



On approval of the Rules for financing the maintenance of orphans and children without parental care transferred to adoptive parents and its size

Unofficial translation

Order № 657 Minister of Education and Science of the Republic of Kazakhstan dated November 15, 2016. Registered with the Ministry of Justice of the Republic of Kazakhstan on December 20, 2016 № 14538

Unofficial translation

In accordance with Article 132-5 of the Code of the Republic of Kazakhstan dated December 26, 2011 "On Marriage (matrimony) and Family", **I hereby ORDER:**

1. To approve the attached Rules for financing the maintenance of orphans and children without parental care transferred to adoptive parents.
2. To establish that the amount of the monthly cash payment in connection with the transfer of an orphan child and/or a child without parental care to adoptive parents shall be ten monthly estimates.
3. The Committee for the Protection of Children's Rights of the Ministry of Education and Science of the Republic of Kazakhstan (M.S. Abdykarim), in accordance with the procedure established by legislation, shall:
 - 1) ensure the state registration of this order with the Ministry of Justice of the Republic of Kazakhstan;
 - 2) within ten calendar days after the state registration of the present order send the copies of this order for official publication in an information and legal system "Adilet" also periodicals on the electronic device with the application of the paper copy certified by an official seal;
 - 3) within ten calendar days after the state registration of this order, send a copy of it in print and electronic form certified by the seal of the Ministry of Education and Science of the Republic of Kazakhstan and certified by the electronic digital signature of the person authorized to sign this order, for submission to the Reference Control Bank of regulatory legal acts of the Republic of Kazakhstan;
 - 4) place this order on the Internet resource of the Ministry of Education and Science of the Republic of Kazakhstan;
 - 5) within ten working days after the state registration of this order with the Ministry of Justice of the Republic of Kazakhstan, submit to the Department of Legal Service and International Cooperation of the Ministry of Education and Science of the Republic of Kazakhstan on the execution of measures provided for in subparagraphs 1), 2) and 3) of this paragraph.

4. Control over the execution of this order shall be entrusted to the Vice Minister of Education and Science of the Republic of Kazakhstan B.A. Asylov.

5. This order shall be enforced from January 1, 2017.

*Minister of Education and Science
of the Republic of Kazakhstan*

E. Sagadiyev

"AGREED"

by Minister of Finance
of the Republic of Kazakhstan
dated November 18, 2016

_____ B. Sultanov

Approved
by order № 657
Minister of Education and Science
of the Republic of Kazakhstan
dated November 15, 2016

Rules

for financing the maintenance of orphans and children without parental care transferred to adoptive parents

Chapter 1. General provisions

1. These Rules of financing the maintenance of orphans and children without parental care transferred to adoptive parents shall have been developed according to the Code of the Republic of Kazakhstan dated December 26, 2011 "On Marriage (matrimony) and Family" and shall define a procedure for payment of funds assigned for the orphans and children without parental care transferred to adoptive parents (hereinafter referred as the Rules).

2. The assignment and payment of funds for the maintenance of an orphan child (s) and a child (s) without parental care transferred to adoptive parents shall be made by the bodies exercising guardianship or guardianship functions (hereinafter referred to as the body).

3. The assignment and payment of funds for the maintenance of an orphan child (s) and a child (s) without parental care transferred to adoptive parents shall be made for each child (s) transferred to adoptive parents.

Chapter 2. Procedure for financing the maintenance of orphans and children without parental care transferred to adoptive parents

4. In order to finance the maintenance of orphans and children without parental care transferred to adoptive parents, one of the adoptive parents provides the following to the body at his place of residence:

1) an application for the assignment of funds for the maintenance of a child in accordance with Annex 1 to these Rules;

2) a copy of the agreement on the transfer of a child to a adoptive family in accordance with paragraph 11 of the Regulation on adoptive family approved by order No. 597 of the Minister of Education and Science of the Republic of Kazakhstan dated October 7, 2016 (registered by the Register of the state registration of regulatory legal acts No. 14425);

3) a copy of the agreement to open a current account with the second-tier bank.

5. Within five working days from the date of registration of the application for the assignment of funds for the maintenance of a child, the body shall make a decision on the assignment of funds allocated for the maintenance of a child transferred to adoptive parents in accordance with Annex 2 to these Rules. The decision shall be entered in the register of decisions on the assignment of funds allocated to adoptive parents for the maintenance of the child in accordance with Annex 3 to these Rules.

6. On the basis of the decision on the assignment of funds allocated to adoptive parents, the body shall pay the funds to adoptive parents from the month of the decision on the assignment of funds.

7. Funds allocated to children in adoptive care shall be assigned and paid to adoptive parents until the child reaches the age of 18, including the month of birth.

8. The payment of funds allocated for the maintenance of children transferred to adoptive parents shall be made monthly no later than the fifteenth day of the current month from the month of the decision on the allocation of funds by cashless transfer of funds to the recipient to the current account with the second –tier bank.

9. The payment of funds allocated for the maintenance of children to adoptive parents shall be terminated in the event of early termination of the contract in accordance with paragraph 3 of Article 132-2 of the Code of the Republic of Kazakhstan “On Marriage (Matrimony) and Family”.

Termination of payments of funds shall be made by decision of the body from the month following the month in which the grounds for early termination of the contract occurred.

10. Within three working days from the date of the decision, the body shall notify (in arbitrary form) adoptive parents of the termination of the payment of funds.

11. Money not received by adoptive parents on time due to the fault of the body shall be paid for the whole past period from the date of application to the body.

Annex 1
to Rules for financing the maintenance
of orphans and children without parental
care transferred to adoptive parents

Form

Application on the assignment of funds for the maintenance of the child

(name of body)

I hereby request the assignment of funds allocated for the maintenance of the child,
transferred to adoptive parents

(Full name, date of birth of the child)

Last name _____ First name _____ Patronymic name (if any) _____ of the
adoptive parent.

Address _____

Type of identity document _____

Series _____ number _____ issued by _____

Individual identification number _____

Current Account No. _____ Bank Name _____

In case of changes in personal data, I hereby undertake to within 15 calendar days to
report them.

Warned of liability for provision of unreliable
information and forged documents.

"__" ____ 20 ____ (applicant's signature)

Decision on the assignment of funds for the maintenance of the child,
transferred to adoptive parents _____

From "__" ____ 20 ____

Documents are accepted: "__" ____ 20 ____

(Signature) (Full name) position of the person who accepted the documents)

(cut edge)

In case of changes in personal data, I hereby undertake to within 15 calendar days to
report them.

Warned of liability for provision of unreliable
information and forged documents.

Application of a citizen of _____ with the attached
documents in the amount of _____ pieces accepted "__" ____ 20 ____

(Signed) (Full name, position of the person who accepted the documents)

Annex 2
to Rules for financing the maintenance
of orphans and children without parental
care transferred to adoptive parents

Form

Decision on the assignment of funds allocated for the maintenance of the child transferred to adoptive parents

No. ____ from " ____ " ____ 20 ____

(name of the body)

No. of the case _____

Citizen _____

(Surname, first name, patronymic name (if any))

Date of the application _____

Birth certificate (birth certificate record)

No. _____ date of issue _____

name of the body issuing the birth certificate of the child (record of birth)

Full name of the child

Date of birth of the child _____

Agreement on transfer to the adoptive family _____

The date of conclusion _____ 20

Amount assigned funds from ____ 20 ____ to ____ 20 ____

In the amount of _____ monthly estimated

Indicators (in words)

Payment of funds terminated due to:

Place for the seal

(Signature and Full name of the head of the body)

Annex 3
to Rules for financing the maintenance
of orphans and children without parental
care transferred to adoptive parents

Form

Register for registration of decisions of assignment of funds, allocated to adoptive parents for maintenance of the child

No	Full name of the	Full name of the	Date of application and assignment of funds allocated to adoptive parents	Date of making decision for assignment of funds allocated	Date of issue of the decision on the assignment of funds
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	the child	adoptive parent	for the maintenance of the child	to adoptive parents for the maintenance of the child	allocated to adoptive parents for the maintenance of the child
1	2	3	4	5	6

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