of the Republic of Kazakhstan
Minister of Industry and Construction of the Republic of Kazakhstan
Chief of Staff of the Government of the Republic of Kazakhstan

Chairman of the Committee on Finance and Budget of the Senate of the Parliament of the Republic of Kazakhstan (as agreed)

Chairman of the Committee on Economic Policy, Innovative Development and Entrepreneurship of the Senate of the Parliament of the Republic of Kazakhstan (as agreed)

Chairman of the Finance and Budget Committee of the Mazhilis of the Parliament of the Republic of Kazakhstan (as agreed)

Chairman of the Committee on Economic Reform and Regional Development of the Mazhilis of the Parliament of the Republic of Kazakhstan (as agreed)

Deputy Chairman of the National Bank of the Republic of Kazakhstan (as agreed)

Vice-Ministers of National Economy and Finance of the Republic of Kazakhstan

Head of the Judicial Administration of the Republic of Kazakhstan (as agreed)