

About amendments in some legislative acts of the Republic Kazakhstan on counteraction against legalization of ill-gotten proceeds and terrorism financing

Law of the Republic Kazakhstan from August 28, 2009 #192-IV

"Kazakhstanskaya pravda" form September 08,2009, #214 (25958); "Egemen Kazakhstan" 2009/09/08, #293-294 (25691); "Officialnaya gazeta" from 09/12/2009,#37 (455)

Article 1. Introduce amendments in the following legislative acts of the Republic Kazakhstan:

1. Civil Code of the Republic Kazakhstan (General part) adopted by the Supreme Court of the Republic Kazakhstan on December 27, 1994 (State papers of the Supreme Court of the Republic Kazakhstan, 1994, # 23-24 (annex); 1995, # 15-16, art. 109; # 20, art. 121; State papers of the Parliament of the Republic Kazakhstan, 1996, # 2, art. 187; # 14, art. 274; # 19, art. 370; 1997, # 1-2, art. 8; # 5, art. 55; # 12, art. 183, 184; # 13-14, art.195, 205; 1998, # 2-3, art.23; # 5-6, art. 50; # 11-12, art.178; # 17-18, art.224, 225; # 23, art.429; 1999, # 20, art.727, 731; # 23, art. 916; 2000, # 18, art. 336; # 22, art.408; 2001, # 1, art.7; # 8 art.52; # 17-18, art.240; # 24, art. 338; 2002, # 2, art. 17; # 10, art.102; 2003, # 1-2, art. 3; # 11, art. 56, 57, 66; # 15, art. 139; # 19-20, art. 146; 2004, # 6, art. 42; # 10, art. 56; # 16, art.91; # 23, art. 142; 2005, # 10, art. 31; # 14, art. 58; # 23, art. 104; 2006, # 1, art. 4; # 3, art. 22; # 4, art.24; # 8, art.45; # 10, art.52; # 11, art. 55; # 13, art. 85; 2007, # 2, art. 18; # 3, art. 20, 21; # 4, art. 28; # 16, art. 131; # 18, art. 143; # 20, art.153; 2008, # 12, art. 52; # 13-14, art. 58; # 21, art. 97; # 23, art. 114, 115; 2009, # 2-3, art. 7, 16, 18; Law of the Republic Kazakhstan from April 29, 2009 "About amendments in some legislative acts of the Republic Kazakhstan concerning their conformity to the norms of the Constitution of the Republic Kazakhstan" published in newspapers "Egemen Kazakhstan" May 8, 2009 and " Kazakhstanskaya pravda" May 9, 2009):

item 4 of article 156 supplement with words ", except data represented in the authorized body on financial monitoring in accordance with legislature of the Republic Kazakhstan on counteraction against legalization of ill-gotten proceeds and terrorism financing".

2. Civil Code of the Republic Kazakhstan(Special part) from July 1, 1999 (State papers of the Parliament of the Republic Kazakhstan, 1999, # 16-17, art. 642; # 23, art. 929; 2000, # 3-4, art. 66; # 10, art. 244; # 22, art. 408; 2001, # 23, art. 309; # 24, art. 338; 2002, # 10, art. 102; 2003, # 1-2, art. 7; # 4, art. 25; # 11, art.56; # 14, art.103; # 15, art.138, 139; 2004, # 3-4, art. 16; # 5, art. 25; # 6, art. 42; # 16, art. 91; # 23, art. 142; 2005, # 21-22, art. 87; # 23, art. 104; 2006, # 4, art. 24, 25; # 8, art. 45; # 11, art. 55; # 13, art. 85; 2007, # 3, art. 21; # 4, art.28; # 5-6, art. 37; # 8, art. 52; # 9, art.67; # 12, art.88; 2009, # 2-3, art.16; Law of the Republic Kazakhstan from May 4,2009 "About amendments in some legislative acts of the Republic Kazakhstan concerning gambling business" published in newspapers "Egemen Kazakhstan" May 8, 2009 and " Kazakhstanskaya pravda" May 9, 2009):

1) article 765 supplement with item 7 read as follows:

"7. Issue of bank deposit can be suspended in the order provided by the legislature of the Republic Kazakhstan about counteraction against legalization of ill-gotten proceeds and terrorism financing";

2) item 5 of article 830:

subitem 3) after the word "definitions" supplement with words "or decrees";

supplement with subitem 4-1) read as follows:

"4-1) the authorized body on financial monitoring for the purpose of and in the order provided by the legislature of the Republic Kazakhstan about counteraction against legalization of ill-gotten proceeds and terrorism financing;"

3. Administrative Violations Code of the Republic Kazakhstan from January 30, 2001 (State papers of the Parliament of the Republic Kazakhstan, 2001, #5-6, art. 24; #17-18, art. 241; #21-22, art. 281; 2002, #4, art. 33; #17, art. 155; 2003, #1-2, art. 3; #4, art. 25; #5, art. 30; #11, art. 56, 64, 68; #14, art. 109; #15, art. 122, 139; #18, art. 142; #21-22, art. 160; #23, art. 171; 2004, #6, art. 42; #10, art. 55; #15, art. 86; #17, art. 97; #23, art. 139, 140; #24, art. 153; 2005, #5, art. 5; #7-8, art. 19; #9, art. 26; #13, art. 53; #14, art. 58; #17-18, art. 72; #21-22, art. 86, 87; #23, art. 104; 2006, #1, art. 5; #2, art. 19, 20; #3, art. 22; #5-6, art. 31; #8, art. 45; #10, art. 52; #11, art. 55; #12, art. 72, 77; #13, art. 85, 86; #15, art. 92, 95; #16, art. 98, 102; #23, art. 141; 2007, #, art. 4; #2, art. 16, 18; #3, art. 20, 23; #4, art. 28, 33; #5-6, art. 40; #9, art. 67; #10, art. 69; #12, art. 88; #13, art. 99; #15, art. 106; #16, art. 131; #17, art. 136, 139, 140; #18, art. 143, 144; #19, art. 146, 147; #20, art. 152; #24, art. 180; 2008, #6-7, art. 27; #12, art. 48, 51; #13-14, art. 54, 57, 58; #15-16, art. 62; #20, art. 88; #21, art. 97; #23, art. 114; #24, art. 126, 128, 129; 2009, #2-3; art. 7, 21; Law of the Republic Kazakhstan from May 4, 2009 "About amendments in some legislative acts of the Republic Kazakhstan concerning commodity exchanges" published in newspapers "Egemen Kazakhstan" May 8, 2009 and "Kazakhstanskaya pravda" May 9, 2009; Law of the Republic Kazakhstan from May 4, 2009 "About amendments in some legislative acts of the Republic Kazakhstan concerning gambling business" published in newspapers "Egemen Kazakhstan" May 8, 2009 and "Kazakhstanskaya pravda" May 9, 2009):

1) supplement with article 168-3 read as follows:

"Article 168-3. Violation of the legislation of the Republic Kazakhstan about counteraction to legalization (washing up) of ill-gotten proceeds and terrorism financing

1. Violation by subjects of financial monitoring of the legislation of the Republic Kazakhstan about counteraction to legalization (washing up) of ill-gotten proceeds and financing of terrorism regarding documentary fixation and granting of information on the operations which are subject to financial monitoring, -

results in the recovery of a fine on physical persons in the amount of hundred; on officials, individual businessmen, private notaries and lawyers, legal bodies that are subjects of small or medium business or noncommercial organizations ranging from two hundred to two hundred twenty; on legal bodies that are subjects of large business ranging from three hundred fifty to four hundred monthly calculation indexes.

2. Default by subjects of financial monitoring of duties on working out, acceptance and (or) execution of rules of the internal control and the program of its maintenance -

results in the recovery of a fine on physical persons in the amount of hundred; on officials, individual businessmen, private notaries and lawyers, legal bodies that are subjects of small or medium business or noncommercial organizations ranging from two hundred twenty to two hundred fifty; on legal bodies that are subjects of large business ranging from eight hundred to nine hundred monthly calculation indexes.

3. The informing officials of subjects of financial monitoring of their clients and other persons about information given in the authorized body on financial monitoring -

results in the recovery of a fine ranging from hundred forty to hundred fifty monthly calculation indexes.

4. The actions (inactivity) provided by parts 1 - 3 of the present article, made repeatedly within a year after official penalty imposing, -

results in the recovery of a fine on physical persons ranging from hundred to hundred fifty; on officials, individual businessmen, private notaries and lawyers, legal bodies that are subjects of small or medium business or noncommercial organizations ranging from two hundred fifty to

three hundred; on legal bodies that are subjects of large business ranging from thousand to thousand two hundred monthly calculation indexes.

5. The actions (inactivity) provided by parts 1-3 of the present article reformed three and more times within a year after imposing the official penalty, -

results in the recovery of a fine on physical persons ranging from hundred fifty to two hundred; on officials of commodity exchanges, organizers of gambling and lotteries, auditor organizations, private notaries, lawyers, individual businessmen ranging from three hundred eighty to four hundred; on commodity exchanges, organizers of gambling and lotteries, auditor organizations ranging from thousand eight hundred to two thousand monthly calculation indexes with suspense of the license for a certain kind of activity or time deprivation of the qualifying certificate for the term up to six months or activity of the legal person for the same term or their deprivation. ";

2) part 1 articles 541 after words "168-1 (parts 1 and 2)," to supplement with figures "168-3,";

3) in part 1 article 636:

In subitem 1):

paragraph fourteenth after the word "articles" to supplement with figures "168-3,";

paragraph twenty fifth after words "158 (when these violations are made by auditors, auditor organizations)," to supplement with figures "168-3,";

paragraph twenty seventh after words "167-1 (parts 2 and 3)," to supplement with words "168-3 (parts 1-4),";

paragraph thirty second after figures "145," to supplement with figures "168-3,";

paragraph thirty ninth the word "article" to replace with words "articles 168-3,";

Subitem 3) after figures "158," to supplement with words "168-3 (parts 1-4) (concerning the offences made by licensees of the National Bank of the Republic Kazakhstan),".

4. Customs code of the Republic Kazakhstan from April 5th, 2003 (the State papers of Parliament of the Republic of Kazakhstan, 2003, # 7-8, art. 40; # 15, art. 139; 2004, # 18, art. 106; 2005, # 11, art. 43; # 21-22, art. 86; 2006, # 3, art. 22; # 11, art. 55; # 23, art. 141; 2007, # 1, art. 3; # 2, art. 14, 18; # 3, art. 20; # 4, art. 33; # 9, art. 67; # 10, art. 69; # 18, art. 144; # 23, art. 173; 2008, # 13-14, art. 58):

1) item 1 article 24 to supplement with subitem 24) read as follows:

"24) to represent data from own information systems according to the legislation of the Republic Kazakhstan on counteraction to legalization of ill-gotten proceeds and terrorism financing on demand of the authorised body on financial monitoring.";

2) article 26 item 3 to supplement with subitem 3-1) read as follows:

"3-1) to the authorised body on financial monitoring - according to the legislation of the Republic Kazakhstan on counteraction to legalization of ill-gotten proceeds and terrorism financing;".

5. Law of the Republic Kazakhstan from March 30th, 1995 "About National Bank of the Republic Kazakhstan" (State papers of the Supreme Council of the Republic Kazakhstan, 1995, # 3-4, article 23; # 12, article 88; # 15-16, article 100; # 23, article 141; State papers of Parliament of the Republic Kazakhstan, 1996, # 2, article 184; # 11-12, article 262; # 19, article 370; 1997, # 13-14, article 205; # 22, article 333; 1998, # 11-12, article 176; 1999, # 20, article 727; 2000, # 3-4, article 66; # 22, article 408; 2001, # 8, article 52; # 10, article 123; 2003, # 15, article 138, 139; 2004, # 11-12, article 66; # 16, article 91; # 23, article 142; 2005, # 14, article 55; # 23, article 104; 2006, # 4, article 24; # 13, article 86; 2007, # 2, article 18; # 3, article 20; # 4, article 33; The law of the Republic Kazakhstan from April 29th, 2009 "About amendments in some acts of the Republic Kazakhstan concerning their bringing to conformity with norms of the Constitution of the Republic Kazakhstan" published in newspapers "Egemen Kazakhstan" on May 8th, 2009 and "Kazakhstanskaya pravda" May 9th, 2009):

In article 8:

The subitem u-9) to supplement with words ", and also legislations of the Republic Kazakhstan on counteraction to legalization (washing up) of ill-gotten proceeds and terrorism financing";

To supplement with the subitem u-17) read as follows:

"u-17) on demand of the authorised body on financial monitoring represents data from own information systems according to the legislation of the Republic Kazakhstan on counteraction to legalization (washing up) of ill-gotten proceeds and terrorism financing;"

6. Law of the Republic Kazakhstan from August 31st, 1995 "About banks and bank activity in the Republic Kazakhstan" (State papers of the Supreme Council of the Republic Kazakhstan, 1995, # 15-16, article 106; Sheets of Parliament of Republic Kazakhstan, 1996, # 2, article 184; # 15, article 281; # 19, article 370; 1997, # 5, article 58; # 13-14, article 205; # 22, article 333; 1998, # 11-12, article 176; # 17-18, article 224; 1999, # 20, article 727; 2000, # 3-4, article 66; # 22, article 408; 2001, # 8, article 52; # 9, article 86; 2002, # 17, article 155; 2003, # 5, article 31; # 10, article 51; # 11, article 56, 67; # 15, article 138, 139; 2004, # 11-12, article 66; # 15, article 86; # 16, article 91; # 23, article 140; 2005, # 7-8, article 24; # 14, article 55, 58; # 23, article 104; 2006, # 3, article 22; # 4, article 24; # 8, article 45; # 11, article 55; # 16, article 99; 2007, # 2, article 18; # 4, article 28, 33; 2008, # 17-18, article 72; # 20, article 88; # 23, article 114; 2009, # 2-3, article 16, 18, 21):

1) in article 44 item 1 the word "organizations" to replace with words "state structures and (or) organizations";

2) article 48 to supplement with items 1-2 and 1-3 read as follows:

"1-2. In case of regular (three and more times within twelve consecutive calendar months) violation of the requirements provided by the legislation of the Republic Kazakhstan about counteraction to legalization of ill-gotten proceeds and terrorism financing, validity of a license for carrying out of all or separate bank operations is suspended.

1-3. The reasons for license deprivation at violations of the legislation of the Republic Kazakhstan about counteraction to legalization (washing up) of ill-gotten proceeds and terrorism financing are the following:

1) non-elimination when due hereunder of violations which caused license suspense on the basis of item 1-2 of the given article;

2) repeat violation of the requirements provided by the legislation of the Republic Kazakhstan about counteraction to legalization (washing up) of ill-gotten proceeds and terrorism financing which was amerced in the form of license suspense on the bases provided by item 1-2 of the given article;

3) bank participation in the transactions connected with money-laundering or financing of terrorism. ";

3) the second part of the article 50 item 4 to supplement with subitem 1-1) read as follows:

"1-1) the obligatory notification by banks of the authorised body on financial monitoring about the operations which are subject to financial monitoring according to the legislation of the Republic Kazakhstan about counteraction to legalization (washing up) of ill-gotten proceeds and terrorism financing;"

4) article 51 item 1 to supplement with part 3 read as follows:

"Operations on bank accounts of the physical and legal entities can be suspended by the authorised body on financial monitoring in the cases provided by the legislation of the Republic Kazakhstan about counteraction to legalization (washing up) of ill-gotten proceeds and terrorism financing."

7. Law of the Republic Kazakhstan from December 21st, 1995 "About law-enforcement bodies of the Republic Kazakhstan " (State papers of the Supreme Council of the Republic Kazakhstan, 1995, # 23, article 154; State papers of Parliament of the Republic Kazakhstan, 1997, # 7, article 79; # 12, article 184; 1998, # 17-18, article 225; # 23, article 416; # 24, article 436; 1999, # 8, article 233, 247; # 23, article 920; 2000, # 3-4, article 66; 2001, # 13-14, article 174; # 17-18, article 245; # 20, article 257; # 23, article 309; 2002, # 17, article 155; 2003, # 12, article 82; 2004, # 23, article 142; # 24, article 154, 155; 2006, # 1, article 5; # 3, article 22; 2007, #

2, article 18; # 3, article 20; # 9, article 67; # 10, article 69; 2008, # 15-16, article 61; The law of the Republic Kazakhstan from April 29th, 2009 "About amendments in some acts of the Republic Kazakhstan concerning their bringing to conformity with norms of the Constitution of the Republic Kazakhstan" published in newspapers "Egemen Kazakhstan" on May 8th, 2009 and "Kazakhstanskaya pravda" May 9th, 2009):

Article 10 item 1 to supplement with subitem 41) read as follows:

"41) on demand of the authorised body on financial monitoring represents data from own information systems according to the legislation of the Republic Kazakhstan on counteraction to legalization (washing up) of ill-gotten proceeds and terrorism financing;"

8. Law of the Republic Kazakhstan from December 21st, 1995 "About national security structures of the Republic Kazakhstan" (State papers of the Supreme Council of the Republic Kazakhstan, 1995, # 24, article 157; State papers of the Parliament of the Republic Kazakhstan, 1997, # 10, article 108; # 12, article 184; 1998, # 23, article 416; # 24, article 436; 1999, # 8, article 233; # 23, article 920; 2000, # 3-4, article 66; 2001, # 20, article 257; 2002, # 6, article 72; # 17, article 155; 2004, # 23, article 142; 2007, # 9, article 67; # 10, article 69; # 20, article 152):

Article 12 to supplement with subitem 22) read as follows:

"22) on demand of the authorised body on financial monitoring represents data from own information systems according to the legislation of the Republic Kazakhstan on counteraction to legalization (washing up) of ill-gotten proceeds and terrorism financing;"

9. Law of the Republic Kazakhstan from June 20th, 1997 "About pension benefits in the Republic Kazakhstan" (State papers of the Parliament of the Republic Kazakhstan, 1997, # 12, article 186; 1998, # 24, article 437; 1999, # 8, article 237; # 23, article 925; 2001, # 17-18, article 245; # 20, article 257; 2002, # 1, article 1; # 23-24, article 198; 2003, # 1-2, article 9; # 11, article 56; # 15, article 139; # 21-22, article 160; 2004, # 11-12, article 66; # 23, article 140, 142; 2005, # 7-8, article 19; # 11, article 39; # 14, article 55, 58; # 23, article 104; 2006, # 3, article 22; # 8, article 45; # 12, article 69; # 23, article 141; 2007, # 2, article 18; # 3, article 20; # 4, article 28, 30; # 9, article 67; # 10, article 69; # 24, article 178; 2008, # 17-18, article 72; # 20, article 88; # 23, article 114, 123):

1) article 40 item 9 to supplement with subitem 2-1) read as follows:

"2-1) regular violation(three and more times within last twelve consecutive months) by Pension Savings Fund of the requirements provided by the legislation of the Republic Kazakhstan about counteraction to legalization (washing up) of ill-gotten proceeds and terrorism financing;"

2) article 42 item 8 to supplement with subitem 8) read as follows:

"8) regular violation(three and more times within last twelve consecutive months) by Pension Savings Fund of the requirements provided by the legislation of the Republic Kazakhstan about counteraction to legalization (washing up) of ill-gotten proceeds and terrorism financing;"

3) article 50 item 4 to supplement with subitem 5-1) read as follows:

"5-1) to the authorised body on financial monitoring - with a view of and in order provided by the legislation of the Republic Kazakhstan on counteraction to legalization (washing up) of ill-gotten proceeds and terrorism financing;"

10. Law of the Republic Kazakhstan from July 14th, 1997 "About a notaries" (State papers of the Parliament of the Republic Kazakhstan, 1997, # 13-14, article 206; 1998, # 22, article 307; 2000, # 3-4, article 66; 2001, # 15-16, article 236; # 24, article 338; 2003, # 10, article 48; # 12, article 86; 2004, # 23, article 142; 2006, # 11, article 55; 2007, # 2, article 18; the Law of the Republic Kazakhstan from April 29th, 2009 "About amendments in some acts of the Republic Kazakhstan concerning their bringing to conformity with norms of the Constitution of the Republic Kazakhstan" published in newspapers "Egemen Kazakhstan" on May 8th, 2009 and "Kazakhstanskaya pravda" on May 9th, 2009):

1) article 10 item 2 to supplement with subitem 3-1) read as follows:

"3-1) regular violation(three and more times within last twelve consecutive months) by Pension Savings Fund of the requirements provided by

the legislation of the Republic Kazakhstan about counteraction to legalization (washing up) of ill-gotten proceeds and terrorism financing;" 2) in article 18:

The 1st paragraph before the word "Notary" to supplement with figure "1.";

To supplement with item 2 read as follows:

"2. Granting of data and information on notarial actions to the authorised body on financial monitoring with a view of and in order provided by the legislation of the Republic Kazakhstan on counteraction to legalization (washing up) of ill-gotten proceeds and terrorism financing is not considered to be the divulgence of notarial actions secret.";

3) article 31 to supplement with item 3-1 read as follows:

"3-1. The control over observance by the notary of the legislation of the Republic Kazakhstan about counteraction to legalization (washing up) of ill-gotten proceeds and terrorism financing is carried out by territorial judicial authority.";

4) article 33 item 1 to supplement with subitem 4-1) read as follows:

"4-1) carries out the control over observance by the notary of the legislation of the Republic Kazakhstan about counteraction to legalization (washing up) of ill-gotten proceeds and terrorism financing;"

11. Law of the Republic Kazakhstan from December 5th, 1997 "About advocacy" (State papers of the Parliament of the Republic Kazakhstan, 1997, # 22, article 328; 2001, # 15-16, art. 236; 2003, # 11, art. 65; 2004, # 23, art. 142; 2007, # 2, art. 18; # 9, art. 67; # 10, art. 69; Law of the Republic Kazakhstan from April 29th, 2009 "About amendments in some acts of the Republic Kazakhstan concerning their bringing to conformity with norms of the Constitution of the Republic Kazakhstan" published in newspapers "Egemen Kazakhstan" on May 8th, 2009 and "Kazakhstanskaya pravda" on May 9th, 2009):

1) article 12 item 1 to supplement with subitem 1-1) read as follows:

"1-1) regular violation(three and more times within last twelve consecutive months) of the requirements provided by the legislation of the Republic Kazakhstan about counteraction to legalization (washing up) of ill-gotten proceeds and terrorism financing;"

2) article 18 to supplement with item 4 read as follows:

"4. Granting of data and information in the authorised body on financial monitoring according to the legislation of the Republic Kazakhstan on counteraction to legalization (washing up) of ill-gotten proceeds and terrorism financing is not considered to be the divulgence of advocate secrets."

12. Law of the Republic Kazakhstan from June 29th, 1998 "About payments and remittances" (State papers of the Parliament of the Republic Kazakhstan, 1998, # 11-12, art. 177; # 24, art. 445; 2000, # 3-4, art. 66; 2003, # 4, art. 25; # 10, art. 49, 51; # 15, art. 138; 2004, # 23, art. 140; 2005, # 14, art. 55; 2006, # 11, art. 55; 2008, # 23, art. 114):

1) subitems 3) and 4) article 18 paragraph 1 to state in the following edition:

"3) at non-observance by the sender of requirements to the order of drawing up and presentation of instructions on remittance and (or) other requirements established by the legislation of the Republic Kazakhstan and (or) treaty provisions;

4) in the cases provided by the legislation of the Republic Kazakhstan about counteraction to legalization (washing up) of ill-gotten proceeds and terrorism financing. ";

2) in article 35 first item 5 the word "is suspended," to replace with words "is suspended in the cases provided by the legislation of the Republic Kazakhstan about counteraction to legalization (washing up) of ill-gotten proceeds and terrorism financing, and also".

13. Law of the Republic Kazakhstan from June 30th, 1998 "About registration of chattel mortgage" (State papers of the Parliament of the Republic Kazakhstan, 1998, # 13, art. 196; 2003, # 11, art. 67; 2004, # 23, art. 140; 2006, # 23, art. 141):

Article 10 item 1 to supplement with subitem 4) read as follows:

"4) to inform the authorised body on financial monitoring on the data according to the legislation of the Republic Kazakhstan on counteraction to legalization (washing up) of ill-gotten proceeds and terrorism financing."

14. Law of the Republic Kazakhstan from July 2nd, 1998 "About fight against corruption" (State papers of Parliament of the Republic Kazakhstan, 1998, # 15, art. 209; 1999, # 21, art. 744; 2000, # 5, art. 116; 2001, # 13-14, art. 172; # 17-18, art. 241; 2002, # 17, art. 155; 2003, # 18, art. 142; 2004, # 10, art. 56; 2007, # 17, art. 140; # 19, art. 147; 2008, # 23, art. 114):

Article 9 item 10 to supplement with part 2 read as follows:

"The data making office secret, are represented to the authorised body on financial monitoring with a view of and in the order provided by the legislation of the Republic Kazakhstan on counteraction to legalization (washing up) of ill-gotten proceeds and terrorism financing."

15. Law of the Republic Kazakhstan from November 20th, 1998 "About auditing activities" (State papers of the Parliament of the Republic Kazakhstan, 1998, # 22, art. 309; 2000, # 22, art. 408; 2001, # 1, art. 5; # 8, art. 52; 2002, # 23-24, art. 193; 2003, # 11, art. 56; # 12, art. 86; # 15, art. 139; 2004, # 23, art. 138; 2005, # 14, art. 58; 2006, # 8, art. 45; 2007, # 2, art. 18; # 4, art. 28; 2009, # 2-3, art. 21):

1) article 7 to supplement with subitem 14-1) read as follows:

"14-1) carries out the control over observance by the auditing organizations of the legislation of the Republic Kazakhstan about counteraction to legalization (washing up) of ill-gotten proceeds and terrorism financing;"

2) article 20 item 2 to supplement with subitem 4) read as follows:

"4) to inform the head of the auditing organization data according to the legislation of the Republic Kazakhstan on counteraction to legalization (washing up) of ill-gotten proceeds and terrorism financing.";

3) article 21 item 2 to supplement with subitem 10) read as follows:

"10) to inform the authorised body on financial monitoring on data according to the legislation of the Republic Kazakhstan on counteraction to legalization (washing up) of ill-gotten proceeds and terrorism financing."

16. Law of the Republic Kazakhstan from July 13th, 1999 "About struggle against terrorism" (State papers of the Parliament of Republic Kazakhstan, 1999, # 19, art. 649; 2002, # 4, art. 32; 2004, # 23, art. 142):

To supplement with article 12-1 read as follows:

"Article 12-1. The account of the terrorist organizations and persons, Brought to responsibility for realization of terrorist activity

1. With a view of preventive measures, revealing and suppression of terrorism the state structure which within its competence is carrying out statistical activity in the field of legal statistics and special accounts, keeps account the terrorist organizations and persons brought to responsibility for realization of terrorist activity on the basis of judgments.

2. At a recognition by a court of the organization to be terrorist either suspension or prohibition of activity by means of organization liquidation for realization of terrorist activity by it, or attraction of persons to responsibility for realization of terrorist activity the corresponding bodies, specified in item 1 of article 56 of the Constitutional law of the Republic Kazakhstan "About judicial system and status of judges of the Republic Kazakhstan", are obliged to direct information and registration documents to the state structure which is carrying out statistical activity in the field of legal statistics and special accounts. "

17. Law of the Republic Kazakhstan from December 18th, 2000 "About business of insurance" (State papers of the Parliament of the Republic Kazakhstan, 2000, # 22, article 406; 2003, # 11, article 56; # 12, article 85; # 15, article 139; 2004, # 11-12, article 66; 2005, # 14, article 55, 58; # 23, article 104; 2006, # 3, article 22; # 4, article 25; # 8, article 45; # 13, article 85; # 16, article 99; 2007, # 2, article 18; # 4, article 28, 33; # 8, article 52; # 18, article 145; 2008, # 17-18, article 72; # 20, article 88; 2009, # 2-3, article 18):

1) article 43 to supplement with subitem 14-1) read as follows:

"14-1) carries out control over observance by the insurance (reinsurance) organizations and insurance brokers of the requirements provided by the legislation of the Republic Kazakhstan about counteraction to legalization (washing up) of ill-gotten proceeds and to terrorism financing;"

2) article 54 item 1 to supplement with subitem 11) read as follows:

"11) regular violation(three and more times within last twelve consecutive months) of the requirements provided by the legislation of the Republic Kazakhstan about counteraction to legalization (washing up) of ill-gotten proceeds and terrorism financing;"

3) article 55 item 1 to supplement with subitem 7) and 8) read as follows:

"7) repeated (within last twelve consecutive months) violation of the requirements provided by the legislation of the Republic Kazakhstan about counteraction of legalization (washing up) of ill-gotten proceeds and terrorism financing which was amerced in the form of license suspense on the bases provided by subparagraph 11) of item 1 of article 54 of the present Law;

8) participation of the insurance (reinsurance) organization, insurance broker in the transactions connected with money-laundering or financing of terrorism. ".

18. Law of the Republic Kazakhstan from March 18th, 2002 "About judicial authorities" (State papers of the Parliament of the Republic Kazakhstan, 2002, # 6, art. 67; 2004, # 23, art. 142; # 24, art. 154; 2005, # 7-8, art. 23; 2006, # 3, art. 22; # 10, art. 52; # 13, art. 86; 2007, # 2, art. 14, 18; # 5-6, art. 40; # 9, art. 67; # 10, art. 69; # 18, art. 143; 2008, # 10-11, art. 39; Law of Republic Kazakhstan from April 29th, 2009 "About amendments in some acts of the Republic Kazakhstan concerning their bringing to conformity with norms of the Constitution of the Republic Kazakhstan" published in newspapers "Egemen Kazakhstan" on May 8th, 2009 and "Kazakhstanskaya pravda" May 9th, 2009):

Article 12 item 1 to supplement with part 2 read as follows:

"Judicial authorities on demand of the authorised body on financial monitoring represent data from own information systems according to the legislation of the Republic Kazakhstan on counteraction to legalization (washing up) of ill-gotten proceeds and terrorism financing.".

19. Law of the Republic Kazakhstan from July 4th, 2002 "About bodies of financial police of the Republic Kazakhstan" (State papers of the Parliament of the Republic Kazakhstan, 2002, # 13-14, art. 145; 2004, # 23, art. 142; 2005, # 14, art. 62; 2007, # 9, art. 67; # 10, art. 69):

Article 8 item 1 to supplement with subparagraph 10) read as follows:

"10) on demand of the authorised body on financial monitoring represent data from own information systems according to the legislation of the Republic Kazakhstan on counteraction to legalization (washing up) of ill-gotten proceeds and terrorism financing.".

20. Law of the Republic Kazakhstan from 2 July 2003"About securities market" (State papers of the Parliament of the Republic Kazakhstan 2003, # 14, art. 119; 2004, # 16, art.91; # 23, art. 142; 2005, # 7-8, art. 24; # 14, art. 58; # 23, art.104; 2006, # 3, art.22; # 4, art.24; # 8, art. 45; # 10, art.52; # 11, art. 55; 2007, # 2, art. 18; # 4, art.28; # 9, art. 67; # 17, art.141; 2008, # 15-16, art.64; # 17-18 art.72; # 20 art.88; # 21, art.97; # 23, art. 114; 2009, # 2-3, art.16, 18):

1) article 43 item 3 to supplement with subitem 3-1) read as follows:

"3-1) to the authorised body on financial monitoring: with the purpose of and in the order provided by the legislation of the Republic Kazakhstan on counteraction to legalization (washing up) of ill-gotten proceeds and terrorism financing;"

2) in article 51:

Item 1 to supplement with subitem 11) read as follows:

"11) regular (three and more times within twelve consecutive calendar months) violations of the requirements provided by the legislation of the Republic Kazakhstan about counteraction to legalization (washing up) of ill-gotten proceeds and to terrorism financing.";

Item 4 to supplement with subitems 3-1) and 3-2) read as follows:

"3-1) repeated violation of the requirements (within last twelve consecutive months) provided by the legislation of the Republic Kazakhstan about counteraction of legalization (washing up) of ill-gotten proceeds and terrorism financing for which was amerced in the form of license suspense on the bases provided by subitem 11) of item 1 of article 51 of the present Law;

3-2) participations of licensees in the transactions connected with money-laundering or financing of terrorism; ".

21. Law of the Republic Kazakhstan from 4 July 2003 "About state regulation and supervision of the financial market and financial organizations" (State papers of the Parliament of the Republic Kazakhstan, 2003, # 15, art. 132; 2004, # 11-12, art. 66; # 16, art. 91; 2005, # 14, art. 55; # 23, art. 104; 2006, # 3, art. 22; # 4, art. 24; # 8, art. 45; # 13, art. 85; # 15, art. 95; 2007, # 4, art. 28; 2008, # 17-18, art. 72):

Article 9 to supplement with item 2-1 read as follows:

"2-1. The authorised body carries out the control over execution by the financial organizations of the legislation of the Republic Kazakhstan about counteraction to legalization (washing up) of ill-gotten proceeds and financing of terrorism regarding fixation, storage and granting of the information on operations with money and (or) other property subject to financial monitoring, and also over organization of the internal control according to the legislation of the Republic Kazakhstan."

22. Law of the Republic Kazakhstan from 22 December 2003 "About the state legal statistics and special accounts" (State papers of the Parliament of the Republic Kazakhstan, 2003, # 24, art. 176; 2005, # 5, art. 5):

1) article 7 item 2 to supplement with subitem 9) read as follows:

"9) representation on demand of the authorised body on financial monitoring of data from own information systems according to the legislation of Republic Kazakhstan on counteraction to legalization (washing up) of ill-gotten proceeds and terrorism financing.";

2) article 12 item 3 to supplement with subitem 10-1) read as follows:

"10-1) the persons made accountable for realization of terrorist activity, and the organizations recognized as terrorist court by;"

23. Law of the Republic Kazakhstan from 31 January 2006 "About private business" (State papers of the Parliament of Republic Kazakhstan, 2006, # 3, art. 21; # 16, art. 99; # 23, art. 141; 2007, # 2, art. 18; # 3, art. 20; # 17, art. 136; 2008, # 13-14, art. 57, 58; # 15-16, art. 60; # 23, art. 114; # 24, art. 128, 129; 2009, # 2-3, art. 18, 21; the Law of Republic Kazakhstan from 4 May 2009 "About amendments in some acts of Republic Kazakhstan concerning commodity exchanges" published in newspapers "Egemen Kazakhstan" on 8 May 2009 and "Kazakhstanskaya pravda" 9 May 2009; Law of Republic Kazakhstan from 4 May 2009 "About amendments in some acts of Republic Kazakhstan concerning gambling business" published in newspapers "Egemen Kazakhstan " 8 May 2009 and " Kazakhstanskaya pravda " 9 May 2009; The law of Republic Kazakhstan from 8 June 2009 "About amendments in some acts of Republic Kazakhstan concerning housing-and-municipal sphere" published in newspapers "Egemen Kazakhstan " and " Kazakhstanskaya pravda " 12 June 2009):

In the annex to the specified Law:

Item 18 to supplement with subitem 5) read as follows:

"5) the control over observance of the legislation of Republic Kazakhstan about counteraction to legalization (washing up) of ill-gotten proceeds and terrorism financing.";

Item 21 to supplement with subitem 4) read as follows:

"4) the control over observance of the legislation of Republic Kazakhstan about counteraction to legalization (washing up) of ill-gotten proceeds and terrorism financing.";

Item 22 to supplement with subitem 5) read as follows:

"5) the control over observance of the legislation of Republic Kazakhstan about counteraction to legalization (washing up) of ill-gotten proceeds and terrorism financing.";

In item 27:

The paragraph 2 before the word "control" to supplement with figure "1)";

To supplement with subitem 2) read as follows:

"2) the control over observance of the legislation of Republic Kazakhstan about counteraction to legalization (washing up) of ill-gotten proceeds and terrorism financing.";

Items 31 and 32 to state in the following edition:

"31. The State structure in gambling sphere:

1) the control over observance of the legislation of Republic Kazakhstan about a gambling;

2) the control over observance of the legislation of Republic Kazakhstan about counteraction to legalization (washing up) of ill-gotten proceeds and terrorism financing.

32. A state structure in the field of regulation of trading activity:

1) the control over observance of the legislation of Republic Kazakhstan about commodity exchanges;

2) the control over observance of the legislation of Republic Kazakhstan about counteraction to legalization (washing up) of ill-gotten proceeds and terrorism financing.

24. Law of Republic Kazakhstan from 12 January 2007 "About gambling business" (State papers of Parliament of Republic Kazakhstan, 2007, # 2, art. 15; Law of Republic Kazakhstan from 4 May 2009 "About amendments in some acts of Republic Kazakhstan concerning gambling business " published in newspapers "Egemen Kazakhstan" on 8 May 2009 and "Kazakhstanskaya pravda" 9 May 2009):

1) subparagraph 2) article 8 item 1 to supplement with words ", and also over observance of the legislation of Republic Kazakhstan about counteraction to legalization (washing up) of ill-gotten proceeds and terrorism financing";

2) article 12 to supplement with item 12 read as follows:

"12. Organizers of gambling business are obliged to observe the requirements established by the legislation of Republic Kazakhstan about counteraction to legalization (washing up) of ill-gotten proceeds and terrorism financing.".

25. Law of Republic Kazakhstan from 26 July 2007 "About the state registration of the rights to real estate and transactions with it" (State papers of the Parliament of Republic Kazakhstan, 2007, # 18, art. 142; 2008, # 23, art. 114; # 24, art. 126; 2009, # 2-3, art. 16; Law of Republic Kazakhstan from 22 April 2009 "About amendments in the Law of Republic Kazakhstan " About the state registration of the rights to real estate and transactions with it " published in newspapers" Egemen Kazakhstan" and "Kazakhstanskaya pravda" on 24 April 2009):

Article 27 item 1 to supplement with subparagraph 2-1) read as follows:

"2-1) according to the legislation of Republic Kazakhstan on counteraction to legalization (washing up) of ill-gotten proceeds and terrorism financing;".

26. Law of Republic Kazakhstan from 4 May 2009 "About commodity exchanges" published in newspapers "Egemen Kazakhstan" on 8 May 2009 and "Kazakhstanskaya Pravda" on 7 May 2009:

Article 24 item 3 to supplement with subparagraph 6) read as follows:

"6) to the authorised body on financial monitoring: with a view of and in the order provided by the legislation of Republic Kazakhstan on counteraction to legalization (washing up) of ill-gotten proceeds and terrorism financing.".

Article 2. This Act shall come into operation at the expiration of 6 months after the date of its first official promulgation.

President of the Republic of Kazakhstan

N. Nazarbaev