

On amendments and additions to certain legislative acts of the Republic of Kazakhstan on issues of expanding the academic and managerial independence of higher education institutions

Law of the Republic of Kazakhstan dated July 4, 2018 No. 171-VI 3PK.

Article 1. Amendments and additions shall be made to the following legislative acts of the Republic of Kazakhstan:

1. In the Civil Code of the Republic of Kazakhstan (Special Part) dated July 1, 1999 (Bulletin of the Parliament of the Republic of Kazakhstan, 1999, No. 16-17, Art. 642; No. 23, Art. 929; 2000, No. 3-4, Art. 66; No. 10, Art. 244; No. 22, Art. 408; 2001, No. 23, Art. 309; No. 24, Art. 338; 2002, No. 10, Art. 102; 2003, No. 1-2, Art. 7; No. 4, Art. 25; No. 11, Art. 56; No. 14, Art. 103; No. 15, art. 138, 139; 2004, No. 3-4, Art. 16; No. 5, art. 25; No. 6, art. 42; No. 16, art. 91; No. 23, art. 142; 2005, No. 21-22, Art. 87; No. 23, art. 104; 2006, no. 4, art. 24, 25; No. 8, art. 45; No. 11, art. 55; No. 13, art. 85; 2007, No. 3, Art. 21; No. 4, art. 28; No. 5-6, art. 37; No. 8, art. 52; No. 9, art. 67; No. 12, art. 88; 2009, No. 2-3, Art. 16; No. 9-10, art. 48; No. 17, art. 81; No. 19, art. 88; No. 24, art. 134; 2010, No. 3-4, Art. 12; No. 5, art. 23; No. 7, art. 28; No. 15, art. 71; No. 17-18, art. 112; 2011, No. 3, Art. 32; No. 5, art. 43; No. 6, art. 50, 53; No. 16, Art. 129; No. 24, art. 196; 2012, no. 2, art. 13, 14, 15; No. 8, art. 64; No. 10, art. 77; No. 12, art. 85; No. 13, art. 91; No. 14, art. 92; No. 20, art. 121; No. 21-22, art. 124; 2013, No. 4, Art. 21; No. 10-11, art. 56; No. 15, art. 82; 2014, No. 1, Art. 9; No. 4-5, art. 24; No. 11, art. 61, 69; No. 14, art. 84; No. 19-I, 19-II, art. 96; No. 21, art. 122; No. 23, art. 143; 2015, No. 7, Art. 34; No. 8, art. 42, 45; No. 13, art. 68; No. 15, art. 78; No. 19-I, art. 100; No. 19-II, art. 102; No. 20-VII, art. 117, 119; No. 22-I, art. 143; No. 22-II, art. 145; No. 22-III, art. 149; No. 22-VI, art. 159; No. 22-VII, Art. 161; 2016, No. 7-I, Art. 49; No. 7-II, Art. 53; No. 8-I, Art. 62; No. 12, Art. 87; No. 24, Art. 126; 2017, No. 4, Art. 7; No. 13, Art. 45; No. 21, Art. 98; Law of the Republic of Kazakhstan dated June 20, 2018 "On Amendments and Additions to Certain Legislative Acts of the Republic of Kazakhstan on the Issues of Improving Legislation in the Sphere of Intellectual Property", published in the newspapers "Egemen Kazakhstan" and "Kazakhstanskaya Pravda" on June 22, 2018):

1) in the table of contents, Chapter 37 shall be supplemented with the heading of Article 738-2 with the following content:

"Article 738-2. Assignment of a monetary claim when financing public-private partnership and concession projects";

2) Chapter 37 shall be supplemented with Article 738-2 of the following content:

"Article 738-2. Assignment of a monetary claim when financing public-private partnership and concession projects

The specifics of financing public-private partnership projects and concessions under the assignment of a monetary claim are established by the legislation of the Republic of Kazakhstan in the field of public-private partnerships and concessions.

The provisions of this chapter shall apply to transactions for financing public-private partnership projects and concessions, unless otherwise established by the legislation of the Republic of Kazakhstan in the field of public-private partnerships and concessions.";

3) in paragraph 1 of Article 740:

supplement part three with subparagraph 7) of the following content:

"7) on funds located in bank accounts intended for the transfer of compensation for investment costs, in accordance with the legislation of the Republic of Kazakhstan in the field of public-private partnerships and concessions.";

add part four with the following content:

"The provisions of subparagraph 7) of part three of this paragraph shall not apply to restrictions imposed by state revenue authorities, as well as by courts on the basis of judicial decisions and bailiffs on the basis of decisions of bailiffs sanctioned by the court, for which there are requirements relating

to the first, second and third queues in accordance with the order provided for in paragraph 2 of Article 742 of this Code.";

4) in Article 741:

supplement part two with subparagraph 6) of the following content:

"6) on funds located in bank accounts intended for the transfer of compensation for investment costs, in accordance with the legislation of the Republic of Kazakhstan in the field of public-private partnerships and concessions.";

add the third part with the following content:

"The provisions of subparagraph 6) of part two of this article shall not apply to the seizure of money for claims relating to the first, second and third priorities in accordance with the order provided for in paragraph 2 of Article 742 of this Code."

2. In the Budget Code of the Republic of Kazakhstan dated December 4, 2008 (Bulletin of the Parliament of the Republic of Kazakhstan, 2008, No. 21, Art. 93; 2009, No. 23, Art. 112; No. 24, Art. 129; 2010, No. 5, Art. 23; No. 7, Art. 29, 32; No. 15, Art. 71; No. 24, Art. 146, 149, 150; 2011, No. 2, Art. 21, 25; No. 4, Art. 37; No. 6, Art. 50; No. 7, Art. 54; No. 11, Art. 102; No. 13, art. 115; No. 15, art. 125; No. 16, art. 129; No. 20, art. 151; No. 24, art. 196; 2012, No. 1, Art. 5; No. 2, art. 16; No. 3, art. 21; No. 4, art. 30, 32; No. 5, art. 36, 41; No. 8, art. 64; No. 13, art. 91; No. 14, art. 94; No. 18-19, art. 119; No. 23-24, art. 125; 2013, No. 2, Art. 13; No. 5-6, Art. 30; No. 8, art. 50; No. 9, art. 51; No. 10-11, art. 56; No. 13, art. 63; No. 14, art. 72; No. 15, art.

81, 82; No. 16, art. 83; No. 20, art. 113; No. 21-22, art. 114; 2014, No. 1, Art. 6; No. 2, art. 10, 12; No. 4-5, art. 24; No. 7, art. 37; No. 8, art. 44; No. 11, art. 63, 69; No. 12, art. 82; No. 14, Art.84, 86; No. 16, art. 90; No. 19-I, 19-II, art. 96; No. 21, art. 122; No. 22, art. 128, 131; No. 23, art. 143; 2015, No. 2, Art. 3; No. 11, art. 57; No. 14, art. 72; No. 15, art. 78; No. 19-I, art. 100; No. 19-II, art. 106; No. 20-IV, art. 113; No. 20-VII, art. 117; No. 21-I, art. 121, 124; No. 21-II, art. 130, 132; No. 22-I, art. 140, 143; No. 22-II, art. 144; No. 22-V, art. 156; No. 22-VI, art. 159; No. 23-II, art. 172; 2016, No. 7-II, Art. 53; No. 8-I, art. 62; No. 12, article 87; No. 22, art. 116; No. 23, art. 119; No. 24, art. 126; 2017, no. 4, art. 7; No. 6, art. 11; No. 9, art. 18; No. 10, art. 23; No. 13, art. 45; No. 14, art. 51; No. 15, art. 55; No. 20, art. 96; No. 22-III, art. 109; No. 23-III, art. 111; No. 23-V, art. 113; No. 24, art. 115; 2018, No. 1, Art. 2; No. 7-8, art. 22; No. 9, art. 31; No. 10, art. 32):

paragraph 7 of Article 110 shall be supplemented with the following third part:

"Budget funds allocated under the state order for the provision of dormitory accommodation for students, master's students, and doctoral candidates are not subject to sequestration during the budget execution process."

3. In the Code of the Republic of Kazakhstan dated September 18, 2009 "On Public Health and the Health Care System" (Bulletin of the Parliament of the Republic of Kazakhstan, 2009, No. 20-21, Art. 89; 2010, No. 5, Art. 23; No. 7, Art. 32; No. 15, Art. 71; No. 24, Art. 149, 152; 2011, No. 1, Art. 2, 3; No. 2, Art. 21; No. 11, Art. 102; No. 12, Art. 111; No. 17, Art. 136; No. 21, Art. 161; 2012, No. 1, Art. 5; No. 3, Art. 26; No. 4, art. 32; No. 8, art. 64; No. 12, art. 83; No. 14, art. 92, 95; No. 15, art. 97; No. 21-22, art. 124; 2013, No. 1, Art. 3; No. 5-6, art. 30; No. 7, art. 36; No. 9, art. 51; No. 12, art. 57; No. 13, art. 62; No. 14, art. 72, 75; No. 16, art. 83; 2014, No. 1, Art. 4; No. 7, art. 37; No. 10, art. 52; No. 11, art. 65; No. 14, art. 84, 86; No. 16, art. 90; No. 19-I, 19-II, art. 96; No. 21, art. 122; No. 23, art. 143; 2015, No. 1, Art. 2; No. 7, art. 33; No. 10, art. 50; No. 19-II, art. 102; No. 20-IV, art. 113; No. 20-VII, art. 115; No. 22-I, art. 143; No. 22-V, art. 156; No. 23-II, art. 170; 2016, no. 6, art. 45; No. 8-II, art. 67, 70; No. 23, art. 119; 2017, No. 1-2, Art. 3; No. 4, art. 7; No. 9, art. 22; No. 13, art. 45; No. 22-III, art. 109; No. 23-III, art. 111; No. 24, art. 115; 2018, No. 10, Art. 32):

The second sentence of paragraph 5 of Article 175 shall be excluded.

4. In the Labor Code of the Republic of Kazakhstan dated November 23, 2015 (Bulletin of the Parliament of the Republic of Kazakhstan, 2015, No. 22-IV, Art. 151; 2016, No. 7-I, Art. 49; 2017, No. 11, Art. 29; No. 12, Art. 34; No. 13, Art. 45; No. 20, Art. 96; 2018, No. 1, Art. 4; No. 7-8, Art. 22; No. 10, Art. 32):

1) Article 116 shall be supplemented with subparagraph 7) of the following content:

"7) regulated professions - professional activities that require confirmation of compliance and assignment of qualifications.";

2) in Article 117:

in paragraph 3, the words “republican commission” shall be replaced by the words “republican tripartite commission”;

add paragraphs 5 and 6 as follows:

"5. Confirmation of conformity and assignment of qualifications for regulated professions are carried out by organizations accredited in accordance with the legislation of the Republic of Kazakhstan.

The procedure for confirming compliance and assigning qualifications for regulated professions is determined by authorized government bodies in the relevant fields of activity.

6. The development and revision of the list of regulated professions is carried out by the authorized state labor body jointly with the authorized state bodies of the relevant areas of activity and is approved by the republican tripartite commission on social partnership and regulation of social and labor relations.";

3) Article 118 shall be supplemented with paragraph 1-1 of the following content:

"1-1. Educational programs for technical and vocational, post-secondary, higher and postgraduate education, retraining and advanced training must be focused on learning outcomes and take into account the requirements, in the presence of relevant professional standards, for the implementation of a comprehensive system of confirmation of conformity and assignment of qualifications.";

4) supplement part one of Article 119 with the words “concluded on the basis of a standard form of agreement on dual education, approved by the authorized body in the field of education.”

5. In the Law of the Republic of Kazakhstan dated August 31, 1995 "On banks and banking activities in the Republic of Kazakhstan" (Bulletin of the Supreme Council of the Republic of Kazakhstan, 1995, No. 15-16, Art. 106; Bulletin of the Parliament of the Republic of Kazakhstan, 1996, No. 2, Art. 184; No. 15, Art. 281; No. 19, Art. 370; 1997, No. 5, Art. 58; No. 13-14, Art. 205; No. 22, Art. 333; 1998, No. 11-12, Art. 176; No. 17-18, Art. 224; 1999, No. 20, Art. 727; 2000 g., No. 3-4, art. 66; No. 22, art. 408; 2001, No. 8, Art. 52; No. 9, art. 86; 2002, No. 17, Art. 155; 2003, No. 5, Art. 31; No. 10, art. 51; No. 11, art. 56, 67; No. 15, art. 138, 139; 2004, No. 11-12, Art. 66; No. 15, art. 86; No. 16, art. 91; No. 23, art. 140; 2005, No. 7-8, Art. 24; No. 14, art. 55, 58; No. 23, art. 104; 2006, No. 3, Art. 22; No. 4, art. 24; No. 8, art. 45; No. 11, art. 55; No. 16, art. 99; 2007, No. 2, Art. 18; No. 4, art. 28, 33; 2008, No. 17-18, Art. 72; No. 20, art. 88; No. 23, art. 114; 2009, no. 2-3, art. 16, 18, 21; No. 17, art. 81; No. 19, art. 88;

No. 24, art. 134; 2010, No. 5, Art. 23; No. 7, art. 28; No. 17-18, art. 111; 2011, No. 3, Art. 32; No. 5, art. 43; No. 6, art. 50; No. 12, art. 111; No. 13, art. 116; No. 14, art. 117; No. 24, art. 196; 2012, No. 2, Art. 15; No. 8, art. 64; No. 10, art. 77; No. 13, art. 91; No. 20, art. 121; No. 21-22, Art. 124; No. 23-24, art. 125; 2013, No. 10-11, Art. 56; No. 15, art. 76; 2014, No. 1, Art. 9; No. 4-5, art. 24; No. 6, art. 27; No. 10, art. 52; No. 11, art. 61; No. 12, art. 82; No. 19-I, 19-II, art. 94, 96; No. 21, art. 122; No. 22, art. 131; No. 23, art. 143; 2015, No. 8, Art. 45; No. 13, art. 68; No. 15, art. 78; No. 16, art. 79; No. 20-IV, art. 113; No. 20-VII, art. 115; No. 21-II, art. 130; No. 21-III, art. 137; No. 22-I, art. 140, 143; No. 22-III, art. 149; No. 22-V, art. 156; No. 22-VI, art. 159; 2016, No. 6, Art. 45; No. 7-II, art. 55; No. 8-I, art. 65; No. 12, art. 87; No. 22, art. 116; No. 24, art. 126; 2017, no. 4, art. 7; No. 9, art. 21; No. 13, art. 45; No. 21, art. 98; No. 22-III, art. 109; No. 23-III, art. 111; No. 24, art. 115; 2018, No. 10, Art. 32):

1) in subparagraph 1) of paragraph 2 of Article 36:

in part one, after the words “through the use of housing payments,” add the words “money located in bank accounts intended for crediting compensation for investment costs, in accordance with the legislation of the Republic of Kazakhstan in the field of public-private partnerships and concessions”;

add the second part with the following content:

"Restrictions regarding the withdrawal of funds located in bank accounts intended for the transfer of compensation for investment costs do not apply to claims related to the first, second and third priorities in accordance with the order provided for in paragraph 2 of Article 742 of the Civil Code of the Republic of Kazakhstan.";

2) in paragraph 1 of Article 51:

supplement part two with subparagraph 7) of the following content:

"7) on funds located in bank accounts intended for the transfer of compensation for investment costs, in accordance with the legislation of the Republic of Kazakhstan in the field of public-private partnerships and concessions.";

add the third part with the following content:

"The provisions of subparagraph 7) of part two of this paragraph shall not apply to restrictions imposed by state revenue authorities, as well as by courts on the basis of judicial decisions and by bailiffs on the basis of decisions of bailiffs sanctioned by the court, for which there are claims related to the first, second and third priorities in accordance with the order provided for in paragraph 2 of Article 742 of the Civil Code of the Republic of Kazakhstan."

6. In the Law of the Republic of Kazakhstan dated January 16, 2001 "On Non-Commercial Organizations" (Bulletin of the Parliament of the Republic of Kazakhstan, 2001, No. 1, Art. 8; No. 24, Art. 338; 2003, No. 11, Art. 56; 2004, No. 5,

Art. 30; No. 10, Art. 56; 2005, No. 13, Art. 53; 2006, No. 8, Art. 45; No. 15, Art. 95; 2007, No. 2, Art. 18; No. 9, Art. 67; No. 17, Art. 141; 2010, No. 5, Art. 23; No. 7, art. 28; 2011, No. 2, Art. 21; No. 5, art. 43; No. 17, art. 136; No. 23, art. 179; No. 24, art. 196; 2012, No. 2, Art. 13; No. 8, art. 64; No. 21-22, art. 124; 2013, No. 10-11, Art. 56; No. 15, art. 81; 2014, no. 11, art. 63, 67; No. 21, art. 122; No. 23, art. 143; 2015, No. 16, Art. 79; No. 20-I, Art. 110; No. 21-I, Art. 128; No. 22-I, Art. 140; No. 23-I, Art. 166; No. 23-II, Art. 170; 2016, No. 7-II, Art. 55; 2017, No. 1-2, Art. 3; No. 4, Art. 7; 2018, No. 10, Art. 32; Law of the Republic of Kazakhstan dated June 13, 2018 "On Amendments and Additions to Certain Legislative Acts of the Republic of Kazakhstan on the Activities of Non-Commercial Organizations", published in the newspapers "Egemen Kazakhstan" and "Kazakhstanskaya Pravda" on June 15, 2018):

1) supplement the second part of paragraph 4 of Article 16 with subparagraph 2-1) of the following content:

"2-1) organizations of higher and (or) postgraduate education established as commercial organizations;"

2) paragraph 1 of Article 19 shall be supplemented with part three of the following content:

"A non-profit organization in the organizational and legal form of a non-profit joint-stock company or institution may be created as a result of the transformation of an organization of higher and (or) postgraduate education established as a commercial organization."

7. In the Law of the Republic of Kazakhstan dated January 7, 2005 "On Defense and the Armed Forces of the Republic of Kazakhstan" (Bulletin of the Parliament of the Republic of Kazakhstan, 2005, No. 1-2, Art. 1; 2007, No. 9, Art. 67; 2008, No. 6-7, Art. 27; 2010, No. 7, Art. 32; No. 10, Art. 48; 2011, No. 1, Art. 7; No. 5, Art. 43; No. 8, Art. 64; No. 11, Art. 102; 2012, No. 4, Art. 32; No. 5, Art. 41; 2013, No. 14, Art. 75; 2014, No. 7, Art. 37; No. 16, art. 90; No. 19-I, 19-II, art. 96; 2015, No. 1, Art. 2; No. 19-II, art. 104; No. 22-I, art. 140; 2017, No. 11, Art. 29; No. 13, art. 45; No. 16, art. 56):

1) subparagraph 6) of part one of Article 7 shall be set out as follows:

"6) makes decisions on the creation, reorganization and liquidation of military educational institutions;"

2) paragraph 2 of Article 22 shall be supplemented with subparagraphs 26-23) of the following content:

"26-23) makes, in agreement with the authorized body in the field of education, a decision on the creation and liquidation of a military department of an organization of higher and (or) postgraduate education;"

8. In the Law of the Republic of Kazakhstan dated July 7, 2006 "On Concessions" (Bulletin of the Parliament of the Republic of Kazakhstan, 2006, No. 14, Art. 88; 2008, No. 15-16, Art. 64; No. 21, Art. 97; 2009, No. 24, Art. 133; 2010, No. 7, Art. 29; 2011, No. 1, Art. 2; No. 20, Art. 151; 2012, No. 2, Art. 11, 15; 2013, No. 15, Art. 76, 82; No. 20, Art. 113; 2014, No. 11, art. 64; No. 12, art. 82; No. 19-I, 19-II, art. 96; 2015, No. 20-IV, Art. 113; No. 20-VII, art. 117; 2016, No. 7-II, Art. 55; 2017, No. 14, Art. 51; No. 20, art. 96; No. 23-V, art. 113):

1) Article 1 shall be supplemented with subparagraph 3-1) of the following content:

"3-1) an account intended for crediting compensation for investment costs is a bank account opened for the concessionaire by the creditor with the restriction of his right to carry out expenditure transactions on it until the occurrence or fulfillment of the conditions specified in the agreement for financing under the assignment of a monetary claim and (or) the concession agreement;"

2) supplement with Article 5-1 of the following content:

"Article 5-1. Legal regime of the account intended for crediting compensation for investment costs

1. An account intended for crediting compensation for investment costs is opened in the event that the concessionaire attracts borrowed financing secured by the right to claim cash receipts in the form of compensation for investment costs.

2. The account designated for the transfer of investment cost compensation is used to protect the creditor's rights when financing concession projects secured by a claim on cash proceeds in the form of investment cost compensation. The use of the account designated for the transfer of investment cost compensation for any other purposes is prohibited.

The use of the account intended for crediting compensation for investment costs is carried out in accordance with the legislation of the Republic of Kazakhstan on concessions.

After the obligations to the creditor have been settled, the account intended for crediting compensation for investment costs is subject to closure.

3. Collection from the account intended for crediting compensation for investment costs may be made only within the framework of fulfilling the concessionaire's obligations to the creditor, secured by the right of claim under the concession agreement.

The concessionaire has the right, in agreement with the creditor, to transfer part of the funds from the account intended for crediting compensation for investment costs to its current account specified in the concession agreement.";

3) paragraph 6 of Article 21 shall be supplemented with parts two, three and four of the following content:

"The transfer of pledge of rights of claim for cash receipts in the form of compensation for investment costs under the concession agreement is carried out only for the purpose of attracting debt financing for the implementation of the concession project in accordance with the terms of the concession agreement.

The transfer by the concessionaire of its rights under the concession agreement to the creditor as collateral and the accounting of the value of these rights shall be carried out in accordance with the legislation of the Republic of Kazakhstan on concessions.

For concession facilities put into operation, compensation for investment costs is carried out in full within the amounts and terms stipulated by the terms of the concession agreement.";

4) Chapter 4 shall be supplemented with Article 26-3 of the following content:

"Article 26-3. Replacement of the concessionaire

1. In the event of failure to perform or improper performance by the concessionaire of its obligations to the creditor and/or under the concession agreement, the concessionaire may be replaced by agreement with the concessor and the creditor, which shall be carried out by the concessor holding a tender for the purpose of replacing the concessionaire.

2. In the event of a replacement of the concessionaire, the rights and obligations under the concession agreement shall be transferred to the new concessionaire from the moment of conclusion of the agreement on the replacement of the concessionaire under the concession agreement.

3. Replacement of the concessionaire under the concession agreement shall be carried out in accordance with the legislation of the Republic of Kazakhstan on concessions."

9. In the Law of the Republic of Kazakhstan dated July 27, 2007 "On Education" (Bulletin of the Parliament of the Republic of Kazakhstan, 2007, No. 20, Article 151; 2008, No. 23, Article 124; 2009, No. 18, Article 84; 2010, No. 5, Article 23; No. 24, Article 149; 2011, No. 1, Article 2; No. 2, Article 21; No. 5, Article 43; No. 11, Article 102; No. 12, Article 111; No. 16, Article 128; No. 18, Article 142; 2012, No. 2, art. 11; No. 4, art. 32; No. 15, art. 97; 2013, no. 2, art. 7; No. 7, art. 34; No. 9, art. 51; No. 14, art. 72, 75; No. 15, art. 81; 2014, no. 1, art. 4, 6; No. 3, art. 21; No. 10, art. 52; No. 14, art. 84; No. 19-I, 19-II, art. 96; No. 23, art. 143; 2015, No. 2, Art. 3; No. 10, art. 50; No. 14, art. 72; No. 20-IV, art. 113; No. 21-III, art. 135; No. 22-I, art. 140; No. 22-V, art. 156, 158; No. 23-II, art. 170, 172; 2016, No. 8-II, Art. 67; No. 23, art. 119; 2017, No. 8, Art. 16; No. 9, art. 17, 18; No. 13, art. 45; No. 14, art. 50, 53; No. 16, art. 56; No. 22-III, art. 109; No. 24, art. 115; 2018, No. 9, art. 31; No. 10, art. 32):

1) throughout the text, the words "higher educational institutions", "higher educational institutions", "higher educational institution", "medical higher educational institution", "higher educational institutions", "higher institutions", "by higher educational institutions", "higher educational institutions" shall be replaced, respectively, with the words "organizations of higher and (or) postgraduate education", "organizations of higher and (or) postgraduate education", "organizations of higher and (or) postgraduate education", "medical organization of higher and (or) postgraduate education", "organizations of higher and (or) postgraduate education", "organizations of higher and (or) postgraduate education", "by organizations of higher and (or) postgraduate education", "organization of higher and (or) postgraduate education";

2) in Article 1:

subparagraphs 2), 2-1), 2-2) and 2-3) shall be set out as follows:

"2) an academy is an organization of higher and (or) postgraduate education that carries out scientific and pedagogical activities in a certain area and is a scientific and methodological center;

2-1) academic credit – a unified unit of measurement of the volume of scientific and (or) educational work (workload) of a student and (or) teacher;

2-2) academic mobility – the movement of students or research teachers for training or conducting research for a certain academic period (semester or academic year) to another organization of higher and (or) postgraduate education (within the country or abroad) with mandatory transfer of completed educational programs and disciplines in the form of academic credits in their organization of higher and (or) postgraduate education or to continue their studies in another organization of higher and (or) postgraduate education;

2-3) accreditation body – a legal entity that carries out institutional and (or) specialized accreditation of educational organizations on the basis of the standards (regulations) developed by it;"

add subparagraph 2-4) of the following content:

"2-4) accreditation standards (regulations) – documents of the accreditation body establishing requirements for the accreditation procedure;"

in subparagraph 7-3), exclude the words "in a specific specialty";

in subparagraph 10), the words "higher education" shall be replaced by the words "higher or postgraduate education with the award of a bachelor's or master's degree";

add subparagraph 13-1) of the following content:

"13-1) the operator of the authorized body in the field of education is a legal entity with 100% state participation in the authorized capital, determined by the authorized body in the field of education, which places state orders for the provision of students,

master's degree students and doctoral students with places in dormitories, and also coordinates the activities of participants in per capita standard financing within the limits stipulated by the legislation of the Republic of Kazakhstan, and ensures monitoring and control over compliance by the persons specified in paragraph 17 of Article 47 of this Law with their obligations to work off or reimburse the costs of budgetary funds in the event of failure to work off;"

subparagraph 17-1) shall be excluded;

supplement with subparagraphs 19-2) and 19-3) of the following content:

"19-2) special status - the status of an organization of higher and (or) postgraduate education, awarded by the President of the Republic of Kazakhstan for making an outstanding contribution to the education, training and professional development of an individual, ensuring a consistently high level of higher and (or) postgraduate education;

19-3) persons (children) with special educational needs - persons who experience permanent or temporary difficulties in obtaining an education due to health, in need of special, general educational programs and educational programs of additional education;"

subparagraphs 21-2), 21-3), 21-4) and 21-5) shall be set out as follows:

"21-2) classifier of areas of training of personnel with higher and postgraduate education (hereinafter referred to as the classifier of areas of training of personnel) - a document establishing the classification and coding of areas of training of personnel with higher and postgraduate education and used for the implementation of educational programs of higher and postgraduate education;

21-3) organization of higher and (or) postgraduate education - a higher educational institution that implements educational programs of higher and (or) postgraduate education and carries out scientific research activities;

21-4) endowment fund of an organization of higher and (or) postgraduate education - a target capital fund formed through charitable assistance, gratuitous contributions, donations, grants, and contributions from founders (participants) of educational organizations, the investment income from which is directed to the financing of scientific and (or) educational activities;

21-5) higher college – an educational institution that implements integrated modular educational programs of technical and vocational, post-secondary education;"

supplement with subparagraphs 21-6) and 21-7) of the following content:

"21-6) research university - a university implementing a five-year development program approved by the Government of the Republic of Kazakhstan and using the

results of its activities to integrate education and science, generate and transfer new knowledge and technologies;

21-7) inclusive education is a process that ensures equal access to education for all students, taking into account special educational needs and individual capabilities;"

subparagraph 25) shall be set out as follows:

"25) institute - an organization of higher and (or) postgraduate education that carries out scientific and pedagogical activities, as well as training of personnel for professional activities;"

in subparagraph 36), the words "using credit as a unified unit of measurement of the volume of academic work of the student and teacher" shall be replaced by the words "accumulation of academic credits";

in subparagraph 41-2), exclude the words "in the relevant specialty";

subparagraph 45) after the word "training" add the word "personnel";

subparagraph 48-2) shall be set out as follows:

"48-2) learning outcomes – the volume of knowledge, skills, and abilities acquired and demonstrated by the student in mastering the educational program, as confirmed by the assessment, and the values and attitudes formed;"

add subparagraph 48-3) of the following content:

"48-3) educational and health-improving organization of education - a legal entity that carries out functions related to the upbringing, education, health improvement, and recreation of children and students;"

subparagraphs 53-1), 53-2), 53-3), 53-4) and 53-5) shall be set out as follows:

"53-1) scholarship programs - programs that provide for the training of foreigners, including persons of Kazakh nationality who are not citizens of the Republic of Kazakhstan, in Kazakhstani organizations of higher and (or) postgraduate education, and financed from the state budget;

53-2) student – a person studying in an educational organization that implements educational programs of technical and vocational, post-secondary and higher education;

53-3) state order for providing students, master's students and doctoral students with places in dormitories - cash payments for services to ensure the introduction of new places in dormitories for students, master's students and doctoral students, which are related to the state educational order;

53-4) class management is a function assigned to a teaching staff member to coordinate the activities of students in the class within the framework of the educational process;

53-5) register of recognized accreditation bodies - a list of national and foreign accreditation bodies compiled by the authorized body in the field of education, included in the registers and (or) associations of accreditation bodies of the member states of the Organization for Economic Cooperation and Development (OECD);";

supplement with subparagraphs 53-6), 53-7) and 53-8) of the following content:

"53-6) technical and vocational education – education aimed at training qualified workers and mid-level specialists;

53-7) listener – a person studying in an educational organization under educational programs of additional education and the preparatory department;

53-8) a support school (resource center) is a secondary education organization on the basis of which the educational resources of nearby small schools are consolidated for conducting short-term sessional classes, midterm and final assessment of students in order to ensure access to quality education for students of small schools;";

subparagraphs 54), 56-1) and 56-2) shall be set out as follows:

"54) university - an organization of higher and (or) postgraduate education that carries out scientific and pedagogical activities, personnel training, fundamental and (or) applied scientific research in various fields and is a leading scientific and methodological center;";

"56-1) national organization of higher and (or) postgraduate education - an organization of higher and (or) postgraduate education that has a special status;

56-2) national research university – a research university with a special status;";

3) supplement Article 2 with paragraph 3 of the following content:

"3. The legislation of the Republic of Kazakhstan on public procurement in terms of acquisition of the following shall not apply to legal relations regulated by the legislation of the Republic of Kazakhstan in the field of education:

1) services of the accreditation body;

2) services and goods for the organization of meals for students in secondary education organizations, as well as goods related to the provision of meals for children raised and studying in preschool organizations, educational organizations for orphans and children left without parental care.";

4) in Article 4:

in subparagraph 4), the words “specialists with higher and postgraduate education” shall be replaced by the words “personnel with higher or postgraduate education for three years”;

in subparagraph 5), the words “higher education” shall be replaced by the words “higher or postgraduate education with the award of a bachelor’s or master’s degree”;

subparagraph 12) shall be set out as follows:

"12) submits a proposal to the President of the Republic of Kazakhstan on assigning a special status to organizations of higher and (or) postgraduate education and approves the regulation on the special status of organizations of higher and (or) postgraduate education;"

subparagraphs 19), 24) and 25) shall be excluded;

5) in Article 5:

in part one:

subparagraph 2-1) shall be set out as follows:

"2-1) approves the distribution of the state educational order for the training of personnel with higher and postgraduate education;"

supplement with subparagraphs 2-2), 2-3), 2-4), 2-5), 2-6), 4-1), 5-1) and 5-2) of the following content:

"2-2) develops and approves the rules for the formation and distribution of state educational orders for the training of personnel with higher and postgraduate education;

2-3) approves and places state orders for providing students, master's students and doctoral students with places in dormitories;

2-4) develops and approves the methodology for determining the size of the state order for providing students, master's students and doctoral students with places in dormitories;

2-5) develops and approves rules for organizing meals for students in secondary education organizations, as well as the acquisition of goods related to the provision of meals for children raised and studying in preschool organizations, educational organizations for orphans and children left without parental care;

2-6) develops and approves rules for the formation of a list of unscrupulous suppliers of services and goods for the organization of meals for students in secondary education organizations, as well as goods related to the provision of meals for children raised and studying in preschool organizations, educational organizations for orphans and children left without parental care;"

"4-1) develops and approves rules for monitoring the results of admission of students to higher and (or) postgraduate education organizations under educational programs;"

"5-1) develops and approves state compulsory educational standards at all levels of education;

5-2) develops and approves standard curricula for a cycle of general educational disciplines for higher and (or) postgraduate education organizations;"

subparagraph 6) shall be set out as follows:

"6) develops and approves standard curricula and standard curricula for levels of education, with the exception of higher and postgraduate education levels, as well as standard curricula and standard curricula for medical and pharmaceutical educational institutions;"

subparagraph 6-2) shall be excluded;

subparagraph 8) shall be set out as follows:

"8) issues to legal entities a license and (or) an appendix to a license to engage in educational activities for the provision of:

primary education;

basic secondary education;

general secondary education;

technical and vocational education by qualifications, for military, special educational institutions by groups of specialties;

post-secondary education by qualifications, for military, special educational institutions by groups of specialties;

higher education in the areas of personnel training;

postgraduate education in the areas of personnel training;

spiritual education;"

subparagraph 9-1) shall be excluded;

in subparagraph 10) the word "register" shall be replaced by the word "registries";

subparagraph 11) shall be set out as follows:

"11) develops and approves standard rules for admission to training in educational organizations that implement general educational programs of primary, basic secondary, general secondary education, educational programs of technical and vocational, post-secondary, higher and postgraduate education;"

add subparagraph 11-1) of the following content:

"11-1) develops and approves standard rules for the activities of educational organizations of the relevant types;"

subparagraph 13) shall be set out as follows:

"13) forms, in cooperation with interested central executive bodies, employers and other social partners, lists of professions and specialties and approves the classifier of specialties and qualifications of technical and vocational, post-secondary education;"

supplement with subparagraphs 13-1) and 14-3) of the following content:

"13-1) develops and approves a classifier of areas of personnel training in cooperation with interested central executive bodies, employers and other social partners;"

"14-3) approves the list of areas of training for personnel with higher education, training in which in the form of external studies is not permitted;"

subparagraph 15) shall be set out as follows:

"15) approves the list of specialties and qualifications of technical and vocational, post-secondary education, the acquisition of which in the forms of correspondence and evening education is not permitted;"

subparagraph 15-2) shall be supplemented with the words "approved by the classifier of specialties and qualifications of technical and vocational, post-secondary education";

subparagraphs 16), 17), 19) and 24) shall be set out as follows:

"16) develops and approves rules for the transfer and reinstatement of students by type of educational organization, with the exception of higher and (or) postgraduate education organizations;

17) develops and approves rules for granting academic leave to students in technical and vocational, post-secondary education organizations;"

"19) develops and approves standard rules for conducting ongoing monitoring of academic performance, midterm and final assessment of students for secondary, technical and vocational, and post-secondary education organizations;"

"24) develops and approves forms of standard contracts for the provision of educational services for pre-school organizations, organizations of secondary, technical and vocational, post-secondary education, standard contracts for conducting professional practice and standard contracts for dual training for organizations of technical and vocational, post-secondary education;"

in subparagraph 25-2), the words "educational and methodological associations at higher educational institutions for related groups of specialties" shall be replaced by the words "republican educational and methodological council for higher and (or) postgraduate education and educational and methodological associations for areas of personnel training";

subparagraph 34) shall be set out as follows:

"34) develops and approves standard qualification characteristics for positions of teaching staff and persons equivalent to them, with the exception of teaching staff and persons equivalent to them in higher and (or) postgraduate education organizations;";
in subparagraph 35) replace the word "institutions" with the word "organizations";

subparagraph 36) shall be excluded;

supplement with subparagraphs 38-3) and 38-4) of the following content:

"38-3) develops and approves rules for the recognition of learning outcomes obtained by adults through non-formal education provided by organizations included in the list of recognized organizations providing non-formal education;

38-4) develops and approves rules for the recognition of organizations providing non-formal education, and forms a list of recognized organizations providing non-formal education;";

in subparagraph 43) replace the word "specialists" with the word "personnel";

add subparagraph 43-2) of the following content:

"43-2) develops and approves rules for placing state orders for providing students, master's students and doctoral students with places in dormitories;";

in subparagraph 46-1):

replace the word "methodology" with the word "methodology";

the words "higher and postgraduate education" shall be replaced by the words "education, as well as higher and postgraduate education taking into account the credit technology of education (hereinafter referred to as the per capita standard financing methodology)";

in subparagraph 46-2), the words "higher and postgraduate education" shall be replaced by the words "education, as well as higher and postgraduate education taking into account the credit technology of education";

subparagraph 46-6) shall be set out as follows:

"46-6) develops and approves rules for the targeted training of doctors of philosophy (PhD) in organizations of higher and (or) postgraduate education, with the exception of the targeted training of personnel with postgraduate education in the field of healthcare, the rules of which are developed and approved by the authorized body in the field of healthcare;";

subparagraph 46-8) shall be excluded;

subparagraph 46-11) shall be supplemented with the words “for technical and vocational, post-secondary education organizations”;
in subparagraph 46-13) exclude the word “state”;
supplement subparagraphs 46-17), 46-18), 46-19) and 46-20) with the following content:

"46-17) develops and approves the structure and rules for developing a program for the development of an organization of higher and (or) postgraduate education;

46-18) develops and approves rules for the selection of applicants for participation in scholarship programs;

46-19) approves the list of types and kinds of educational organizations in which per capita standard financing is implemented;

46-20) develops and approves criteria for the reorganization of secondary education organizations created in the organizational and legal form of a state institution into the organizational and legal form of a state enterprise with the right of economic management;"

Part two shall be set out as follows:

"The powers of the authorized body in the field of education, provided for in subparagraphs 4), 4-1), 6), 8-1), 8-3), 11), 11-1), 13), 14), 14-1), 14-2), 16), 19), 25), 27), 34), 38), 38-1), 38-2), 43-2), 44-3), 44-5), 46-11), 46-17), 46-18), 46-19) and 46-20) of part one of this article, do not extend to military and special educational institutions.";

6) subparagraph 16) of Article 5-1 shall be set out as follows:

"16) approve the lists of specialties and qualifications, educational programs implemented in military and special educational institutions;"

7) in Article 6:

in paragraph 2:

in subparagraphs 8) and 8-1), replace the word “specialists” with the word “personnel”;

in subparagraph 24-3), replace the word “institutions” with the word “organizations”;

in paragraph 3:

in subparagraph 7) replace the word “specialists” with the word “personnel”;

subparagraph 11) shall be set out as follows:

"11) allocates funds for the provision of financial and material assistance to students and pupils of state educational organizations from families entitled to receive state targeted social assistance, as well as from families not receiving state targeted social assistance, in which the average per capita income is below the subsistence minimum, and orphans, children left without parental care living in families, children from

families requiring emergency assistance as a result of emergency situations, and other categories of students and pupils determined by the collegial governing body of the state educational organization, in the amount of not less than one percent of the total volume of budgetary funds allocated for the current maintenance of general education schools and for the placement of state educational orders for secondary education in state enterprises on the right of economic management";

in subparagraph 18), replace the word "institutions" with the words "educational organizations";

in subparagraph 25-6) replace the word "institutions" with the word "organizations";

subparagraph 11) of paragraph 4 shall be set out as follows:

"11) allocates funds for the provision of financial and material assistance to students and pupils of state educational organizations from families entitled to receive state targeted social assistance, as well as from families not receiving state targeted social assistance, in which the average per capita income is below the subsistence minimum, and orphans, children left without parental care living in families, children from families requiring emergency assistance as a result of emergency situations, and other categories of students and pupils determined by the collegial governing body of the state educational organization, in the amount of not less than one percent of the total volume of budgetary funds allocated for the current maintenance of general education schools and for the placement of state educational orders for secondary education in state enterprises on the right of economic management";

8) clause 2 of Article 7, after the words "in itself", supplement with the words "register of educational programs implemented by organizations of higher and (or) postgraduate education";

9) in Article 8:

supplement part four of paragraph 2 with the words "except for persons studying under scholarship programs";

add paragraph 2-2 with the following content:

"2-2. The state creates conditions for providing students, master's students, and doctoral students with newly created places in student, master's, and doctoral dormitories by placing a state order for providing students, master's students, and doctoral students with dormitory places. The cost of dormitory accommodation is not included in the state order for providing students, master's students, and doctoral students with dormitory places.

The state procurement agreement for the provision of dormitory space for students, master's degree students, and doctoral candidates is concluded between the authorized body in the field of education, the operator of the authorized body in the field of

education, and the owner of the dormitory for a period exceeding three years, and shall enter into force upon mandatory registration with the territorial divisions of the central authorized body for budget execution. A mandatory condition of the state procurement agreement for the provision of dormitory space for students, master's degree students, and doctoral candidates is the prohibition on changing the intended purpose of the dormitory for a period of at least twenty years.

parts two and three of paragraph 4-1 shall be excluded;

10) in Article 9-1:

paragraph 3 shall be excluded;

paragraph 5 shall be set out as follows:

"5. Educational organizations have the right to undergo institutional and (or) specialized accreditation in accreditation bodies included in the register of recognized accreditation bodies.";

paragraph 6 shall be excluded;

11) in Article 14:

in paragraph 1:

in part three, replace the words "and typical" with the words "and (or) typical";

add part four with the following content:

"Working curricula and working curricula are developed by higher and (or) postgraduate education organizations on the basis of educational programs of higher and postgraduate education, with the exception of working curricula of the cycle of general education disciplines.";

in the first part of paragraph 3, the words "working personnel" shall be replaced by the words "personnel, including workers";

12) in Article 21:

paragraph 2 shall be set out as follows:

"2. The content of higher education educational programs provides for the study of a cycle of general educational disciplines, a cycle of basic disciplines, a cycle of specialized disciplines, as well as the completion of professional practice in the relevant areas of personnel training with a focus on learning outcomes and compliance with the national qualifications framework and industry qualifications frameworks.

Higher education programs include compulsory and elective component disciplines.

Within the elective component, the student can choose to determine their individual learning path:

1) disciplines according to the main educational program;

2) disciplines under the additional educational program.

The procedure and scope of mastering disciplines in the main and additional educational programs are established by the rules for organizing the educational process using credit technology of education.

The list of educational programs of higher education is contained in the register of educational programs.";

in paragraph 3, the words "and must be at least four years" shall be deleted;

in the second part of paragraph 5, the words "The Regulation on internship is approved" shall be replaced with the words "The rules for the training of medical personnel in internship are approved";

13) paragraph 2 of Article 22 shall be set out as follows:

"2. The content of educational programs of postgraduate education provides for: theoretical training, including basic and specialized disciplines, professional practice, research (experimental research) work with the writing of a dissertation (project for educational programs of specialized master's degree) with a focus on learning outcomes and compliance with the national qualifications framework and industry qualifications frameworks.

The list of postgraduate educational programs is contained in the register of educational programs.";

14) in Article 23:

paragraph 1 shall be set out as follows:

"1. Educational programs of additional education are aimed at satisfying the comprehensive needs of students, pupils and specialists with a focus on learning outcomes and compliance with the national qualifications framework and sectoral qualifications frameworks.

Educational programs of additional education in military and special educational institutions implementing educational programs of higher and postgraduate education are aimed at satisfying the comprehensive needs of students and specialists with a focus on learning outcomes and (or) compliance with professional competencies, qualification characteristics and qualification requirements, respectively, in law enforcement agencies, the Ministry of Defense and national security agencies of the Republic of Kazakhstan.";

in paragraph 2:

in the first paragraph, replace the words "on programs" with the word "on";

in subparagraph 1) replace the word "additional" with the words "additional program";

in subparagraph 2) the word “retraining” shall be replaced by the words “retraining programs”;

add subparagraph 3) of the following content:

"3) postdoctoral programs aimed at deepening scientific knowledge, solving scientific and applied problems on a specialized topic under the guidance of a leading scientist."; 15) in Article 26:

paragraph 1 shall be set out as follows:

"1. The procedure for admission to pre-school organizations, organizations of secondary, technical and vocational, post-secondary, higher and (or) postgraduate education is determined by the standard rules for admission to educational organizations of the corresponding type, with the exception of military and special educational institutions.";

paragraph 1-1 shall be excluded;

supplement the first part of paragraph 4 with the words “taking into account the age restrictions established by the legislation of the Republic of Kazakhstan”;

in subparagraph 3) of paragraph 8, the words “specialties that determine” shall be replaced by the words “training in educational programs that determine”;

paragraph 9 shall be set out as follows:

"9. Admission to training in educational programs requiring specialized and (or) creative training, including in the areas of training personnel in the field of education and healthcare, is carried out taking into account the results of special and (or) creative examinations. The list of educational programs and the procedure for conducting special and (or) creative examinations are determined by the standard admission rules.";

add paragraph 9-1 with the following content:

"9-1. The procedure for admitting students to higher and (or) postgraduate education institutions before the completion of the first academic period is determined by the standard admission rules.";

paragraph 11 after the word “specialties” add the words “or educational programs”;

16) in paragraph 6 of Article 28, the words “and in educational organizations implementing higher education programs – in military departments in the manner established by the legislation of the Republic of Kazakhstan” shall be excluded;

17) paragraph 2 of Article 29:

add a fourth paragraph of the following content:

"in organizations of higher and (or) postgraduate education, with the exception of military and special educational institutions, - to educational and methodological associations in the areas of personnel training.";

add the second part with the following content:

"The management of the educational-methodological and scientific-methodological work of educational-methodological associations in the areas of personnel training is assigned to the Republican educational-methodological council of higher and postgraduate education.";

18) in Article 35:

in paragraph 2:

add the second part with the following content:

"Training in higher education programs is carried out in the form of full-time study and (or) external studies.";

in part two, the words "national higher education institution" shall be replaced by the words "national organization of higher and (or) postgraduate education";

paragraph 3 shall be set out as follows:

"3. A student who has passed the final assessment for mastering the educational program of higher education is awarded a bachelor's degree or is given the qualification of specialist.";

19) in Article 36:

paragraph 1 shall be supplemented with the second part of the following content:

"Training in postgraduate educational programs is carried out in the form of full-time education."

in paragraph 2, the words "and doctoral studies at higher educational institutions, in residency at higher educational institutions and scientific organizations," shall be replaced by the words "residency and doctoral studies at higher and (or) postgraduate education organizations, scientific organizations in their main profile of activity and areas of personnel training";

in the second part of paragraph 5, the words "The Regulation on residency is approved" shall be replaced with the words "The rules for the training of medical personnel in residency are approved";

20) in Article 37:

in paragraph 2:

add the second part with the following content:

"Adults acquire additional knowledge and skills through supplementary and informal education."

in part two, replace the word “Education” with the words “Additional education”;
supplement with parts three and four of the following content:

"Non-formal adult education is carried out by organizations that provide educational services, regardless of the location, duration, or form of instruction, and is accompanied by the issuance of a document confirming the learning outcomes.

Learning outcomes obtained by adults throughout their lives through non-formal education are recognized in accordance with the procedure provided for by this Law and contribute to future employment.";

paragraph 3 shall be supplemented with the second part of the following content:

"The implementation of postdoctoral programs is carried out at the expense of individuals and (or) legal entities in organizations of higher and (or) postgraduate education and scientific organizations that have scientific schools and carry out scientific research in the areas of personnel training.";

paragraph 6 shall be set out as follows:

"6. Citizens of the Republic of Kazakhstan have the right to participate in the competition for the Bolashak international scholarship for an internship, taking into account the age restrictions established by the legislation of the Republic of Kazakhstan.

An internship agreement is concluded with citizens of the Republic of Kazakhstan who have passed the competitive selection.";

21) subparagraph 2) of part one of paragraph 3 of Article 39 shall be set out as follows:

"2) educational organizations that have a license to engage in educational activities in higher and (or) postgraduate education programs, with the exception of military and special educational institutions, and that have been accredited by accreditation bodies included in the register of recognized accreditation bodies.";

22) in the first part of paragraph 4 of Article 40:

subparagraphs 3) and 4) shall be set out as follows:

"3) organizations of technical and vocational education;

4) organizations of post-secondary education;"

subparagraph 5) shall be excluded;

subparagraph 6) shall be set out as follows:

"6) organizations of higher and (or) postgraduate education;"

23) exclude Article 40-1;

24) paragraph 1 of Article 42 shall be set out as follows:

"1. The creation, reorganization and liquidation of educational organizations, including the creation, reorganization and liquidation of legal entities for scientific and educational activities by higher and (or) postgraduate education organizations, shall be carried out in accordance with the legislation of the Republic of Kazakhstan.

The reorganization of higher and (or) postgraduate education organizations established as commercial organizations into non-profit organizations is carried out in accordance with the procedure established by the Law of the Republic of Kazakhstan "On Non-profit Organizations.";

25) in Article 43:

subparagraph 17) of paragraph 3 shall be excluded;

add paragraph 7 with the following content:

"7. The norms specified in this article do not apply to organizations of higher and (or) postgraduate education.";

26) supplement Article 43-1 with the following content:

"Article 43-1. Activities and competence of higher and (or) postgraduate education organizations

1. Organizations of higher and (or) postgraduate education have the right to carry out the following types of activities using extra-budgetary sources of funding:

1) training of personnel in educational programs of higher and postgraduate education, as well as scientific and technical, innovative activities, research and development work, including fundamental and applied scientific research;

2) providing students with food, accommodation, and medical care;

3) providing workers with food, accommodation, and medical care;

4) ensuring the safety of students;

5) organization and holding of sports and cultural events;

6) organization and implementation of physical education and health events, creation of sports and creative sections;

7) publishing and printing activities to support the educational process, research, educational and socio-cultural activities;

8) organization and participation in various events at the international and national levels: in Olympiads, competitions, contests, conferences, seminars among students and teaching staff;

9) preparation of students for military service under the reserve officer program;

- 10) implementation of general educational programs of primary, basic secondary and general secondary education, as well as educational programs of technical and vocational, post-secondary, and additional education;
- 11) creation of technopolises, technology parks, business incubators, innovation centers, centers for commercialization and technology transfer, design bureaus and other structures in the profile of activities;
- 12) participation in the development, testing and implementation of innovative methods, technologies of teaching and research aimed at the further development and improvement of the education and science system;
- 13) organization, creation and development of digital interactive educational resources and educational films for all levels of education;
- 14) participation in the integration of education and science with production;
- 15) organization and financing of experimental design work, innovation and investment projects with the attraction of financial resources of subsidiaries and other organizations of the Republic of Kazakhstan and foreign organizations, as well as participation in the formation of mechanisms and infrastructure for venture financing of projects in the field of education and science;
- 16) other types of activities not prohibited by the laws of the Republic of Kazakhstan.

Organizations of higher and (or) postgraduate education, more than fifty percent of whose shares are owned by the state, and persons affiliated with them, along with the types of activities specified in the first part of this paragraph, have the right to carry out other types of activities stipulated by the list of types of activities carried out by legal entities, more than fifty percent of whose shares (stakes in the authorized capital) are owned by the state, and persons affiliated with them, approved by the Government of the Republic of Kazakhstan.

2. The competence of higher and/or postgraduate education organizations includes:

- 1) development and approval of educational programs for higher and postgraduate education in accordance with state compulsory educational standards;
- 2) determination of the qualification characteristics of positions of employees of higher and (or) postgraduate education organizations in accordance with the legislation of the Republic of Kazakhstan;
- 3) development and approval of rules for competitive filling of positions of faculty and research workers;
- 4) development and approval of forms of agreement for the provision of educational services and agreement for professional internship;
- 5) implementation of educational activities based on independently developed standards for the teaching load, forms and amounts of remuneration;

- 6) development and approval of rules for admission to an organization of higher and (or) postgraduate education;
- 7) development of a program for the development of an organization of higher and (or) postgraduate education;
- 8) awarding students with bachelor's and master's degrees;
- 9) development and approval of rules for organizing and conducting professional practice and rules for determining organizations as practice bases;
- 10) development and approval of rules for the transfer and reinstatement of students in accordance with the standard rules for the activities of higher and (or) postgraduate education organizations;
- 11) granting academic leave to students based on the conclusion of a medical advisory commission, a summons for military service, the birth or adoption of a child before he or she reaches the age of three years;
- 12) development and approval of internal regulations;
- 13) development and approval of working curricula and working training programs;
- 14) introduction of new teaching technologies, including credit-based teaching technologies and distance learning technologies;
- 15) conducting ongoing monitoring of academic performance, midterm and final assessment of students in accordance with the standard rules for the activities of higher and (or) postgraduate education organizations;
- 16) ensuring advanced training and retraining of personnel in accordance with the procedure established by the legislation of the Republic of Kazakhstan;
- 17) financial, economic and logistical support, including provision of equipment;
- 18) introduction of modern forms of professional training of personnel;
- 19) submission of financial statements in accordance with the procedure established by the legislation of the Republic of Kazakhstan.

3. Institutions of higher and (or) postgraduate education have the right, in accordance with the legislation of the Republic of Kazakhstan:

- 1) create an endowment fund for an organization of higher and (or) postgraduate education;
- 2) create legal entities for scientific and educational activities using extra-budgetary sources of funding;
- 3) open start-up companies;
- 4) attract additional sources of financial and material resources to carry out statutory activities;
- 5) create branches in foreign countries.

4. Organizations of higher and (or) postgraduate education that have a special status also have the right to:

- 1) independently determine the content of higher and postgraduate education not lower than the requirements of the relevant state compulsory educational standards;
- 2) award the degrees of Doctor of Philosophy (PhD) and Doctor of Science in the field in accordance with the procedure determined by the authorized body in the field of education.

Organizations of higher and (or) postgraduate education in the organizational and legal form of state institutions have the right to carry out the types of activities provided for in the first part of paragraph 1 of this article, including at the expense of budgetary funds in accordance with the legislation of the Republic of Kazakhstan, with the exception of the norms provided for in subparagraphs 3), 6), 7), 9), 11), 13), 14) and 15) of the first part of paragraph 1 of this article for organizations of higher and (or) postgraduate education in the field of culture in the organizational and legal form of state institutions.

The competence of higher and (or) postgraduate education organizations, provided for in subparagraphs 2), 3), 6), 9), 10), 11) and 15) of paragraph 2 of this article, does not extend to military and special educational institutions.";

27) in Article 44:

in part three of paragraph 3, the words "in the organizational and legal form of a state institution, appointed to a position on a competitive basis" shall be replaced by the words "appointed to a position on a competitive basis in the manner determined by the authorized body in the field of education";

add paragraph 9-2 with the following content:

"9-2. In organizations of higher and (or) postgraduate education created in the organizational and legal form of a non-profit joint-stock company, the exclusive competence of the board of directors shall include the functions stipulated by the Law of the Republic of Kazakhstan "On Joint-Stock Companies", subparagraphs 1), 3), 6), 7) of paragraph 2, subparagraphs 1), 4) and 5) of paragraph 3 and subparagraph 1) of part one of paragraph 4 of Article 43-1 of this Law, as well as:

- 1) approval of staffing levels;
- 2) approval of the amounts of tuition fees for higher and (or) postgraduate education programs;
- 3) approval of the form and requirements for filling out educational documents of our own sample;
- 4) making decisions on the creation and liquidation of academic structural divisions.";

paragraph 10 shall be set out as follows:

"10. This article applies to educational organizations created in the organizational and legal form of a state enterprise on the right of economic management with a supervisory board, non-profit and commercial organizations insofar as they do not contradict the provisions established by the laws of the Republic of Kazakhstan "On State Property", "On Non-profit Organizations" and "On Joint-Stock Companies";

28) in Article 47:

subparagraph 6) of paragraph 3 after the word “specialty” shall be supplemented with the words “or educational program of higher education”;

in part four of paragraph 7, the words “highest and” shall be replaced by the words “highest and (or)”;

in paragraph 9, the words “accepted for training in accordance with the state educational order” shall be excluded;

in paragraph 13, the words “technical and vocational, post-secondary and higher education” shall be replaced by the words “technical and vocational, post-secondary, higher and (or) postgraduate”;

in part five of paragraph 17 and paragraph 17-5, the words “authorized agent” shall be replaced by the word “operator”;

29) paragraph 8 of Article 52 shall be set out as follows:

"8. When determining the state educational order, the average ratio of the number of students to teachers for calculating the total number of faculty members of higher and (or) postgraduate education organizations, with the exception of military, special educational institutions, and educational organizations in the field of culture, is approved by the authorized body in the field of education.";

30) in Article 55:

paragraph 2 shall be set out as follows:

"2. Quality management of education is carried out by making management decisions at all levels of education, with the exception of technical and vocational, post-secondary, and postgraduate education, based on the results of educational monitoring.";

in paragraph 4:

Part two shall be set out as follows:

"In primary, basic secondary, and general secondary education organizations, external assessment of academic achievements is carried out for the purpose of assessing the quality of educational services and determining the level of students' mastery of general educational curricula stipulated by state compulsory educational standards.";

add the third part with the following content:

"In higher and/or postgraduate education organizations, external assessment of academic achievements is carried out for the purpose of assessing the quality of educational services and determining the level of students' mastery of the standard curricula of the cycle of general educational disciplines stipulated by the state compulsory standard of higher education.";

in paragraph 5:

the first paragraph shall be set out as follows:

"5. External assessment of academic achievements is carried out in organizations of secondary, higher and (or) postgraduate education:";

subparagraph 4) shall be set out as follows:

"4) in an organization of higher and (or) postgraduate education - selectively for the purpose of monitoring the development of standard curricula for the cycle of general education disciplines.";

in paragraph 6, the words "education and higher specialties" shall be replaced by the words "higher and (or) postgraduate";

31) subparagraph 1) of paragraph 1 of Article 56 shall be supplemented with the words "with a focus on learning outcomes";

32) paragraph 2 of Article 57 shall be set out as follows:

"2. Licensing of activities in the field of education of legal entities implementing educational programs of technical and vocational, post-secondary education, is carried out according to qualifications, for military, special educational institutions according to groups of specialties.

In this case, the appendix to the license for engaging in educational activities shall indicate the code, name, and period of training for the qualification, for military and special educational institutions by groups of specialties in accordance with the classifier of specialties and qualifications of technical and vocational, post-secondary education.

Licensing of activities in the field of education of legal entities implementing educational programs of higher and (or) postgraduate education is carried out in the areas of personnel training.

In this case, the appendix to the license for engaging in educational activities shall indicate the code and name of the area of personnel training in accordance with the classifier of areas of personnel training.";

33) in paragraph 3 of Article 61:

in part one:

add subparagraph 4-1) of the following content:

"4-1) budgetary financing of scholarship programs;"

subparagraph 5) shall be supplemented with the words “funds of investment income of endowment funds of higher and (or) postgraduate education organizations”;
in part two, replace the word “specialists” with the word “personnel”;
34) in Article 62:

paragraph 3 shall be supplemented with the second part of the following content:

"Financing of state educational institutions in which per capita standard financing is implemented is carried out in the amount determined by the methodology of per capita standard financing and other expenses stipulated by the legislation of the Republic of Kazakhstan.";

paragraph 4 shall be set out as follows:

"4. Financing of state educational enterprises and educational organizations of other organizational and legal forms is carried out on the basis of the state educational order. The volume of state educational orders for state educational institutions is determined in accordance with the methodology of per capita standard financing and other expenses stipulated by the legislation of the Republic of Kazakhstan, with the exception of medical, military, special educational institutions, educational organizations in the field of culture, as well as republican secondary education organizations, the volume of financing for which is determined by the authorized body of the relevant industry independently.

The list of services related to the state educational order is approved by the authorized body in the field of education.

Revenues from the sale of services provided within the framework of the state educational order, remaining as a result of the financial and economic activities of educational organizations for the current financial year, are used by them in the next financial year.";

paragraph 4-1 shall be excluded;

paragraphs 4-2 and 5-1 shall be set out as follows:

"4-2. Local executive bodies place state educational orders in secondary education organizations, regardless of their form of ownership.";

"5-1. Financing of training of personnel with higher or postgraduate education on the basis of an educational grant or state educational order is carried out in educational organizations that have been accredited by accreditation bodies included in the register of recognized accreditation bodies, with the exception of military and special educational institutions.";

paragraph 8 shall be set out as follows:

"8. The state educational order for the financing of higher or postgraduate education with the award of a bachelor's or master's degree is placed in the form of educational grants in a differentiated manner depending on the educational programs, type and status of the organization of higher and (or) postgraduate education.";

add paragraph 9 with the following content:

"9. Financing of the education of foreigners, including persons of Kazakh nationality who are not citizens of the Republic of Kazakhstan, under scholarship programs in Kazakhstani organizations of higher and (or) postgraduate education is carried out by allocating budgetary funds for the relevant period of study.";

35) in Article 63:

in paragraph 2:

the first paragraph of part one shall be set out as follows:

"2. State educational institutions and secondary educational organizations in the organizational and legal form of state enterprises on the right of economic management are prohibited from:";

in part two, replace the word "higher" with the words "higher and postgraduate";

in paragraph 3:

the first paragraph shall be set out as follows:

"3. State educational institutions and secondary education organizations in the organizational and legal form of state enterprises on the basis of economic management have the right to provide, on a paid basis, with the conclusion of an agreement on the provision of paid services, the following goods (works, services) in addition to the requirements of state compulsory educational standards for:";

add subparagraph 10) of the following content:

"10) conducting scientific research.";

add the second part with the following content:

"Military and special educational institutions also have the right to provide goods (works, services) on a paid basis in excess of the requirements of state compulsory educational standards in accordance with the rules for the provision of paid activities for the sale of goods (works, services) by military and special educational institutions and the spending of money from the sale of goods (works, services), approved by the first heads of those state bodies under whose jurisdiction the military and special educational institutions are.";

paragraph 4 shall be supplemented with the second part of the following content:

"Prices for goods (works, services) of military and special educational institutions, provided on a paid basis, are approved by the top managers of those state bodies under whose jurisdiction the military and special educational institutions are located, based on proposals from their managers.";

36) in paragraph 4 of Article 64, replace the word “institutions” with the word “organizations”;

37) Chapter 9 shall be supplemented with Article 64-1 of the following content:

"Article 64-1. State liability for obligations of secondary education organizations in the organizational and legal form of state enterprises with the right of economic management

If a secondary education organization in the organizational and legal form of a state enterprise with the right of economic management has insufficient funds, the administrative-territorial unit bears subsidiary liability for its obligations from the funds of the relevant budget.";

38) in chapter 12:

the title shall be stated as follows:

"Chapter 12. Final and transitional provisions";

supplement Article 67-1 with the following content:

"Article 67-1. Transitional Provisions

1. The validity period of a license to engage in educational activities and (or) appendices to a license issued for educational programs of higher and (or) postgraduate education, in connection with a change in the name of the subtype of activity, extends to the period of study of persons admitted before January 1, 2019.

2. In the event of renewal of a license to engage in educational activities and (or) appendices to the license issued under educational programs of higher and (or) postgraduate education, in connection with a change in the name of the subtype of activity, the organization of higher and (or) postgraduate education has the right to issue a document on education in the specialty to persons enrolled in them before January 1, 2019."

10. In the Law of the Republic of Kazakhstan dated April 2, 2010 "On Enforcement Proceedings and the Status of Bailiffs" (Bulletin of the Parliament of the Republic of Kazakhstan, 2010, No. 7, Art. 27; No. 24, Art. 145; 2011, No. 1, Art. 3; No. 5, Art. 43; No. 24, Art. 196; 2012, No. 6, Art. 43; No. 8, Art. 64; No. 13, Art. 91; No. 21-22, Art. 124; 2013, No. 2, Art. 10; No. 9, Art. 51; No. 10-11, Art. 56; No. 15, Art. 76; 2014, No. 1, Art. 9; No. 4-5, art. 24; No. 6, art. 27; No. 10, art. 52; No. 14, art. 84; No. 16, art. 90; No. 19-I, 19-II, art. 94, 96; No. 21, art. 122; No. 22, art. 131; No. 23, art. 143; No. 24, art. 144; 2015, No. 8, Art. 42; No. 19-II, art. 106; No. 20-IV, art. 113; No. 20-

VII, art. 115; No. 21-I, Art. 128; No. 21-III, art. 136; No. 22-I, art. 143; No. 22-VI, art. 159; No. 23-II, art. 170; 2016, No. 7-II, Art. 55; No. 12, art. 87; 2017, no. 4, art. 7; No. 16, art. 56; No. 21, art. 98; No. 22-III, art. 109; 2018, No. 10, Art. 32):

1) in Article 58:

in paragraph 1:

supplement part two with the words “, as well as on funds located in bank accounts intended for crediting compensation for investment costs”;

add the third part with the following content:

"Restrictions regarding the seizure of funds in bank accounts intended for the transfer of compensation for investment costs do not apply to claims related to the first, second and third priorities in accordance with the order provided for in paragraph 2 of Article 742 of the Civil Code of the Republic of Kazakhstan.";

in paragraph 2:

supplement part two with the words “, as well as money in bank accounts intended for crediting compensation for investment costs”;

add the third part with the following content:

"Restrictions regarding the collection of funds located in bank accounts intended for the transfer of compensation for investment costs do not apply to claims related to the first, second and third priorities in accordance with the order provided for in paragraph 2 of Article 742 of the Civil Code of the Republic of Kazakhstan.";

2) in paragraph 3 of Article 62:

in part four, after the word “notary”, add the words “, as well as money in bank accounts intended for crediting compensation for investment costs”;

add part five with the following content:

"Restrictions regarding the seizure of funds in bank accounts intended for the transfer of compensation for investment costs do not apply to claims related to the first, second and third priorities in accordance with the order provided for in paragraph 2 of Article 742 of the Civil Code of the Republic of Kazakhstan.";

3) Article 98:

add subparagraph 19-1) of the following content:

"19-1) money located in bank accounts intended for the transfer of compensation for investment costs, in accordance with the legislation of the Republic of Kazakhstan in the field of public-private partnership and concessions.";

add the second part with the following content:

"The provisions of subparagraph 19-1) of part one of this article shall not apply to the seizure of money for claims relating to the first, second and third priorities in

accordance with the order provided for in paragraph 2 of Article 742 of the Civil Code of the Republic of Kazakhstan."

11. In the Law of the Republic of Kazakhstan dated February 18, 2011 "On Science" (Bulletin of the Parliament of the Republic of Kazakhstan, 2011, No. 4, Art. 36; 2013, No. 15, Art. 82; 2014, No. 1, Art. 4; No. 19-I, 19-II, Art. 96; 2015, No. 20-VII, Art. 119; No. 21-III, Art. 135):

1) in Article 1:

add subparagraph 19-1) of the following content:

"19-1) endowment fund of an organization of higher and (or) postgraduate education - a target capital fund formed through charitable assistance, gratuitous deductions, donations, grants, contributions of founders (participants) of educational organizations, the investment income from which is directed to the financing of scientific and (or) educational activities;"

subparagraphs 22) and 28) shall be set out as follows:

"22) Associate Professor (Associate Professor), Professor – academic titles awarded by an authorized body;"

"28) Doctor of Philosophy (PhD), Doctor of Specialization - degrees awarded to individuals who have completed a doctoral program in a scientific and pedagogical field or a relevant field of professional activity and defended a dissertation in the Republic of Kazakhstan or abroad, recognized in the manner established by the legislation of the Republic of Kazakhstan;"

2) in Article 4:

in subparagraph 14) exclude the word "scientists";

in subparagraph 16) exclude the word "scientist";

3) clause 2 of Article 12 after the words "academic degrees" add the word "degrees";

4) Article 15 shall be supplemented with paragraph 3 of the following content:

"3. As a measure of incentive for students, scientists, research workers and organizations, a scholarship may be paid from the investment income of the endowment fund of an organization of higher and (or) postgraduate education."

5) clause 3 of Article 28 shall be supplemented with the third part of the following content:

"Part of the income from the commercialization of the results of scientific and (or) scientific and technical activities carried out by the organization may be allocated to the endowment fund of the organization of higher and (or) postgraduate education, which finances the conduct of scientific research or its commercialization."

12. In the Law of the Republic of Kazakhstan dated March 1, 2011 "On State Property" (Bulletin of the Parliament of the Republic of Kazakhstan, 2011, No. 5,

Article 42; No. 15, Article 118; No. 16, Article 129; No. 17, Article 136; No. 24, Article 196; 2012, No. 2, Articles 11, 16; No. 4, Articles 30, 32; No. 5, Article 41; No. 6, Article 43; No. 8, Article 64; No. 13, Article 91; No. 14, Article 95; No. 21-22, Article 124; 2013, No. 2, art. 13; No. 8, art. 50; No. 9, art. 51; No. 15, art. 82; No. 16, art. 83; 2014, No. 1, Art. 9; No. 2, art. 10, 12; No. 4-5, art. 24; No. 7, art. 37; No. 12, art. 82; No. 19-I, 19-II, art. 94, 96; No. 22, art. 131; No. 23, art. 143; 2015, No. 8, Art. 42; No. 11, art. 57; No. 14, art. 72; No. 19-I, art.99; No. 19-II, art. 103, 105; No. 20-IV, art. 113; No. 20-VII, art. 117; No. 21-I, art. 124; No. 21-II, art. 130; No. 21-III, art. 135; No. 22-II, art. 145, 148; No. 22-VI, art. 159; No. 23-II, art. 170, 172; 2016, No. 7-I, Art. 47; No. 7-II, art. 56; No. 8-I, art. 62; No. 24, art. 124; 2017, No. 4, Art. 7; No. 9, Art. 22; No. 11, Art. 29; No. 13, Art. 45; No. 14, Art. 51, 54; No. 15, Art. 55; No. 20, Art. 96; No. 22-III, Art. 109; 2018, No. 1, Art. 4; No. 7-8, Art. 22; No. 10, Art. 32; Law of the Republic of Kazakhstan dated June 20, 2018 "On Amendments and Additions to Certain Legislative Acts of the Republic of Kazakhstan on the Issues of Improving Legislation in the Sphere of Intellectual Property", published in the newspapers "Egemen Kazakhstan" and "Kazakhstanskaya Pravda" on June 22, 2018):

1) subparagraph 5) of paragraph 2 of Article 134 after the word “health care” add the words “primary, basic secondary, general secondary”;

2) clause 3 of Article 139 shall be supplemented with the words “, as well as the first heads of secondary education organizations in the organizational and legal form of state enterprises on the right of economic management, appointed to the position in accordance with the legislation of the Republic of Kazakhstan in the field of education”;

3) Article 142 shall be supplemented with the words “or other collegial governing bodies, the creation of which is provided for by the Law of the Republic of Kazakhstan “On Education”.

13. In the Law of the Republic of Kazakhstan dated February 16, 2012 "On military service and the status of military personnel" (Bulletin of the Parliament of the Republic of Kazakhstan, 2012, No. 5, Art. 40; 2013, No. 1, Art. 3; No. 2, Art. 10; No. 3, Art. 15; No. 14, Art. 72; No. 16, Art. 83; 2014, No. 7, Art. 37; No. 8, Art. 49; No. 16, Art. 90; No. 19-I, 19-II, Art. 96; 2015, No. 11, Art. 56; No. 15, Art. 78; No. 19-I, Art. 100; No. 21-III, art. 135; No. 23-II, art. 170; 2017, No. 11, Art. 29; No. 13, art. 45; No. 16, art. 56; No. 21, art. 98):

1) Article 1 shall be supplemented with subparagraph 25-1) of the following content: "25-1) the teaching staff of military educational institutions - military personnel and civilian personnel of the Armed Forces engaged in educational, scientific, and methodological activities;"

2) paragraph 7 of Article 26 shall be set out as follows:

"7. Military personnel of the ranks of soldiers (sailors), sergeants (petty officers), who have entered military service under a contract in accordance with paragraph 6 of Article 37 of this Law, cadets and cadets of military educational institutions who have not served the established term of compulsory service, who have not reached the age of twenty-six, but not younger than eighteen years, who have served or studied for less than one year and who have been discharged from military service under a contract or expelled from military educational institutions, in accordance with the established procedure, are sent to military units to serve the remaining term of compulsory service, but for no less than three months.

Cadets and students of military educational institutions who have not previously completed military service, who have not reached the age of eighteen, who have studied for less than one year and who have been expelled, are sent to local military authorities at their place of residence for registration as conscripts for conscription in accordance with the established procedure for military service to serve the remainder of their military service, but for no less than three months.

The time spent studying in military educational institutions with the status of military personnel for cadets and cadets expelled from a military educational institution is counted towards the term of military service.

A serviceman expelled from a military educational institution for academic failure, indiscipline, on his own initiative, as a result of dismissal from military service for negative reasons, as well as who refused to enter into a contract for military service, is obliged to reimburse the state budgetary funds corresponding to the costs of providing food, payment of stipends and travel of cadets and cadets of military educational institutions during their studies at a military educational institution in the status of a serviceman, with the exception of the costs of the first year of study in the status of a serviceman.

The specified obligations do not apply to cadets and students expelled during the first year of study at a military educational institution with the status of a military service member and not transferred to the next course, sent in accordance with the established procedure to military units to serve the remaining term of compulsory military service. Enforcement proceedings initiated on the basis of judicial decisions that entered into legal force before January 1, 2018, on matters of collecting funds from expelled cadets to the state, shall be terminated in accordance with the procedure established by the Law of the Republic of Kazakhstan "On Enforcement Proceedings and the Status of Bailiffs".

Claims for the recovery of funds in favor of the state, as provided for in part four of this paragraph, shall be filed against cadets and students expelled after January 1, 2018.

Reinstatement at a military educational institution or conscription into contract military service is grounds for suspending the recovery of budgetary funds spent on training for the period of training and/or contract military service. After ten years of contract military service, calculated in calendar years, excluding the period of training at a military educational institution, the recovery of budgetary funds spent on training ceases.

A military service member who has graduated from a military educational institution, in the event of dismissal from military service for negative reasons, is obliged to reimburse the state for funds corresponding to the costs of providing food, payment of stipends and travel of cadets and cadets of military educational institutions during their period of study at a military educational institution in the status of a military service member, with the exception of the costs of the first year of study in the status of a military service member, proportionally for each full month not served until the end of the contract.

A graduate of a military educational institution implementing technical and vocational education programs (based on basic secondary education), in the event of failure to enroll in a military educational institution implementing higher education programs and refusal to continue military service, is sent to military units to serve the remainder of his military service, but for no less than three months, without reimbursement of budgetary funds spent on his education.

The procedure for reimbursement to the state of budgetary funds spent on training military personnel in military educational institutions is determined by the first head of the authorized body.";

3) in Article 39-1:

paragraph 2 shall be set out as follows:

"2. Military personnel, officers of special government agencies upon referral from their personnel departments, as well as civilian personnel of the Armed Forces and government agencies, provided they have access to state secrets, have the right to enroll in the National Defense University. Civilian personnel of the Armed Forces and government agencies are trained only using distance learning technologies."

add paragraph 5 with the following content:

"5. The teaching staff of military educational institutions must undergo advanced training at least once every three years."

14. The Law of the Republic of Kazakhstan dated May 16, 2014 "On Permits and Notifications" (Bulletin of the Parliament of the Republic of Kazakhstan, 2014, No. 9, Art. 51; No. 19-I, 19-II, Art. 96; No. 23, Art. 143; 2015, No. 2, Art. 3; No. 8, Art. 45; No. 9, Art. 46; No. 11, Art. 57; No. 16, Art. 79; No. 19-II, Art. 103; No. 20-IV, Art. 113; No. 21-I, Art. 128; No. 21-III, Art. 135; No. 22-II, Art. 144, 145; No. 22-V, art. 156, 158; No. 22-VI, art. 159; No. 23-I, art. 169; 2016, no. 1, art. 2, 4; No. 6, art. 45; No. 7-I, art. 50; No. 7-II, art. 53; No. 8-I, art. 62; No. 8-II, art. 68; No. 12, article 87; 2017, No. 1-2, Art. 3; No. 4, art. 7; No. 9, art. 21, 22; No. 11, art. 29; No. 12, art. 34; No. 23-III, Art. 111; No. 23-V, art. 113; No. 24, art. 115; 2018, No. 10, Art. 32):

Column 3, line 3 of Appendix 1 shall be amended as follows:

"1. Provision of primary education.

2. Provision of basic secondary education.

3. Provision of general secondary education.

4. Provision of technical and vocational education according to qualifications for military and special educational institutions in groups of specialties.

5. Provision of post-secondary education according to qualifications for military and special educational institutions in groups of specialties.

6. Provision of higher education in the areas of personnel training.

7. Provision of postgraduate education in the areas of personnel training.

8. Providing spiritual education."

15. In the Law of the Republic of Kazakhstan dated October 31, 2015 "On Public-Private Partnership" (Bulletin of the Parliament of the Republic of Kazakhstan, 2015, No. 20-VII, Art. 116; 2016, No. 7-II, Art. 55; 2017, No. 14, Art. 51; No. 20, Art. 96; No. 23-V, Art. 113; No. 24, Art. 115):

1) Article 1 shall be supplemented with subparagraph 2-1) of the following content:

"2-1) an account intended for crediting compensation for investment costs is a bank account opened for a private partner by a creditor with a restriction on its right to carry out expenditure transactions on it until the occurrence or fulfillment of the conditions specified in the agreement for financing under the assignment of a monetary claim and (or) the public-private partnership agreement;"

2) supplement with Article 12-1 of the following content:

"Article 12-1. Legal regime of the account intended for crediting compensation for investment costs

1. An account intended for the crediting of compensation for investment costs is opened in the event that a private partner attracts debt financing secured by the right to claim cash receipts in the form of compensation for investment costs.

2. The account designated for the transfer of investment cost compensation is used to protect the creditor's rights when financing public-private partnership projects secured by the right to claim cash receipts in the form of investment cost compensation. The use of the account designated for the transfer of investment cost compensation for any other purposes is prohibited.

The use of the account intended for crediting compensation for investment costs is carried out in accordance with the legislation of the Republic of Kazakhstan in the field of public-private partnership.

After the obligations to the creditor have been settled, the account intended for crediting compensation for investment costs is subject to closure.

3. Collection from the account intended for the crediting of compensation for investment costs may be made only within the framework of the fulfillment of the obligations of the private partner to the creditor, secured by the right of claim under the public-private partnership agreement.

The private partner has the right, in agreement with the creditor, to transfer part of the funds from the account intended for crediting compensation for investment costs to its current account specified in the public-private partnership agreement.";

3) Article 51 shall be set out as follows:

"Article 51. Subject of pledge under a public-private partnership agreement

1. A private partner has the right to pledge its rights under a public-private partnership agreement only with the written consent of the public partner, unless otherwise provided by the laws of the Republic of Kazakhstan.

2. The transfer of rights of claim for cash receipts in the form of compensation for investment costs under a public-private partnership project to the creditor as collateral is carried out only for the purpose of attracting loan financing for the implementation of the public-private partnership project in accordance with the terms of the public-private partnership agreement.

3. The transfer by a private partner of its rights under a public-private partnership agreement to the creditor as collateral and the accounting of the value of these rights shall be carried out in accordance with the legislation of the Republic of Kazakhstan in the field of public-private partnership.

4. For public-private partnership facilities put into operation, compensation for investment costs is carried out in full within the amounts and timeframes stipulated by the terms of the public-private partnership agreement.";

4) supplement with Article 51-1 of the following content:

"Article 51-1. Replacement of a private partner

1. In the event of failure by the private partner to fulfill or improper fulfillment of its obligations to the creditor and/or under the public-private partnership agreement, the private partner may be replaced by agreement with the public partner and the creditor, which shall be carried out by holding a competition by the public partner for the purpose of replacing the private partner.

2. In the event of a replacement of a private partner, the rights and obligations under the public-private partnership agreement shall be transferred to the new private partner from the moment of the conclusion of the agreement on the replacement of the private partner under the public-private partnership agreement.

3. Replacement of a private partner under a public-private partnership agreement shall be carried out in accordance with the legislation of the Republic of Kazakhstan in the field of public-private partnership."

16. In the Law of the Republic of Kazakhstan dated November 13, 2015 "On Amendments and Additions to Certain Legislative Acts of the Republic of Kazakhstan on Education Issues" (Bulletin of the Parliament of the Republic of Kazakhstan, 2015, No. 21-III, Art. 135; 2016, No. 8-II, Art. 67):

1) subparagraph 54) of paragraph 2 of Article 1 shall be set out as follows:

"54) paragraph 5-1 of Article 62 shall be set out as follows:

"5-1. Financing of the training of personnel with higher or postgraduate education on the basis of an educational grant or state educational order is carried out in educational organizations that have been accredited by accreditation bodies included in the register of recognized accreditation bodies, with the exception of military and special educational institutions.

Financing of training of personnel with technical and vocational, post-secondary education on the basis of an educational order is carried out in educational organizations that have been accredited by accreditation bodies included in the register of recognized accreditation bodies, with the exception of military and special educational institutions."";

2) in Article 2:

in the first paragraph of clause 3, replace the numbers "2020" with the numbers "2021";

In the first paragraph of clause 4, replace the numbers "2020" with the numbers "2021".

17. In the Law of the Republic of Kazakhstan dated April 9, 2016 "On Amendments and Additions to Certain Legislative Acts of the Republic of Kazakhstan on the Protection of Children's Rights" (Bulletin of the Parliament of the Republic of Kazakhstan, 2016, No. 8-I, Art. 67):

paragraph nine of subparagraph 10) of paragraph 11 of Article 1 shall be set out as follows:

"3-1. Educational documents of their own design are issued to students who have passed the final assessment by higher and/or postgraduate education organizations that have a license to engage in educational activities."

18. In the Law of the Republic of Kazakhstan dated July 26, 2016 "On Payments and Payment Systems" (Bulletin of the Parliament of the Republic of Kazakhstan, 2016, No. 12, Art. 86; No. 23, Art. 119; 2017, No. 12, Art. 36; No. 13, Art. 45; No. 14, Art. 53; No. 21, Art. 98; No. 22-III, Art. 109; 2018, No. 10, Art. 32):

in Article 27:

in paragraph 10:

supplement part three with subparagraph 6) of the following content:

"6) on funds located in bank accounts intended for the transfer of compensation for investment costs, in accordance with the legislation of the Republic of Kazakhstan in the field of public-private partnerships and concessions.";

add part four with the following content:

"The provisions of subparagraph 6) of part three of this paragraph shall not apply to the withdrawal of money for claims relating to the first, second and third priorities in accordance with the order provided for in paragraph 2 of Article 742 of the Civil Code of the Republic of Kazakhstan.";

In the second part of paragraph 11, after the words "through the use of housing payments," add the words "using money in bank accounts intended for crediting compensation for investment costs."

19. In the Law of the Republic of Kazakhstan dated November 30, 2017 "On Amendments and Additions to Certain Legislative Acts of the Republic of Kazakhstan on Issues of Improving Budget Legislation" (Bulletin of the Parliament of the Republic of Kazakhstan, 2017, No. 20, Art. 96):

paragraph six of subparagraph 2) of paragraph 5 of Article 1 shall be set out as follows:

"The standard for the deduction of a portion of the net income of municipal state enterprises, with the exception of secondary education institutions in the organizational and legal form of state enterprises on the right of economic management, is established by the local executive body or the apparatus of the akim of a city of district significance, village, settlement, or rural district."

Article 2.

1. This Law shall enter into force upon expiration of ten calendar days after the date of its first official publication, with the exception of:

1) paragraphs three and four of subparagraph 18), paragraphs two and three of subparagraph 19), paragraphs thirteen and fourteen of subparagraph 34) of paragraph 9 of Article 1, which shall enter into force on January 1, 2019;

2) subparagraph 1), paragraphs three, four, five and six of subparagraph 2) of paragraph 4 of Article 1, which shall enter into force on January 1, 2021;

3) paragraph four of subparagraph 28) of paragraph 9 of Article 1, which shall enter into force on September 1, 2023.

2. Suspend until January 1, 2019, the effect of paragraph thirty-seven of subparagraph 5) of paragraph 9 of Article 1 of this Law, establishing that during the period of suspension this paragraph shall be effective as follows:

"14-3) approves the list of areas of training for personnel with higher education, training in which in the form of external and correspondence studies is not permitted;".

President of the Republic of Kazakhstan

N. NAZARBAYEV