

On approval of the Rules for recall of a military person of the Armed Forces of the Republic of Kazakhstan from annual basic leave for operational reasons

Unofficial translation

Order of the Minister of Defense of the Republic of Kazakhstan dated November 9, 2018 No. 787. Registered with the Ministry of Justice of the Republic of Kazakhstan on December 10, 2018 No. 17906.

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In accordance with paragraph 139 of the Rules of Military Service in the Armed Forces, Other Troops and Military Formations of the Republic of Kazakhstan, approved by Decree № 124 of the President of the Republic of Kazakhstan as of May 25, 2006, **I hereby ORDER:**

1. To approve the appended Rules for Recall of a Military Person of the Armed Forces of the Republic of Kazakhstan from Annual Basic Leave for Operational Reasons.

2. In accordance with the procedure established by the legislation of the Republic of Kazakhstan, the Department of Personnel and Military Education of the Ministry of Defense of the Republic of Kazakhstan shall:

1) ensure state registration of this order with the Ministry of Justice of the Republic of Kazakhstan;

2) within ten calendar days of the state registration of this order, send its copy in the Kazakh and Russian languages to the Republican State Enterprise with the Right of Economic Management “Republican Center of Legal Information” of the Ministry of Justice of the Republic of Kazakhstan for its official publication and inclusion into the Reference Control Bank of Regulatory Legal Acts of the Republic of Kazakhstan;

3) place this order on the website of the Ministry of Defense of the Republic of Kazakhstan after its first official publication;

4) within ten working days of the state registration, submit information on the implementation of measures, provided for in subparagraphs 1), 2) and 3) of this paragraph, to the Legal Department of the Ministry of Defense of the Republic of Kazakhstan.

3. Control over execution of this order shall be entrusted to the Head of the Personnel Department of the Ministry of Defense of the Republic of Kazakhstan.

Footnote. Paragraph 3 as amended by the order of the Minister of Defense of the Republic of Kazakhstan dated 15.01.2024 № 21 (shall be enforced upon expiry of ten calendar days after the date of its first official publication).

4. This order shall be brought to the notice of officials to the extent it is applicable to them

5. This order shall take effect ten calendar days after the day of its first official publication

*Minister of Defense
Of the Republic of Kazakhstan*

N. Yermekbayev
Approved by
Order № 787 of the Minister of
Defense of the
Republic of Kazakhstan
as of November 9, 2018

Rules for Recall of a Military Person of the Armed Forces of the Republic of Kazakhstan from Annual Basic Leave for Operational Reasons

1. These Rules for Recall of a Military Person of the Armed Forces of the Republic of Kazakhstan from Annual Basic Leave for Operational Reasons (hereinafter referred to as the Rules) are developed in accordance with paragraph 139 of the Rules of Military Service in the Armed Forces, Other Troops and Military Formations of the Republic of Kazakhstan, approved by Decree of the President of the Republic of Kazakhstan № 124 as of May 25, 2006 (hereinafter referred to as the Rules of Military Service) and determine the procedure for recalling a military person of the Armed Forces of the Republic of Kazakhstan (hereinafter referred to as a military person) from annual basic leave (hereinafter referred to as a leave) for operational reasons.

2. A military person may be recalled from a leave for operational reasons by a notification from the command of a unit (institution).

3. An order (instruction) to recall from a leave due to the needs of service shall be communicated to a military person orally on behalf of the commander (chief) of a military unit (institution) by an official to whom he/she is directly subordinate, indicating a reason for recall. In cases where it is impossible to communicate an oral order (instruction) to a serviceman, the headquarters of the military unit (institution) shall notify the body where the military person registers for military service, in accordance with paragraph 113 of the Rules for doing military service.

Footnote. Paragraph 3 as amended by the order of the Minister of Defense of the Republic of Kazakhstan dated 15.01.2024 № 21 (shall be enforced upon expiry of ten calendar days after the date of its first official publication).

4. Recall of a military person from a leave due to the need of service shall be carried out on the following grounds:

in case of natural or man-made disasters in the locations of the element of a military unit (institution) or in areas of compact settlement of family members of military persons;

in case of redeployment of an element or a military unit (institution);

in case of emergencies in a military unit (institution), such as death of a military person, absence without official leave by a group of military persons, loss of carriers of data that constitute state secrets, weapons, equipment, material or financial assets, large-scale bullying;

in case of organizational and staffing activities in a military unit (institution), if the time for switching to new staff is up before a military person's return from leave;

in case of the surprise check of combat readiness of a military unit (institution) by commissions of the Office of Inspector General of the Ministry of Defense of the Republic of Kazakhstan or by officials appointed by the Minister of Defense of the Republic of Kazakhstan, or by the chief of the General Staff of the Armed Forces of the Republic of Kazakhstan, in keeping with the plan of surprise checks, if it provides for the recall of a military person;

in cases of the need of service based on the decision of the Minister of Defense of the Republic of Kazakhstan – the Head of the General Headquarters of the Armed Forces of the Republic of Kazakhstan.

Footnote. Paragraph 4 as amended by the order of the Minister of Defense of the Republic of Kazakhstan dated 15.01.2024 № 21 (shall be enforced upon expiry of ten calendar days after the date of its first official publication).

5. The part of leave unused in connection with the recall shall be granted to a military person in accordance with paragraph 122 of the Rules of Military Service.