

**On approval of the Rules for currency transactions in the Republic of Kazakhstan**

***Unofficial translation***

Resolution of the Board of the National Bank of the Republic of Kazakhstan dated March 30, 2019 No. 40. Registered in the Ministry of Justice of the Republic of Kazakhstan on April 15, 2019 No. 18512.

      Unofficial translation

      The reporting deadlines shall be extended during the period of the state of emergency introduced by the Decree of the President of the Republic of Kazakhstan dated March 15, 2020 № 285 "On introduction of a state of emergency in the Republic of Kazakhstan" in accordance with the Resolution of the Board of the National Bank of the Republic of Kazakhstan dated March 31, 2020 № 42 (shall be enforced from the date of its first official publication).

      In accordance with subparagraph 59) of part two of Article 15 of the Law of the Republic of Kazakhstan “On the National Bank of the Republic of Kazakhstan”, subparagraph 2) of paragraph 3 of Article 16 of the Law of the Republic of Kazakhstan “On State Statistics” and subparagraph 1) of paragraph 4 of Article 5 of the Law of the Republic of Kazakhstan “On Currency regulation and currency control” The Board of the National Bank of the Republic of Kazakhstan **HEREBY RESOLVES:**

      Footnote. Preamble is in the wording of the Resolution of the Board of the National Bank of the Republic of Kazakhstan dated 20.12.2021 № 113 (shall be enforced upon expiry of ten calendar days after the day of its first official publication).

      1. To approve the attached Rules for currency transactions in the Republic of Kazakhstan.

      2. To recognize as invalid the regulatory legal acts of the Republic of Kazakhstan, as well as the structural element of the regulatory legal act of the Republic of Kazakhstan according to the list in accordance with the appendix to this resolution.

      3. The Department of the balance of payments and foreign exchange regulation (Kuandykov A.A.) in the manner prescribed by the legislation of the Republic of Kazakhstan to ensure:

      1) together with the Legal Department (Sarsenova N.V.), the state registration of this resolution in the Ministry of Justice of the Republic of Kazakhstan;

      2) within ten calendar days from the date of the state registration of this resolution, its sending in the Kazakh and Russian languages to the Republican state enterprise on the basis of the right of economic management “Republican Legal Information Center” for official publication and inclusion in the Reference Control Bank of regulatory legal acts of the Republic of Kazakhstan;

      3) placement of this resolution on the official Internet resource of the National Bank of the Republic of Kazakhstan after its official publication;

      4) within ten working days after the state registration of this resolution, submission of information to the Legal Department on the implementation of measures provided for in subparagraphs 2), 3) of this paragraph and paragraph 4 of this resolution.

      4. Within ten calendar days after the state registration of this resolution, the Directorate for protection of the rights of consumers of financial services and external communications (Terentyev A.L.) to ensure sending of its copy for official publication in periodicals.

      5. Deputy Chairman of the National Bank of the Republic of Kazakhstan O. A. Smolyakov shall be authorized to oversee the implementation of this resolution.

      6. This resolution shall be subject to official publication and shall be enforced from July 1, 2019.

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*Chairman of the*
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*National Bank*
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*Ye. Dosayev*
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      Ministry of foreign affairs of the

      Republic of Kazakhstan

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      Statistics Committee of the

      Ministry of national economy of the

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|   | Approved by the resolution of theBoard of the National Bank of theRepublic of Kazakhstandated March 30, 2019 № 40 |

 **Rules for currency transactions in the Republic of Kazakhstan**
**Chapter 1. General provisions**

      1. The Rules for the implementation of foreign exchange transactions in the Republic of Kazakhstan (hereinafter- the Rules) have been developed in accordance with subparagraph 59) of part two of Article 15 of the Law of the Republic of Kazakhstan “On the National Bank of the Republic of Kazakhstan” (hereinafter- the Law on the National Bank), subparagraph 1) of paragraph 4 of Article 5 of the Law of the Republic of Kazakhstan "On currency regulation and currency control" (hereinafter- the Law on currency regulation and currency control) and shall determine the procedure for carrying out currency transactions in the Republic of Kazakhstan by residents and non-residents.

      The rules include the order of:

      making payments and (or) money transfers on currency transactions;

      purchases and (or) sales of non-cash foreign currency in the domestic foreign exchange market of the Republic of Kazakhstan;

      conducting transactions on a bank account, related to the withdrawal, crediting and use of cash foreign currency.

      Footnote. Paragraph 1 as amended by the Resolution of the Board of the National Bank of the Republic of Kazakhstan dated 20.12.2021 № 113 (shall be enforced upon expiry of ten calendar days after the day of its first official publication).

      2. The concepts used in the Rules are applied in the meanings specified in the Law on currency regulation and currency control.

      The following concepts and abbreviations are also used in the Rules:

      1) BIN - business identification number;

      2) IIN - individual identification number;

      3) internal corporate money transfer - a money transfer carried out by a legal entity with its structural divisions or between structural divisions of one legal entity;

      4) registration certificate - a document of a standard form issued upon registration of a currency agreement before the entry into force of the Rules and which has not expired;

      5) the National Bank - the National Bank of the Republic of Kazakhstan;

      6) certificate of notification - a document of a standard form issued to a currency agreement or account in a foreign bank before the entry into force of the Rules and which has not expired.

 **Chapter 2. Procedure for making payments and (or) money**
**transfers on currency transactions**
**Paragraph 1. Making payments and (or) money transfers on currency transactions**

      3. An authorized bank makes a payment and (or) money transfer on a currency transaction if there are documents and (or) information submitted by a resident or non-resident in accordance with the Rules.

      For the purposes of the Rules, if the currency of payment and (or) money transfer differs from the United States dollar (hereinafter referred to as the USA), the equivalent of the amount of payment and (or) money transfer is calculated using the market exchange rate on the day of the transaction.

      Rules of export-import currency control in the Republic of Kazakhstan, approved by the joint resolution of the Board of the National Bank of the Republic of Kazakhstan dated September 29, 2023 № 78 and the order of the Deputy Prime Minister - Minister of Finance of the Republic of Kazakhstan dated October 4, 2023 № 1054 “On approval of the Rules of export-import currency control in the Republic of Kazakhstan” (registered in the Register of state registration of regulatory legal acts under № 33512), in accordance with paragraph 7 of Article 5 of the Law of the Republic of Kazakhstan “On approval of the Rules of export-import currency control in the Republic of Kazakhstan” (registered in the Register of state registration of regulatory legal acts under № 33512).

      Footnote. Paragraph 3 as amended by the Resolution of the Board of the National Bank of Kazakhstan dated 22.08.2024 № 48 (shall enter into force dated 01.01.2025).

      4. Payment and (or) money transfer on a currency transaction of a resident from a non-resident's account in a foreign bank in order to fulfill the resident's obligations is carried out in the case of:

      1) transfer of a financial loan received by a resident from a non-resident to the accounts of third parties;

      2) provision of financial services in the securities market to a resident by a non-resident, having the right to carry out professional activities in the securities market according to the legislation of the state where he is registered;

      3) provision of services to a resident by a non-resident under a contract of delegation.

      5. When making a payment and (or) transferring money under a currency agreement, which is covered by the requirement to obtain an account number, the resident indicates the details of such an agreement and his account number in payment documents. To identify the amounts received, the resident notifies the non-resident of the need to indicate in the payment documents on the money transfer in his favor the details of the currency agreement and his account number.

      When making a payment and (or) money transfer under a currency agreement, which is covered by the requirement to obtain an account number, the authorized bank (its branch) checks the presence of the details of the currency agreement and its account number in the payment document.

      If the currency agreement, on the basis and (or) in fulfilment of which the capital movement operations are performed (hereinafter referred to the currency agreement on capital movement) or payments and (or) money transfers are made with the use of the account in a foreign bank, to which the accounting number is assigned or the registration certificate or the notification certificate shall be issued, introduction of amendments and (or) additions, requiring in accordance with paragraphs 15 and 22 of the Rules for monitoring currency operations in the Republic of Kazakhstan, approved by the Resolution of the Board of the National Bank of the Republic of Kazakhstan. In this case, the authorized bank (its branch) shall notify the resident in any form about the need to obtain a new accounting number.

      If the payment document on the payment received to the resident and (or) the money transfer under the currency agreement incorrectly indicates or does not contain the details of such an agreement and (or) its account number, then the crediting is made by an authorized bank on the basis of a written confirmation by the resident of the details of the currency agreement and (or) his account number.

      In the absence of the necessary data in the payment document for accounting of the money received under the currency agreement, the authorized bank (its branch) credits it to the sender’s instruction account, having previously notified the resident in writing about the need to identify the received money. The resident informs the authorized bank (its branch) in writing about the nature of the amount received, indicating the details of the currency agreement and its account number.

      Footnote. Paragraph 5 as amended by the Resolution of the Board of the National Bank of the Republic of Kazakhstan dated 22.08.2024 № 48 (shall enter into force dated 01.01.2025).

      6. If, within one hundred and eighty calendar days, the received money is not identified by the details of the currency agreement or its account number or the resident does not perform other actions to submit the documents and (or) information provided for by the Rules, the authorized bank (its branch) returns such instruction without execution.

      7. An individual, in the cases established by paragraph 4 of Article 7 of the Law on currency regulation and currency control, transfers money on a currency transaction on the territory of the Republic of Kazakhstan, from the Republic of Kazakhstan and to the Republic of Kazakhstan without opening and (or) using an account in an authorized bank in the amount not exceeding the equivalent of ten thousand US dollars.

      8. An authorized bank shall inform the National Bank of facts of violations of the currency legislation of the Republic of Kazakhstan made by customers of the authorized bank that became known to it during the calendar month, except for violations of the requirement to repatriate national and (or) foreign currency for export or import, not later than the last day of the next calendar month, in accordance with the card for violation in the form in accordance with Appendix 1 to the Rules.

      8-1. The authorized bank shall submit to the central office of the National Bank on a monthly basis, until the eighteenth (18th) day (inclusive) of the month following the reporting period, the report on performed currency operations in the form according to Resolution 9 to the Rules for monitoring currency operations

      The report on performed currency operations shall include currency operations, including those performed at the client's request

      1) the amount of which is equal or exceeds fifty thousand US dollars in equivalent and operations on non-cash purchase and (or) sale of foreign currency on the client's instruction regardless of the amount of such operation (for legal entities);

      2) the amount of which equals or exceeds ten thousand US dollars in equivalent and operations of non-cash purchase and (or) sale of foreign currency on the client's instruction, the amount of which equals or exceeds one thousand US dollars in equivalent (for individuals).

      For the purposes of reflecting in the Report on currency operations performed information on the currency operation, the currency of which differs from the US dollar, the equivalent of the amount of such currency operation shall be calculated using the market exchange rate on the day of its performance.

      Footnote. The rules are supplemented by paragraph 8-1 in accordance with the Resolution of the Board of the National Bank of the Republic of Kazakhstan dated 20.12.2021 № 113 (shall be enforced upon expiry of ten calendar days after the day of its first official publication); as amended by the Resolution of the Board of the National Bank of the Republic of Kazakhstan dated 22.08.2024 № 48 (shall enter into force dated 01.01.2025).

      9. The information required in accordance with the Rules is submitted by the authorized banks in paper or electronically using the transport system of guaranteed delivery of information with cryptographic means of protection that ensure the confidentiality and authenticity of the transmitted data.

      9.1. For currency transactions related to reinsurance services in foreign currency from participants of the International financial center “Astana”, insurance (reinsurance) organizations of the Republic of Kazakhstan shall submit to the National Bank, including a report on reinsurance activities in accordance with Annex 22 to the Resolution of the Board of the National Bank dated December 31, 2019 № 275 " On approval of the list, forms, deadlines for submitting reporting by an insurance (reinsurance) organization and an insurance broker and the Rules for its submission", registered in the Register of state registration of regulatory legal acts under № 19927.

      Footnote. The rules are supplemented with clause 9-1 in accordance with the Resolution of the Board of the National Bank of the Republic of Kazakhstan dated July 20, 2020 № 93 (shall be enforced upon expiry of ten calendar days after the day of its first official publication).

 **Paragraph 2. Documents required when making payments and (or) money transfers**
**on currency transactions**

      10. When making a payment and (or) transferring money under a currency transaction, a resident or non-resident shall submit the following documents to the authorized bank:

      1) an identity document with an IIN in cases provided for by the laws of the Republic of Kazakhstan (for an individual), or data confirming (identifying) an individual through a digital document service.

      The authorized bank uses data from the digital document service subject to the consent of the owner, provided from the user's account on the "electronic government" web portal, as well as through the owner's mobile subscriber number registered on the "electronic government" web portal by transferring a one-time password or by sending a short text message as a response to the notification of the e-government web portal;

      2) a document confirming the right of permanent residence in the Republic of Kazakhstan (if any) (for an individual - a foreigner or stateless person);

      3) a license of the National Bank for banking and other transactions (if any);

      4) copies of documents confirming the fulfillment or on the basis of which it is necessary to fulfill obligations under foreign exchange contracts for export or import;

      5) a currency contract or a copy thereof. A foreign exchange contract or a copy thereof, which is subject to the requirement to obtain an account number, shall be submitted with a note on the assignment of an account number (for a currency contract to which an account number was assigned after the Rules were put into effect);

      6) a registration certificate or a certificate of notification - for currency contracts subject to registration on the movement of capital or accounts in foreign banks, for which, before the entry into force of the Rules, a registration certificate or a certificate of notification was received and no accounting number was assigned.

      Submission of a foreign exchange contract is not required in the following cases:

      if the transfer of money for a currency transaction is carried out between resident individuals or between non-resident individuals within the Republic of Kazakhstan and is free of charge;

      if a payment and (or) money transfer under a currency transaction is carried out for an amount not exceeding the equivalent of ten thousand US dollars, and the sender or beneficiary of the payment and (or) money transfer is an individual, branch and (or) representative office of a foreign legal entity or a non-resident -entity;

      if the payment and/or transfer of money under a currency transaction is made in an amount not exceeding the equivalent of ten thousand US dollars, and the sender or beneficiary of the payment and (or) the transfer of money is a client of an authorized bank, which is an individual, a branch and (or) representation of a foreign legal entity or a non-resident legal entity (excluding payments and (or) money transfers under a currency agreement subject to the requirement to obtain an account number);

      if the payment and/or transfer of money under a foreign exchange transaction is made in an amount not exceeding the equivalent of ten thousand US dollars, and by a resident legal entity (the sender and/or beneficiary of the payment and/or transfer of money) a record has been made or confirmed that such payment and (or) the transfer of money is not related to the execution of a currency agreement, according to which the assignment of an accounting number is required (except for payments and (or) money transfers under a currency agreement, which is subject to the requirement to obtain an account number);

      Currency transaction payment and/or transfer to account (from the account) of a third party resident through an authorised bank on account of the performance of the resident's obligations and (or) a non-resident is allowed subject to the submission of a currency agreement defining the nature of mutual obligations between a third-party resident and a person, instead of which (sent) payment and (or) transfer of money, if this does not follow from the currency agreement on the basis of which such payment and (or) transfer of money is made. If any of the currency agreements is subject to the requirement to obtain a registration number, then a copy of the currency agreement with a note on the assignment of the registration number, or a copy of the registration certificate or a copy of the notification certificate (for currency agreements that were subject to receipt of the registration certificate or notification certificate before the entry into force of the Rules) is submitted.

      If a payment and (or) transfer of money under a currency transaction is carried out by a resident-individual to fulfill the obligations of a spouse or close relative, then as a currency contract a document shall be presented confirming that the sender of money is the spouse or close relative of the individual in fulfillment of whose obligations the payment and (or) money transfer is made.

      Footnote. Paragraph 10 is in the wording of the Resolution of the Board of the National Bank of the Republic of Kazakhstan dated 20.12.2021 № 113 (shall be enforced upon expiry of ten calendar days after the day of its first official publication); as amended by the Resolution of the Board of the National Bank of the Republic of Kazakhstan dated 22.08.2024 № 48 (shall enter into force dated 01.01.2025).

      11. Payment and (or) money transfer on a currency transaction of a resident or non-resident using a payment card issued by an authorized bank is carried out without prior request of documents and (or) information required in accordance with the Rules.

      If a payment and (or) money transfer for such a transaction has been made in the amount equal to fifty thousand US dollars in equivalent or higher, then the resident or non-resident submits information at the request of an authorized bank in accordance with paragraphs 14 and 15 of the Rules.

      If a payment and (or) money transfer is made using a corporate payment card by a resident legal entity or a resident-branch (representative office) of a foreign non-financial organization in the amount equal to fifty thousand US dollars in equivalent or more, then such a resident within thirty working days from the day of such payment and (or) money transfer, submits to the authorized bank a currency agreement or a copy thereof.

 **Paragraph 3. Information required when making payments and (or)**
**money transfers on currency transactions**

      12. When making a payment and (or) money transfer on a currency transaction that requires the presentation of a currency agreement, and if an individual (money sender or beneficiary of money) does not have an opportunity to present it, the authorized bank makes such payment and (or) money transfer if there is information about the record made or confirmed by an individual:

      1) allowing the authorized bank to submit information about this payment and (or) money transfer to the law enforcement bodies of the Republic of Kazakhstan and (or) the National Bank;

      2) confirming that this payment and (or) money transfer is not related to the execution of a currency agreement, according to which an account number (for residents) is required;

      3) confirming that this payment and (or) money transfer is not related to the financing of terrorist or extremist activities and other complicity with terrorism or extremism.

      13. Payment and (or) transfer of money on a foreign exchange transaction, which can be aimed at withdrawing money from the Republic of Kazakhstan, evading the requirements of the currency legislation of the Republic of Kazakhstan, shall be carried out if there is information about the presentation by a resident who is the sender or recipient of money, permission to the authorized bank to transfer information about this payment and (or) transfer money to currency control authorities and law enforcement agencies.

      Such permission shall be issued in any form. It shall be allowed to submit one permit in relation to all payments and (or) money transfers under foreign exchange transactions within the framework of a currency agreement, on the basis of which foreign exchange transactions shall be carried out, which can be aimed at withdrawing money from the Republic of Kazakhstan, evading the requirements of the currency legislation of the Republic of Kazakhstan.

      Footnote. Paragraph 13 – in the wording by the Resolution of the Board of the National Bank of the Republic of Kazakhstan dated 26.09.2023 № 66 (shall enter into force dated 01.01.2024).

      14. The resident, when carrying out a payment subject to notification in accordance with Article 15 of the Law on Currency Regulation and Currency Control and (or) transferring money for the amount specified in paragraph 8-1 of the Rules, provides information on a currency transaction in the form in accordance with Annex 2 to the Rules, indicating:

      1) the country of registration of the sender of the money and the beneficiary of the payment document, if these data do not coincide with those indicated in the payment document;

      2) a sign of internal corporate money transfer;

      3) the currency transaction code for which payment and (or) money transfer are made;

      4) information about the sender and (or) the recipient of the money under the currency agreement, in case of discrepancy with the money sender and the beneficiary of the payment document;

      5) the country of registration of the sender of the money and the recipient of the money under the currency agreement, in case of discrepancy with the sender of the money and the beneficiary of the payment document;

      6) the details of the currency agreement and the registration number of the currency agreement (if any).

      For the purpose of indicating the currency transaction code and other information provided for in this paragraph, at the request of an authorized bank, a resident legal entity submits constituent documents.

      Footnote. Paragraph 14 as amended by the Resolution of the Board of the National Bank of the Republic of Kazakhstan dated 22.08.2024 № 48 (shall enter into force dated 01.01.2025).

      15. When making a payment to be notified in accordance with Article 15 of the Law on Currency Regulation and Currency Control and (or) transferring money for the amount specified in Paragraph 8-1 of the Rules, a non-resident shall provide the authorized bank with information on a currency transaction in the form in accordance with Annex 2 to the Rules, including:

      1) the country of registration of the sender of money and the beneficiary under the payment document, if these data do not coincide with those indicated in the payment document;

      2) the code of the currency transaction for which the payment and (or) money transfer shall be made;

      3) signs of internal corporate money transfer.

      Footnote. Paragraph 15 as amended by the Resolution of the Board of the National Bank of the Republic of Kazakhstan dated 22.08.2024 № 48 (shall enter into force dated 01.01.2025).

      16. The information on the payment and (or) money transfer specified in paragraphs 14 and 15 of the Rules is submitted to the authorized bank by the client or indicated by the authorized bank independently on the basis of the documents and (or) information submitted by the client.

      The authorized bank, as an agent of currency control, checks the correctness of the information submitted by the client and the indication of the currency transaction code based on the submitted currency agreement and corrects, if necessary, the data specified by the client.

 **Paragraph 4. Types and criteria of individual currency transactions, which can be aimed at withdrawing money**
**from the Republic of Kazakhstan, evading the requirements of the currency legislation of the Republic of Kazakhstan, and the procedure for their implementation**

      Footnote. Chapter 2 as added by the paragraph 4 in accordance with the Resolution of the Board of the National Bank of the Republic of Kazakhstan dated 26.09.2023 № 66 (shall enter into force dated 01.01.2024).

      16-1. Currency transactions that can be used to withdraw money from the Republic of Kazakhstan shall include the following transactions:

      1) a financial loan providing for the provision of money by a non-resident to a resident (with the exception of an authorized bank), if the terms of the relevant currency agreement (initially or after amendments and (or) additions to the currency agreement) shall not provide for the transfer of money to be received from a non-resident to the resident's bank accounts in authorized banks;

      2) a financial loan that provides for the resident (with the exception of an authorized bank) to have requirements for a non-resident to return money, if the terms of the relevant currency agreement (initially or after introduction of amendments and (or) additions to the currency agreement) shall not provide for the transfer of money to be received from a non-resident to the resident's bank accounts in authorized banks;

      3) a financial loan providing for the provision of money by a resident to a non-resident who shall not be an affiliate, if the terms of the relevant currency agreement (initially or after introduction of amendments and (or) additions to the currency agreement) do not provide for the payment of remuneration for using the subject of the financial loan;

      4) export operations, if the terms of the relevant currency agreement (initially or after introduction of amendments and (or) additions to the currency agreement) provide that the period for fulfilling obligations by a non-resident to pay for exports exceeds seven hundred and twenty days from the date of fulfilment of obligations by the resident;

      5) import operations, if the terms of the relevant currency agreement (initially or after introduction of amendments and/or additions to the currency agreement) it shall be stipulated that the deadline for the fulfilment of obligations by a non-resident for the supply of goods (performance of works, provision of services) or return of money, including advance payment or prepayment in full (in case of non-resident's failure to fulfil its import obligations), exceeds seven hundred and twenty days from the date of resident's fulfilment of obligations;

      6) transfer of money by a resident to a non-resident professional participant of the securities market carrying out foreign exchange transactions on behalf of clients for an amount exceeding fifty thousand US dollars in equivalent;

      7) transfer by a resident of money to his own account abroad in an amount exceeding fifty thousand US dollars in equivalent;

      8) free transfer of money made by a resident in favour of a non-resident in an amount exceeding fifty thousand US dollars in equivalent.

      Foreign exchange transactions referred to in sub-paragraph 1), 2) and 3) of the first part of this paragraph shall not include financial loans that arise in the framework of transactions on trade or Islamic financing, as well as transactions carried out by non-residents with their branches (representative offices) in the Republic of Kazakhstan, and transactions between branches (representative offices) of foreign organizations in the Republic of Kazakhstan.

      For the purposes of this paragraph, a resident's affiliate shall include:

      1) an individual who owns ten or more percent of the voting shares of the joint-stock company (ten or more percent of the votes of the members) of the resident legal entity;

      2) an individual in which this resident owns ten or more percent of the voting shares of the joint-stock company (ten or more percent of the votes of the participants);

      3) an individual who, together with this resident, is under the control of a third party.

      This paragraph shall not apply to internal corporate money transfers made by branches (representative offices) of foreign non-financial organizations.

      Footnote. Paragraph 16-1 as amended by the Resolution of the Board of the National Bank of the Republic of Kazakhstan dated 22.08.2024 № 48 (shall enter into force dated 01.01.2025).

      16-2. Currency transactions that may be aimed at evading the requirements of the currency legislation of the Republic of Kazakhstan include payments and (or) transfers of money of one person per calendar month under two or more currency agreements concluded with the same non-resident, for a total amount exceeding the threshold value beyond which such currency agreements are subject to assignment of an accounting number.

      16-3. When making a payment and (or) transferring money under foreign exchange transactions specified in paragraphs 16-1 and 16-2 of the Rules, the resident submits to the authorized bank permission to transfer information about this payment and (or) transfer of money to currency control and law enforcement agencies, as well as at the request of an authorized bank, other documents and information necessary for the authorized bank to monitor and study the transaction in accordance with the requirements of the Law of the Republic of Kazakhstan "On combating legalization (laundering) of proceeds from crime and the financing of terrorism "(hereinafter referred to as the" CCFT Act ").

      16-4. When making a payment and (or) transferring money on foreign exchange transactions specified in paragraphs 16-1 and 16-2 of the Rules, the authorized bank monitors and studies such a transaction in accordance with the program for monitoring and studying customer transactions provided for by the internal control rules developed and adopted in accordance with Article 11 of the Law on CCFT.

 **Chapter 3. Procedure for purchase and (or) sale of non-cash foreign currency in**
**domestic foreign exchange market of the Republic of Kazakhstan**

      17. Purchase and (or) sale of non-cash foreign currency in the domestic currency market of the Republic of Kazakhstan through bank accounts in the authorized banks shall be carried out by residents and non-residents, except for individuals and authorized banks, on the basis of application(s) for purchase or sale of non-cash foreign currency.

      The purchase and (or) sale of non-cash foreign currency in the domestic foreign exchange market of the Republic of Kazakhstan through bank accounts in the authorized banks for further internal corporate money transfer is carried out by branches (representative offices) of foreign non-financial organizations (residents and non-residents) on the basis of a document confirming that this money transfer is intra-corporate.

      Footnote. Paragraph 17 as amended by the Resolution of the Board of the National Bank of the Republic of Kazakhstan dated 22.08.2024 № 48 (shall enter into force dated 01.01.2025).

      18. When making out the application(s) for purchase of non-cash foreign currency, resident legal entities, except for the authorized banks, shall indicate the purpose of purchase of non-cash foreign currency.

      When making out the application(s) for purchase or sale of non-cash foreign currency for the national currency through bank accounts with the authorized banks, non-resident legal entities shall indicate the purpose of purchase or sale of non-cash foreign currency.

      Footnote. Paragraph 18 as amended by the Resolution of the Board of the National Bank of the Republic of Kazakhstan dated 22.08.2024 № 48 (shall enter into force dated 01.01.2025).

      19. Resident legal entities (with the exception of authorized banks) shall purchase non-cash foreign currency for the national currency in one authorized bank in one working day for the purposes not related to the fulfillment of obligations in foreign currency in the amount not exceeding fifty thousand US dollars in equivalent.

      Purposes not related to the fulfilment of obligations in foreign currency include crediting and (or) transfer of foreign currency to the resident legal entity's own accounts, including accounts of its separate subdivisions, as well as gratuitous transfers of money in foreign currency.

      Footnote. Paragraph 19 as amended by the Resolution of the Board of the National Bank of the Republic of Kazakhstan dated 22.08.2024 № 48 (shall enter into force dated 01.01.2025).

      20. When executing the application (applications) for the purchase of non-cash foreign currency for national currency in one working day in one authorized bank in the amount exceeding fifty thousand US dollars in equivalent, the resident legal entity (except for the authorized bank) shall indicate the purpose of purchase, as well as attach to the application (applications) a copy of the currency agreement and an invoice or other payment document, in fulfilment of which non-cash foreign currency shall be purchased.

      At that, the application(s) for purchase of non-cash foreign currency for national currency by the resident legal entity (except for the authorized bank) shall be accompanied by the instruction to the authorized bank to sell this currency for national currency within the following three working days in case of its non-use within ten working days from the date of purchase for the declared purposes, except for the cases stipulated by Paragraph 20-1 of the Rules.

      In case of purchasing at one authorized bank on one working day of non-cash foreign currency against the national currency for several requests, the amount of which individually does not exceed fifty thousand US dollars in equivalent, but as a result of adding together exceeds fifty thousand US dollars in equivalent, the requirements of paragraphs one and two of this item shall be applied to the requests, the execution of which will lead to exceeding the threshold of the amount established in paragraph one of this item.

      It shall not be allowed to use the non-cash foreign currency purchased in compliance with this Paragraph of the Rules for the purposes not related to the fulfilment of obligations in foreign currency.

      If the foreign exchange contract is subject to the requirement of obtaining the accounting number, a copy of the foreign exchange contract with a note on assignment of the accounting number, or a copy of the registration certificate, or a copy of the notification certificate shall be submitted.

      The purchase by the authorized organizations of non-cash foreign currency for the national currency from the authorized bank shall be carried out on the basis of the valid license for exchange operations with cash foreign currency and valid annex (es) thereto.

      Footnote. Paragraph 20 in the wording of the Resolution of the Board of the National Bank of the Republic of Kazakhstan dated 22.08.2024 № 48 (shall enter into force dated 01.01.2025).

      20-1. When a resident legal entity (with the exception of an authorized bank) purchases non-cash foreign currency for the purpose of paying net income or a part of it, distributed by this resident legal entity between its shareholders, founders, participants, the authorized bank shall not need to submit the instructions provided for in clause 20 of the Rules.

      When a resident legal entity (with the exception of an authorized bank) purchases non-cash foreign currency in accordance with clause 20 of the Rules for the purpose of repayment of obligations in foreign currency to a non-resident of the Republic of Kazakhstan on received foreign loans, the amount of the foreign currency agreement for which exceeds one hundred million US dollars in equivalent, and bonds issued in foreign currency, the nominal amount, according to the issue prospectus for which exceeds one hundred million US dollars in equivalent, and for which the obligations are performed within ninety calendar days from the date of purchase of non-cash foreign currency, the resident legal entity shall attach an application for opening a separate bank account in the corresponding foreign currency, an instruction to the authorized bank to transfer the purchased non-cash foreign currency to a separate bank account in foreign currency, an instruction to the authorized bank in case of its non-use within ninety calendar days from the date of purchase for the stated purposes to sell this currency for the national currency within the next three working days, as well as the documents confirming the amount and terms of performance of obligations (loan agreement and payment schedule, other documents). The authorized bank transfers the non-cash foreign currency purchased by the resident legal entity to a separate bank account and ensures its use by the resident legal entity exclusively for the stated purposes.

      Footnote. The rules are supplemented with clause 20-1 in accordance with the Resolution of the Board of the National Bank of the Republic of Kazakhstan dated 20.07.2020 № 93 (shall be enforced upon expiry of ten calendar days after the day of its first official publication).

      21. When executing the application(s) of a resident legal entity (except for the authorized bank) in one authorized bank on one working day for the purchase of non-cash foreign currency for the national currency in the number exceeding fifty thousand US dollars in equivalent, the authorized bank shall verify the purchase purpose and the amount of foreign currency indicated in the application(s) with the currency agreement and the invoice or other payment document confirming the purpose and the amount of purchase of non-cash foreign currency, as well as with the available information on the previously carried out purchase of non-cash foreign currency.

      It is not allowed to exceed the total amount of purchases of non-cash foreign currency for national currency under the currency agreement over the amount of the currency agreement. The total amount of purchases of non-cash foreign currency for national currency under the currency agreement shall be calculated based on the applications of a resident legal entity and (or) information from other authorized banks on purchases of foreign currency made under this currency agreement.

      Footnote. Paragraph 21 in the wording of the Resolution of the Board of the National Bank of the Republic of Kazakhstan dated 22.08.2024 № 48 (shall enter into force dated 01.01.2025).

      22. It shall be allowed to use non-cash foreign currency purchased in accordance with Paragraph 19 and 20 of the Rules for the purposes related to the fulfilment of obligations in foreign currency under another foreign exchange contract, except for the cases stipulated by the Paragraph 20-1 of the Rules, upon submission by the resident legal entity (except for the authorized bank) to the authorized bank of an additional application, drawn up in accordance with the first part of paragraph 20 of the Rules, to the previously drawn up application, according to which non-cash foreign currency has been purchased.

      When a resident legal entity (except for the authorized bank) transfers non-cash foreign currency previously purchased in accordance with Paragraph 20 and the second part of Paragraph 20-1 of the Rules to its own account in another authorized bank in order to fulfil obligations in foreign currency under the currency contract, the authorized bank shall ensure that the client reflects in the application for money transfer drawn up in accordance with the form according to Annex 3 to the Rules of non-cash payments and (or) money transfers in the territory of the Republic of Kazakhstan the following information

      In case of its transfer to another authorized bank in order to fulfil the obligations in foreign currency under the foreign exchange contract, the other authorized bank shall sell this currency for the national currency within the following three working days in case of its non-use within ten working days from the date of purchase for the declared purposes.

      Footnote. Paragraph 22 as amended by the Resolution of the Board of the National Bank of the Republic of Kazakhstan dated 22.08.2024 № 48 (shall enter into force dated 01.01.2025).

      23. An authorized bank refuses to execute the application of a resident legal entity (with the exception of an authorized bank) for the purchase of non-cash foreign currency for the national currency, issued in accordance with clauses 19, 20, 20-1 and 22 of the Rules, as well as if:

      the amount of purchases of non-cash foreign currency for the national currency under one currency agreement, calculated on the basis of requests from a resident legal entity and (or) information from other authorized banks on purchases of foreign currency, exceeds the amount of such a currency agreement and an invoice or other document for payment;

      the amount of purchases of non-cash foreign currency for the national currency by one resident legal entity through one authorized bank in one working day for purposes not related to the performance of obligations in foreign currency, calculated on the basis of applications of the resident legal entity, exceeds fifty thousand US dollars in equivalent.

      Footnote. Clause 23 - is in the wording of the Resolution of the Board of the National Bank of the Republic of Kazakhstan dated 20.07.2020 № 93 (shall be enforced upon expiry of ten calendar days after the day of its first official publication).

 **Chapter 4. Procedure for transactions on a bank account related to the withdrawal, crediting and use of cash foreign currency**

      24. Individuals without restriction withdraw (deposit) cash foreign currency from their bank accounts (to their bank accounts) in the authorized banks.

      25. It is allowed for legal entities and branches (representative offices) of foreign organizations to withdraw foreign currency cash from their bank accounts in the authorized bank for the purposes of settlements with individuals in the cases specified in Article 7 of the Law on currency regulation and currency control.

      26. A legal entity or a branch (representative office) of a foreign organization, when withdrawing foreign currency cash from its bank account, for the purpose of a currency transaction to pay the expenses of an individual related to his business trip outside the Republic of Kazakhstan, including hospitality expenses, submits documents to the authorized bank, confirming the purpose of payments made to individuals and containing an indication of the amount of withdrawn foreign currency cash. As such documents, it is allowed to submit an order, an instruction, a decision, and estimate of travel expenses.

      In case of withdrawing foreign currency cash for the purpose of a currency transaction to pay the expenses of an individual related to his business trip outside the Republic of Kazakhstan, including hospitality expenses, using a corporate payment card, these documents are submitted to the authorized bank within thirty working days from the day of such withdrawal.

      27. If foreign currency cash withdrawn for the purpose of a currency transaction to pay an individual’s expenses related to his business trip outside the Republic of Kazakhstan, including hospitality expenses, was not used (in whole or in part) for these purposes, the unused foreign currency cash shall be credited to the bank account of a legal entity or branch (representative office) of a foreign organization in an authorized bank within ten working days from the date of expiration of the period for the secondment of the individual.

      When crediting foreign currency cash to the bank account in an authorized bank, a legal entity or branch (representative office) of a foreign organization indicates in the cash receipt order the reason for receiving foreign currency cash.

      28. The authorized bank, in accordance with paragraph 8 of the Rules, informs the National Bank of the fact of crediting foreign currency cash to the bank account of a legal entity or branch (representative office) of a foreign organization, with the exception of crediting foreign currency cash in cases provided for in article 7 of the Law on currency regulation and currency control.

      29. Paragraphs 25, 26, 27 of the Rules do not apply to diplomatic and equivalent missions, consular institutions of foreign states accredited in the Republic of Kazakhstan.

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|   | Annex 1to the resolution of the Boardof the National Bankof the Republic of Kazakhstandated March 30, 2019 № 40 |

 **Form for collecting administrative data**

      Footnote. Annex 1 in the wording of the Resolution of the Board of the National Bank of the Republic of Kazakhstan dated 22.08.2024 № 48 (shall enter into force dated 01.01.2025).

      To be submitted: to the National Bank of the Republic of Kazakhstan

      The form of administrative data - available on the official Internet resource:

      www.nationalbank.kz

 **Violation card № \_\_\_\_\_\_\_**

      Index of administrative data form: KN1

      Frequency: monthly

      Reporting period: for \_\_\_\_\_\_\_\_ month \_\_\_\_\_\_\_\_ year

      Individuals submitting information: authorized bank

      Term of submission: monthly, by the last day of the month,

      following the reporting month

|  |  |  |
| --- | --- | --- |
|
Line code |
Type of information |
Information on the violation |
|
10 |
Information on the bank's client: |  |
|
11 |
name (for legal entities or branches (representative offices) of legal entities), legal form (if any), surname, name, patronymic (if any) (for individuals) |  |
|
12 |
BIN (for legal entities or branches (representative offices) of legal entities) |  |
|
13 |
IIN (for individuals) |  |
|
14 |
customer attribute:
1 - legal entity,
2 - individual,
3 - branch (representative office) of a legal entity |  |
|
15 |
place of permanent residence (location) |  |
|
16 |
area code |  |
|
20 |
Information on currency transaction: |  |
|
21 |
date |  |
|
22 |
amount |  |
|
23 |
currency |  |
|
30 |
Information on violation: |  |
|
31 |
type |  |
|
32 |
violation description |  |
|
33 |
currency agreement number (to be indicated without spaces) |  |
|
34 |
currency contract date (in the format DD/MM/YYYY) |  |
|
35 |
accounting number (if available) |  |
|
36 |
other information on the currency contract (if available) |  |
|
37 |
additional information on the violation |  |

      Surname, first name and patronymic (if any) \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

      Address \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

      Phone number \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

      E-mail address \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

      Executor\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

      surname, first name and patronymic (if any) signature, telephone number

      Head or person acting in his/her capacity

      \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_

      surname, first name and patronymic (if available) signature, phone number

      Date “\_\_\_\_” \_\_\_\_\_\_\_\_\_\_\_\_\_\_ 20\_\_

      Note: the form shall be filled out in accordance with the explanation on filling out the administrative data form “Violation Card” according to the Annex to Annex 1 to the Resolution of the Board of the National Bank of the Republic of Kazakhstan dated March 30, 2019 № 40.

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|   | Annex to Annex 1to the resolution of the Boardof the National Bankof the Republic of Kazakhstandated March 30, 2019 № 40 |

 **Explanation of how to complete the administrative data form Violation card (index - KN1, frequency - monthly) Chapter 1. General provisions**

      1. This Explanation shall define the requirements for completing the form intended for collecting administrative data “Violation Card” (hereinafter referred to as the Form).

      2. The form shall be developed in accordance with paragraph 6 of Article 5 of the Law of the Republic of Kazakhstan “On currency regulation and currency control”.

 **Chapter 2. Filling in the form**

      3. Information shall be provided in the cases referred to in paragraph 8 of the Regulation.

      4. Line with code 11 shall contain the surname, name, patronymic (if any) of an individual; name of a legal entity or a branch (representative office) of a legal entity; organizational and legal form (if any).

      5. In the line with code 16 the first 2 digits of the oblast code according to the national classifier of the Republic of Kazakhstan NK RK 11 “Classifier of administrative-territorial objects” shall be indicated.

      6. The lines with codes 21, 22 and 23 shall not be filled in for cases of violation of terms of submission of documents or information.

      7. The line with code 21 shall indicate the date of the currency operation with violation of the currency legislation.

      8. Line with code 22 shall indicate the amount of the currency operation performed with the violation of the currency legislation, in thousands of currency units of the operation.

      9. Line with code 23 shall indicate the alphabetic designation of the currency code for the currency operation performed with the violation of the currency legislation, according to the national classifier of the Republic of Kazakhstan NK RK 07 ISO 4217 “Codes for representing currencies and funds”.

      10. The line with code 31 shall indicate the type of violation in text and (or) numeric format.

      11. Line with code 32 shall contain a brief description of the violation in text format.

      12. The lines with codes 34, 35 and 36 shall be filled in if there is a currency agreement on the currency operation performed with the violation of the currency legislation.

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|   | Annex 2to the resolution of the Boardof the National Bankof the Republic of Kazakhstandated March 30, 2019 № 40 |

 **Currency transaction details**

      Footnote. Annex 2 in the wording of the Resolution of the Board of the National Bank of the Republic of Kazakhstan dated 22.08.2024 № 48 (shall enter into force dated 01.01.2025).

      Authorized bank code \_\_\_\_\_\_\_\_\_\_\_\_\_\_

      Payment document number \_\_\_\_\_\_\_\_\_\_\_\_\_

      Date \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

|  |  |  |
| --- | --- | --- |
|
Line code |
Type of information |
Information |
|
01 |
Currency transaction code |  |
|
02 |
Sign of payment (money transfer) (“1” - intra-corporate money transfer; “0” - other payment (money transfer) |  |
|
10 |
Information about the sender and beneficiary of payment and (or) money transfer indicated in the payment document |  |
|
11 |
Sender's residence country code |  |
|
12 |
Beneficiary's country of residence code |  |
|
20 |
Information about the currency agreement: |  |
|
21 |
Number (name, if any) of the contract |  |
|
22 |
Date of the contract |  |
|
23 |
Contract reference number (if any) |  |
|
24 |
Other information on the foreign exchange contract (if any) |  |
|
30 |
Information on the sender of money under the currency agreement (to be filled in case of inconsistency with the sender of money indicated in the payment document) |  |
|
31 |
Residence sign |  |
|
32 |
Surname, first name, patronymic (if any) of the individual name of the legal entity, its branch (representation) |  |
|
33 |
IIN or BIN (if any) |  |
|
34 |
Economic sector code |  |
|
35 |
Residency country code |  |
|
40 |
Information on the beneficiary of money under the currency agreement (to be filled in case of inconsistency with the beneficiary indicated in the payment document) |  |
|
41 |
Residence sign |  |
|
42 |
Surname, first name, patronymic (if any) of the individual. Name of legal entity, its branch (representative office) |  |
|
43 |
IIN or BIN (if any) |  |
|
44 |
Economic sector code |  |
|
45 |
Residency country code |  |

      Note: the form shall be filled in accordance with the explanation on filling in the form “Information on currency operation” according to the Annex to Annex 2 to the Resolution of the Board of the National Bank of the Republic of Kazakhstan dated March 30, 2019. № 40.

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|   | Annex to Annex 2to the resolution of the Boardof the National Bankof the Republic of Kazakhstandated March 30, 2019 № 40 |

 **Explanation of how to complete the Currency transaction details form Chapter 1. General provisions**

      1. This explanation (hereinafter referred to as the explanation) shall define the requirements for completing the form “Information on currency transaction” (hereinafter referred to as the form).

      2. The Form is developed in accordance with paragraph 6 of Article 5 of the Law of the Republic of Kazakhstan “On currency regulation and currency control”.

      3. The Form shall be filled in as an attachment to the relevant payment document.

 **Chapter 2. Filling in the form**

      4. Lines 01, 02, 11 and 12 shall be filled in by resident and non-resident clients. Lines 21, 22, 23, 24, 31, 32, 33, 34, 35, 41, 42, 43, 44 and 45 shall be filled in by residents only.

      5. Line 01 shall be filled in accordance with the table of currency transaction codes, which is an annex to the Explanatory Note.

      6. Lines 11, 12, 35 and 45 shall indicate the two-digit code of the country of residence in accordance with the national classifier of the Republic of Kazakhstan RK NK RK ISO 3166-1 “Codes for presenting the names of countries and units of their administrative-territorial subdivisions. Part 1. Country codes”.

      Country of residence - the country of registration of a legal entity, structural subdivision of a legal entity or the country of permanent residence of an individual (based on citizenship or the right granted in accordance with the legislation of the Republic of Kazakhstan or a foreign state).

      7. Lines 31, 34, 41 and 44 shall be filled in accordance with the Rules of application of codes of economic sectors and purpose of payments approved by the Resolution of the Board of the National Bank of the Republic of Kazakhstan dated August 31, 2016 № 203 “On Approval of the Rules of application of codes of economic sectors and purpose of payments”, registered in the Register of state registration of normative legal acts under № 14365.

|  |  |
| --- | --- |
|   | Annexto the explanation of filling inthe form"Information on currency transaction" |
|   | Table |

 **Currency transaction codes**

|  |  |
| --- | --- |
|
Currency transaction codes |
Name of operations |
|
1. Transactions with the use of bank accounts |
|
11. Foreign trade transactions (goods, works, services), including commission agreements and acquisition/redemption of electronic money |
|
11.1 payments for goods: |
|
1111 |
payments for goods imported into the territory of the Republic of Kazakhstan |
|
1112 |
payments for goods exported from the territory of the Republic of Kazakhstan |
|
1113 |
payments for goods purchased or sold in the territory of the Republic of Kazakhstan and without their exportation outside the Republic of Kazakhstan |
|
1114 |
payments for goods purchased or sold outside the Republic of Kazakhstan and without their importation into the territory of the Republic of Kazakhstan |
|
11.2 payments for works and services: |
|
1121 |
payments for work or services performed or rendered by a non-resident to a resident |
|
1122 |
payments for work or services performed or rendered by a resident to a non-resident |
|
1123 |
payments for work or services performed or rendered by a resident to a resident. |
|
1124 |
payments for work or services performed or rendered by a non-resident to a non-resident |
|
11.3 electronic money transactions |
|
1131 |
transactions with electronic money, the issuer of which is a resident |
|
1132 |
transactions with electronic money issued by a non-resident issuer |
|
11.4 other payments: |
|
1141 |
accompanying payments under contracts for the supply of goods, performance of work, provision of services |
|
1142 |
return of erroneously transferred amounts, as well as payments for goods not delivered, services not rendered, work not performed |
|
1143 |
other payments under contracts for supply of goods, performance of work, rendering of services |
|
12. Transactions with real estate, other equipment and vehicles (except for purchase or sale), non-produced non-financial assets, intellectual property objects, intangible assets |
|
12.1. Acquisition of ownership rights, including share participation in housing construction, fully exclusive right to intellectual property objects |
|
1211 |
Acquisition of title to real estate, except for property equated to real estate, non-produced non-financial assets (land, subsoil thereof) |
|
1212 |
Acquisition of title to property equivalent to real estate |
|
1213 |
acquisition of the fully exclusive right to intellectual property objects |
|
1214 |
Acquisition of title to other intangible assets |
|
12.2. current leases (including subsoil use rights), partial acquisition of exclusive rights |
|
1221 |
lease of real estate, except for property equivalent to real estate, non-produced non-financial assets (land, subsoil thereof) |
|
1222 |
lease of property equivalent to real estate |
|
1223 |
lease of equipment and vehicles |
|
1224 |
acquisition of partially exclusive rights to intellectual property objects |
|
1225 |
license and other payments for the use of other intangible assets |
|
12.3. finance leases or hire purchase agreements |
|
1231 |
lease of real estate, except for property equivalent to real estate, with subsequent purchase |
|
1232 |
financial leasing of property equivalent to real estate |
|
1233 |
financial leasing of equipment and vehicles |
|
12.4. other payments |
|
1241 |
other payments: related payments (fines, penalties, forfeits, commissions), refunds of erroneously transferred amounts and other payments on transactions with real estate, other equipment and vehicles (except for purchase or sale), non-produced non-financial assets, intellectual property, intangible assets |
|
13. Transactions with financial instruments |
|
13.1. loans, capital participation instruments, securities, derivative financial instruments |
|
1311 |
Payments on loans (issue and attraction, repayment and income thereon) |
|
1312 |
payments on derivative financial instruments and payment of income thereon |
|
1313 |
capital participation (formation of authorized capital, purchase, sale) |
|
1314 |
dividends (profit distribution) |
|
1315 |
debt securities (issuance, purchase, sale, redemption, income thereon) |
|
13.2. under contracts for brokerage services, investment portfolio management (if there is no possibility to define a financial instrument) |
|
1321 |
transactions under agreements concluded with a broker, management company - resident |
|
1322 |
transactions under agreements concluded with a broker, management company, investment bank - non-resident |
|
13.3. trusteeship, trusts |
|
1331 |
transactions under agreements concluded with a resident trustee |
|
1332 |
Transactions under agreements concluded with a non-resident trustee |
|
13.4. fulfilment of obligations of the joint operator (except for transactions included in Sections 1, 2) |
|
1341 |
transactions under agreements providing for joint operations in the territory of the Republic of Kazakhstan |
|
1342 |
transactions under agreements providing for joint operations outside the Republic of Kazakhstan |
|
13.5. other payments |
|
1351 |
other payments: related payments (fines, penalties, forfeits, commissions), refunds of erroneously transferred amounts and other payments on operations with financial instruments, electronic money, under brokerage service, investment portfolio management, trust management, trust, joint activity agreements |
|
14. Payments and (or) money transfers on own accounts and non-trading operations |
|
14.1. on own accounts |
|
1411 |
transfer of money to (from) own account (own account) in another resident bank |
|
1412 |
transfer of money from (to) own account(s) in a foreign bank |
|
1413 |
withdrawal of foreign currency in cash from an account with a resident bank |
|
1414 |
depositing foreign currency in cash to replenish the account with the resident bank |
|
1415 |
purchase by the authorized bank of foreign currency from the client, sale by the broker on behalf of the client of foreign currency at “Kazakhstan Stock Exchange” JSC for the national currency, except for the operation provided by code 1419 |
|
1416 |
sale by the authorized bank of foreign currency to the client, purchase by the broker on behalf of the client of foreign currency on JSC “Kazakhstan Stock Exchange” for the national currency |
|
1417 |
purchase (sale) by the authorized bank of foreign currency from the client (to the client), purchase (sale) by the broker on behalf of the client of foreign currency on JSC “Kazakhstan Stock Exchange” for another foreign currency |
|
1418 |
purchase/sale of other currency valuables |
|
1419 |
sale by the client of foreign currency previously purchased and not used within the established terms |
|
14.2. payments and (or) money transfers in favour of third parties (state bodies, other organizations or individuals) |
|
1421 |
gratuitous money transfers, gratuitous financial aid, membership fees and other payments and (or) money transfers in favour of third parties |
|
1422 |
depositing foreign currency in cash to replenish a third party's account with a resident bank |
|
1423 |
payments with the use of a payment card (if the transaction is not otherwise classified) |
|
1424 |
payment of duties, taxes, fines, court decisions, etc. |
|
1425 |
payment of pensions, salaries, travel expenses |
|
1426 |
remuneration and commissions on bank accounts |
|
14.3. co-payments |
|
1431 |
other payments: associated payments (fines, penalties, forfeits, commissions), return of erroneously transferred amounts and other transactions not included in Sections 14.1, 14.2 |
|
15. digital asset transactions |
|
1501 |
digital asset purchase transactions |
|
1502 |
transactions to sell digital assets |
|
2. Transactions without bank accounts |
|
21. Purchase of currency values from customers (excluding cash foreign currency) |
|
2101 |
purchase of checks, bills of exchange, other payment documents |
|
2102 |
purchase of measured bullion from refined gold and other currency values |
|
22. Sale of foreign currency values to customers (excluding cash foreign currency) |
|
2201 |
sale of checks, bills of exchange, other payment documents |
|
2202 |
sale of bullion from refined gold and other currency values |
|
23. Payments and/or money transfers without opening an account |
|
2301 |
payment and/or transfer of money in the Republic of Kazakhstan |
|
2302 |
payment and/or transfer of money sent outside the Republic of Kazakhstan or received from abroad |

|  |  |
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|   |  |
|   | Supplement to the resolution of theBoard of the National Bank of theRepublic of Kazakhstan dated March 30, 2019 № 40  |

 **The list of regulatory legal acts of the Republic of Kazakhstan, as well as a structural element**
**of a regulatory legal act of the Republic of Kazakhstan, recognized as invalid**

      1. Resolution of the Board of the National Bank of the Republic of Kazakhstan dated April 28, 2012 № 154 “On approval of the Rules for currency transactions in the Republic of Kazakhstan” (registered in the Register of state registration of regulatory legal acts under № 7701, published on August 25, 2012 in the newspaper “Kazakhstanskaya Pravda” № 286-287 (27105-27106).

      2. Paragraph 34 of the List of regulatory legal acts of the Republic of Kazakhstan, amended, approved by the resolution of the Board of the National Bank of the Republic of Kazakhstan dated April 26, 2013 № 110 “On amendments to some regulatory legal acts of the Republic of Kazakhstan” (registered in the Register of state registration of regulatory legal acts under № 8505, published on August 6, 2013 in the newspaper Yuridicheskaya Gazeta № 115 (2490).

      3. Resolution of the Board of the National Bank of the Republic of Kazakhstan dated March 16, 2015 № 32 “On amendments and additions to the resolution of the Board of the National Bank of the Republic of Kazakhstan dated April 28, 2012 № 154 “On approval of the Rules for currency transactions in the Republic of Kazakhstan” (registered in the Register of the state registration of regulatory legal acts under № 10777, published on April 30, 2015 in the information and legal system "Adilet").

      4. Resolution of the Board of the National Bank of the Republic of Kazakhstan dated December 31, 2015 № 264 “On amendments and additions to the resolution of the Board of the National Bank of the Republic of Kazakhstan dated April 28, 2012 № 154 “On approval of the Rules for currency transactions in the Republic of Kazakhstan” (registered in the Register of the state registration of regulatory legal acts under № 13580, published on May 16, 2016 in the legal information system "Adilet").

      5. Resolution of the Board of the National Bank of the Republic of Kazakhstan dated December 22, 2017 № 250 “On amending the resolution of the Board of the National Bank of the Republic of Kazakhstan dated April 28, 2012 № 154 “On approval of the Rules for currency transactions in the Republic of Kazakhstan” (registered in the Register of the state registration of regulatory legal acts under № 16537, published on March 19, 2018 in the Reference Control Bank of regulatory legal acts of the Republic of Kazakhstan).

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