

THE LAW OF THE REPUBLIC OF KAZAKHSTAN

On Migration of Population (last amended on December 26, 2018)

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This Law regulates social relations in the field of population migration, defines the legal, economic and social foundations of migration processes.

Chapter 1. General Provisions

Article 1. Basic concepts used in this Law

The following basic concepts:

1) former compatriot - a person born or previously held citizenship of the Kazakh Soviet Socialist Republic or the Republic of Kazakhstan and permanently residing abroad;

2) adaptation and integration services - a set of services (information, legal, social, medical and educational) provided to oralms and members of their families in order to adapt and integrate into society;

3) permission to enter and exit (hereinafter - visa) - a mark of authorized state bodies of the Republic of Kazakhstan in the migrant's passport or a substitute document, which gives the right to enter the territory of the Republic of Kazakhstan, travel through its territory, stay on it and leave the territory of the Republic of Kazakhstan for a time, for the purposes and on the conditions established in the visa;

4) labor migration - temporary movement of individuals from other states to the Republic of Kazakhstan and from the Republic of Kazakhstan, as well as within the state for carrying out labor activities;

The article is supplemented by subparagraph 4-1 in accordance with the Law of the Republic of Kazakhstan dated 10.12.13 No. 153-V

4-1) permission to a labor immigrant - a document of the established form issued to a labor immigrant by the internal affairs bodies for performing work (rendering services) from physical employers persons in the household;

5) illegal immigration - entry into the Republic of Kazakhstan and the stay of foreigners or stateless persons in the Republic of Kazakhstan in violation of the legislation of the Republic of Kazakhstan governing the procedure for entry and stay, as well as transit passage through the territory of the Republic of Kazakhstan;

6) illegal immigrant - a foreigner or stateless person who has entered the Republic of Kazakhstan and is in the Republic of Kazakhstan in violation of the laws of the Republic of Kazakhstan;

The article is supplemented by subparagraph 6-1 in accordance with the Law of the Republic of Kazakhstan dated October 27.15 No. 365-V

6-1) internal corporate transfer - temporary for a period specified by the labor contract, but not more than three years, with the right to extend the foreigner for one year or a stateless person engaged in labor as a leader, manager or specialist in a legal entity established in the territory of a member country of the World Trade Organization, located and operating outside the territory of the Republic of Kazakhstan, to branches, subsidiaries ii, representative offices of this legal entity established on the territory of the Republic of Kazakhstan in accordance with the legislation of the Republic of Kazakhstan;

7) immigration - the entry of foreigners or stateless persons into the Republic of Kazakhstan for temporary or permanent residence;

8) immigrant - a foreigner or stateless person who arrived in the Republic of Kazakhstan for temporary or permanent residence;

9) migration - permanent or temporary, voluntary or forced movement of individuals from one state to another, as well as within the state;

10) migrant - a person who has entered the Republic of Kazakhstan and has left the Republic of Kazakhstan, as well as resettled within the Republic of Kazakhstan, regardless of the reasons and duration;

The article is supplemented by subparagraph 10-1 in accordance with the Law of the Republic of Kazakhstan dated 10.12.13, No. 153-V; set forth in the revision of the Law of the Republic of Kazakhstan dated 24.11.15, No. 421-V (see previous edition)

10-1) the receiving person is a citizen of the Republic of Kazakhstan, a foreigner and a stateless person permanently residing in the Republic of Kazakhstan, or a legal entity,

registered in the Republic of Kazakhstan, applying for the invitation of immigrants to the Republic of Kazakhstan for temporary residence and (or) providing a place for their residence;

11) foreign institutions of the Republic of Kazakhstan -missions located abroad diplomatic and equivalent, as well as consular offices of the Republic of Kazakhstan;
Subparagraph 12 is set out in the wording of the *Law of the Republic of Kazakhstan dated 04/27/12 No. 15-V*; *Law of the Republic of Kazakhstan dated 24.11.15, No. 421-V* (see previous edition)

12) migrant - an internal migrant moving to the regions determined by the Government of the Republic of Kazakhstan;

The article is supplemented by subparagraph 12-1 in accordance with the *Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V*; set out in the wording of the *Law of the Republic of Kazakhstan dated 16.04.18 No. 147-VI* (see previous edition)

12-1) regional quota for admitting immigrants - the maximum number of immigrants or immigrants and their family members arriving for permanent residence in the regions specified The Government of the Republic of Kazakhstan, which are provided with state support measures provided for participants in active measures to promote employment in accordance with the legislation of the Republic of Kazakhstan on employment;

Subparagraph 13 is set out in the wording of the *Law of the Republic of Kazakhstan dated 10.12.13 No. 153-V* (see previous edition); *Law of the Republic of Kazakhstan dated 24.11.15, No. 421-V* (see)

previous edition13) oralman is an ethnic Kazakh who permanently resided outside the borders of the Republic of Kazakhstan at the time of acquiring sovereignty, and his children of Kazakh nationality who were born and resided after the acquisition of sovereignty by the Republic of Kazakhstan outside its borders, who arrived (arrived) in the Republic of Kazakhstan for the purpose of permanent residence in their historical homeland and received (received) the corresponding status in the manner established by this Law;

The article is supplemented by subparagraph 13-1 in accordance with the *Law of the Republic of Kazakhstan dated 11.24.15 No. 421-V*

13-1) the center for adaptation and integration of oralmans is a legal entity established by the local executive body of regions, cities of republican significance, the capital in accordance with the legislation of the Republic Kazakhstan and intended to provide the oralmans, their family members with adaptation and integration services and temporary residence;

The article is supplemented by subparagraph 13-2 in accordance with the *Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V*; set out in the wording of the *Law of the Republic of Kazakhstan dated 16.04.18 No. 147-VI* (see previous edition)

13-2) the regional quota for oralmans admission is the maximum number of oralmans or oralmans and their family members arriving for permanent residence in the regions specified The Government of the Republic of Kazakhstan, which are provided with state support measures provided for participants in active measures to promote employment in accordance with the legislation of the Republic of Kazakhstan on employment;

The article is supplemented by subparagraph 13-3 in accordance with the *Law of the Republic of Kazakhstan dated 11.24.15 No. 421-V*

13-3) information database on oralmans, ethnic Kazakhs - a collection of data on ethnic Kazakhs, oralmans and their family members, their movements across the territory Republic of Kazakhstan, as well as measures of state support provided by it;

The article is supplemented by subparagraph 13-4 in accordance with the Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V (entered into force on January 1, 2017)

13-4) certificate of qualification for self-employment - a document of the established form issued in the manner determined by the authorized body on population migration, foreign worker, corresponding to the requirements of qualification and level of education, self-employment in the Republic of Kazakhstan in professions that are in demand in the priority sectors of the economy (types of economic activities);

14) is excluded in accordance with the Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V (see previous edition)

15) is excluded in accordance with the Law of the Republic of Kazakhstan dated 24.11.15, No. 421-V (see old edition .)

16) is excluded in accordance with the Law of the Republic of Kazakhstan dated 10.12.13 No. 153-V (see previous edition.)

Subparagraph 17 is amended in accordance with the Law of the Republic of Kazakhstan dated 10.12.13 No. 153-V (see (old edition)

17) Permanent residence permit - a document issued by internal affairs bodies to immigrants subject to the requirements established by the legislation of the Republic of Kazakhstan and providing them with the right to permanent residence in the territory Republic of Kazakhstan;

The article is supplemented by subparagraph 17-1 in accordance with the Law of the Republic of Kazakhstan dated 12.12.16, No. 28-VI

17-1) place of temporary stay (residence) - having the address a building, premise or dwelling that is not a place of residence and in which the person resides (resides) temporarily;

18) temporary accommodation center - a dwelling intended for temporary residence of ethnic Kazakhs and members of their families until receiving oralman status;

Subparagraph 19 is amended in accordance with the Law of the Republic of Kazakhstan dated 10.12.13 No. 153-V (see previous edition)

19) temporary residence permit (registration) - a document issued by the internal affairs bodies to immigrants subject to the requirements established the legislation of the Republic of Kazakhstan, and providing them with the right to stay for a certain period of time on the territory of the Republic of Kazakhstan, depending on the purpose of the stay;

The article is supplemented by subparagraph 19-1 in accordance with the Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V; set forth in the revision of the Law of the Republic of Kazakhstan dated 16.04.18 No. 147-VI (see previous edition)

19-1) State Corporation "Government for Citizens" (hereinafter referred to as the State Corporation) is a legal entity established by decision of the Government of the Republic of Kazakhstan, for the provision of public services in accordance with the legislation of the Republic of Kazakhstan, the organization of work on the receipt of applications for the provision of public services and the issuance of their results to the service recipient on a "one-stop-shop" basis, as well as the provision of public services in electronic form;

Subparagraph 20 is set out in the wording of the Law of the Republic of Kazakhstan dated 16.04.18 No. 147-VI (see previous edition)

20) the authorized body for population migration is the central executive body that exercises, within its competence, leadership in the field of population migration, regulation migration processes, coordination of work and implementation of state policy in the field of population migration;

20-1) is excluded in accordance with the Law of the Republic of Kazakhstan dated 16.04.18 No. 147-VI (see previous edition)

21) inviting person - a person living in the Republic of Kazakhstan and facilitating the entry of members of his family into the Republic of Kazakhstan for the purpose family reunification in accordance with this Law;

Subparagraph 22 is set out in the wording of the Law of theofof Kazakhstan Republic dated 06/12/14, No. 209-V (see previous edition); Of the Law of the Republic of Kazakhstan dated 24.11.15, No. 421-V (see previous edition)

22) quota for attracting foreign labor - the maximum permissible amount of foreign labor allowed to be attracted by an employer to carry out labor activities in the Republic of Kazakhstan;

Subparagraph 23 is amended in accordance with the Law of the Republic of Kazakhstan dated 13.06.13 No. 102-V (see previous edition); Law of the Republic of Kazakhstan dated 06.04.16, No. 483-V

23) permission to attract foreign labor - a document of the established form issued by a local executive body to an employer to attract foreign labor to the Republic of Kazakhstan;

24) is excluded in accordance with the Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V (entered into force on January 1, 2017) (see previous edition)

25) internal migration - the relocation of individuals within the Republic of Kazakhstan with a view to permanent or temporary residence;

Subparagraph 26 is set out in the wording of the Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V (see previous edition)

26) internal migrant - a person who is resettled within the Republic of Kazakhstan independently for permanent or temporary residence;

27) is excluded in accordance with the Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V (see previous edition)

28) ethnic Kazakh - a foreigner or stateless person of Kazakh nationality, permanently residing abroad.

Article 2. Legislation of the Republic of Kazakhstan in the field of population migration

1. Legislation of the Republic of Kazakhstan in the field of population migration is based on the Constitution of the Republic of Kazakhstan and consists of this Law and other regulatory legal acts.

2. If other rules are established by an international treaty ratified by the Republic of Kazakhstan than those provided for in this Law, then the rules of the international treaty shall apply.

Article 3. The main types of immigration

Depending on the purpose of entering the territory of the Republic of Kazakhstan and staying on the territory of the Republic of Kazakhstan, the following main types of immigration are distinguished:

- 1) for the purpose of returning to their historical homeland;
- 2) for the purpose of family reunion;
- 3) for the purpose of obtaining an education;
- 4) for the purpose of employment;
- 5) for humanitarian and political reasons.

Article 4. Basic principles and objectives of state policy in the field of population migration

1. The state policy in the field of population migration is based on the following basic principles:

- 1) recognition and guarantee of the rights and freedoms of migrants in accordance with the [Constitution of the Republic of Kazakhstan](#), laws and international treaties;
- 2) protection of national interests and ensuring national security;
- 3) a combination of the interests of the individual, society and the state;
- 4) transparency of regulation of migration processes on the basis of updating and the multiplicity of information used;
- 5) a differentiated approach of the state to the regulation of various types of immigration.

2. The main objectives of state policy in the field of population migration are:

- 1) protection of the rights and freedoms of migrants;
- 2) the organization of the rational resettlement of oralmans, taking into account the interests of the demographic and socio-economic development of the regions;
- 3) attracting highly qualified foreign labor to carry out labor activities in the Republic of Kazakhstan;
- 4) protection of the domestic labor market by quoting the attraction of foreign labor;
- 5) ensuring the integration of Kazakhstan into the international labor market;
- 6) the development of cooperation of the Republic of Kazakhstan with other states in order to prevent and prevent conflicts that may lead to mass migration of the population;
- 7) optimization of internal migration flows, ensuring the rational resettlement of migrants throughout the country;
- 8) support and development of relations with former compatriots and ethnic Kazakhs living abroad, including in the field of cultural cooperation and information support;
- 9) facilitating the resettlement of ethnic Kazakhs to their historical homeland;
- 10) international cooperation in the field of regulation of migration processes, prevention and suppression of illegal immigration.

See also: [The concept of migration policy of the Republic of Kazakhstan for 2017 - 2021](#)

Article 5. Rights and obligations of immigrants

1. Immigrants in the Republic of Kazakhstan have the right:

- 1) to enjoy the rights and freedoms established for citizens of the Republic of Kazakhstan, unless otherwise provided by the [Constitution](#), laws and international treaties;

- 2) for education, medical and social assistance in the manner prescribed by the [legislation of the Republic of Kazakhstan](#);
- 3) for free movement on the territory of the Republic of Kazakhstan, [open for visiting by immigrants](#);
- 4) free choice of place of residence in the manner prescribed by the [legislation of the Republic of Kazakhstan](#);
- 5) apply to the court and state bodies to protect their property and personal non-property rights;
- 6) to receive [paid adaptation and integration services](#) at the centers for adaptation and integration of oralmans, with the exception of oralmans and members of their families who receive these services on a free basis.

2. Immigrants in the Republic of Kazakhstan:

- 1) bear the duties established for citizens of the Republic of Kazakhstan, unless otherwise provided by the [Constitution](#), laws and international treaties;
- 2) must comply with the [Constitution](#) and legislation of the Republic of Kazakhstan, including the established procedure for entry, exit and stay on the territory of the Republic of Kazakhstan.

Article 6. General conditions for the entry, exit and stay of immigrants.

[Clause 1 is set out in the wording of the Law of the Republic of Kazakhstan dated 04.07.18 No. 174-VI \(see previous edition\)](#)

1. [The procedure for entry, exit and stay of immigrants](#) in the territory of the Republic of Kazakhstan is determined the legislation of the Republic of Kazakhstan.

Features of the entry, exit and stay of immigrants to carry out activities in the Astana Hub international technology park, including the implementation of labor activities, are determined by the [Law of the Republic of Kazakhstan "On Informatization"](#).

2. Immigrants who have arrived from states that have concluded agreements with the Republic of Kazakhstan on visa-free entry and stay, enter with valid passports or documents replacing them subject to the conditions established by international treaties of the Republic of Kazakhstan.

[Paragraph 3 is amended in accordance with the Law of the Republic of Kazakhstan dated 06.06.13, No. 102-V \(see previous edition\); Law of the Republic of Kazakhstan dated 24.11.15, No. 421-V \(see previous edition\)](#)

3. Visas for entry into the Republic of Kazakhstan and departure from the Republic of Kazakhstan shall be issued to immigrants by the Ministry of Foreign Affairs of the Republic of Kazakhstan and foreign agencies of the Republic of Kazakhstan in agreement with the national security authority .

Visas for departure from the Republic of Kazakhstan and entry into the Republic of Kazakhstan to immigrants located in the territory of the Republic of Kazakhstan are issued by the internal affairs bodies.

[Clause 4 is set out in the wording of the Law of the Republic of Kazakhstan dated 04/27/12 No. 15-V \(see previous edition\); Law of the Republic of Kazakhstan dated 24.11.15, No. 421-V \(see previous edition\)](#)

4. Immigrants temporarily staying in the Republic of Kazakhstan for more than five calendar days from the date of crossing the State border of the Republic of Kazakhstan are required to have a [temporary residence permit](#) (registration) unless otherwise

specified by agreement of the Republic of Kazakhstan with the relevant party or the Government of the Republic of Kazakhstan.

Registration of immigrants is carried out by the internal affairs bodies on the basis of information from the receiving parties, as well as the National Security Committee of the Republic of Kazakhstan, arriving from checkpoints across the state border of the Republic of Kazakhstan. Hosts are required to inform the internal affairs authorities of their immigrants within three business days from the day they arrive.

See: Rules for registering immigrant passports, providing information on receiving immigrants from their host countries, making and issuing migration cards, immigrants moving, immigrants entering certain areas (territories), which are closed for visiting by foreigners, as well as transit travel of foreigners and stateless persons on the territory of the Republic of Kazakhstan

Article 7 as amended by the Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V (see previous edition)

Article 7. Obtaining a Permanent Residence Permit in the Republic of Kazakhstan

Foreigners and stateless persons residing outside the Republic of Kazakhstan shall apply with an application for a permanent residence permit in the Republic of Kazakhstan to foreign institutions of the Republic of Kazakhstan.

Foreigners and stateless persons temporarily staying in the Republic of Kazakhstan with a permanent residence visa or arriving from states that have concluded agreements with the Republic of Kazakhstan on visa-free entry and stay, as well as ethnic Kazakhs, regardless of the category of visa issued to them, apply to the internal affairs bodies to obtain Permanent residence permits. Foreigners and stateless persons cannot apply for a permit for permanent residence in the Republic of Kazakhstan:

1) expelled in accordance with the Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V previous version (see)

2) passing through the territory of the Republic Kazakhstan in transit for a period not exceeding five days;

The article is supplemented by subparagraph 2-1 in accordance with the Law of the Republic of Kazakhstan dated 11.24.15 No. 421-V

2-1) arrived in the Republic of Kazakhstan for the purposes of tourism, treatment, participation in programs of youth, student and school exchanges, humanitarian assistance, conducting negotiations, conclusion of contracts, provision of audit and consulting services, as well as business trips;

3) consisting of military service in units located on the territory of the Republic of Kazakhstan;

4) members of diplomatic missions, consular posts and international organizations accredited in the Republic of Kazakhstan;

5) who are representatives of foreign media accredited in the Republic of Kazakhstan;

6) who are members of the crews of sea and river vessels, air, rail and road transport located on the territory of the Republic of Kazakhstan;

The article is supplemented by subparagraph 6-1 in accordance with the Law of the Republic of Kazakhstan dated 12.12.16 No. 28-VI

6-1) which are members of organizations prohibited in the territory of the Republic of Kazakhstan;

Subparagraph 7 is set out in the wording of the Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V (see previous edition); Law of the Republic of Kazakhstan dated 22.12.16, No. 28-VI (see previous edition)

7) staying on the territory of the Republic of Kazakhstan in order to carry out charitable, volunteer, religious and (or) missionary activities;

The article is supplemented by subparagraph 8 in accordance with the Law of the Republic of Kazakhstan dated 12.12.16, No. 28-VI; set forth in the revision of the version Law of the Republic of Kazakhstan dated 11.07.17, No. 91-VI (previous see)

8) who have lost the citizenship of the Republic of Kazakhstan on the grounds provided for in subparagraph 8) of the first part of Article 21 of the Law of the Republic of Kazakhstan dated December 20, 1991 "On citizenship of the Republic of Kazakhstan";

The article is supplemented by subparagraph 9 in accordance with the Law of the Republic of Kazakhstan dated 11.07.17 No. 91-VI

9) deprived of citizenship of the Republic of Kazakhstan on the grounds provided for in article 20-1 of the Law of the Republic of Kazakhstan dated December 20, 1991 "On citizenship of the Republic of Kazakhstan".

The legal status of the persons referred to in the second part of this article is determined by the legislation of the Republic of Kazakhstan and international treaties ratified by the Republic of Kazakhstan.

Chapter 2. The state system of managing the processes of population migration in the Republic of Kazakhstan

Article 8. Competence of the Government of the Republic of Kazakhstan The Government of the Republic of Kazakhstan:

1) develops the main directions of state policy in the field of population migration and organizes its implementation;

Subparagraph 2 is set out in the wording of the Law of the Republic of Kazakhstan dated 12.06.14, No. 209-V (see previous edition)

2) establishes a quota for attracting foreign labor;

3) is excluded in accordance with the Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V (see)

Subparagraph 4 is set out in the wording of the version Law of the Republic of Kazakhstan dated 27.04.12, No. 15-V (see old)

4) defines the procedure for documenting and population registration;

Subparagraph 5 is set out in the wording of the Law of the Republic of Kazakhstan dated 10.12.13, No. 153-V (see previous edition); Law of the Republic of Kazakhstan dated 24.11.15, No. 421-V (see previous edition)

5) defines the regions for the resettlement of oralmen and immigrants;

The article is supplemented by subparagraph 5-1 in accordance with the Law of the Republic of Kazakhstan dated 11.24.15 No. 421-V

5-1) establishes the regional quota for the admission of oralmen and immigrants for the medium term or the coming year;

6) adopt normative legal acts in the field of population migration within its competence;

7) determine the **order of entry and stay of immigrants in the Republic of Kazakhstan, as well as their departure from the Republic of Kazakhstan;**

7-1) is excluded in accordance with the **Law of the Republic of Kazakhstan dated 25.12.17, No. 122-VI (entered into force on January 1, 2018) (see previous edition. The article is supplemented by subparagraph 7-2 in accordance with the Law of the Republic of Kazakhstan dated December 22, 2016 No. 28-VI**

7-2) approves **standard rules for regulating migration processes in regions, cities of republican significance, and the capital;**

8) is excluded in accordance with the **Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V (see previous edition)**

9) performs other functions assigned to it by the **Constitution of the Republic of Kazakhstan, other laws of the Republic of Kazakhstan and acts of the President of the Republic of Kazakhstan.**

Section 8-1. Is excluded in accordance with the **Law of the Republic of Kazakhstan dated 16.04.18 No. 147-VI (see previous edition)**

Article 9 is set out in the wording of the Law of the Republic of Kazakhstan dated 13.06.13 No. 102-V (see previous edition)

Article 9. Competence of the internal affairs
bodies The internal affairs bodies:

1) implement within their competence the state policy in the field of population migration;

Subparagraph 2 is set out in the wording of the Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V (see previous edition)

2) by agreement with the National Security Committee of the Republic of Kazakhstan, the country is determined **procedure for** registering immigrant passports and providing information on receiving immigrants with their host, production and issuance of migration cards, immigrants 'movement, immigrants' entry to certain localities (territories), which are closed for visiting by foreigners, as well as transit travel of foreigners and stateless persons through the territory of the Republic of Kazakhstan tan;

The article is supplemented by subparagraph 2-1 in accordance with the Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V

2-1) issue migration cards to immigrants located in the Republic of Kazakhstan;

3) form a single database of registration of entry and exit of foreigners and stateless persons, provide a systematic update of information, as well as carry out timely information exchange with the authorized body for population migration, the Ministry of Foreign Affairs of the Republic of Kazakhstan and the national security body;

Subparagraph 4 is set out in the wording of the Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V (see previous edition)

4) issue, cancel, restore visas of the Republic of Kazakhstan, as well as extend and shorten their validity either in accordance with the legislation of the Republic Kazakhstan makes decisions on the refusal to issue visas of the Republic of Kazakhstan to foreigners and stateless persons located on the territory of the Republic of Kazakhstan;

The article is supplemented by subparagraph 4-1 in accordance with the Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V

4-1) draw up invitations for foreigners to enter the Republic of Kazakhstan for private affairs, accept and coordinate invitations of receiving persons for issuing visas of the Republic of Kazakhstan;

5) carry out the registration and registration of foreigners and stateless persons;

The article is supplemented by subparagraphs 5-1 - 5-3 in accordance with the Law of the Republic of Kazakhstan dated 16.04.18 No. 147-VI

5-1) carry out interagency coordination in the field of population migration;

5-2) carry out monitoring of migration processes;

5-3) develop a system of measures in the field of regulation and monitoring of migration processes;

6) monitor compliance by immigrants with the established rules of entry into the Republic of Kazakhstan, exit from the Republic of Kazakhstan, stay in the Republic of Kazakhstan and transit through the territory of the Republic of Kazakhstan;

The article is supplemented by subparagraph 6-1 in accordance with the Law of the Republic of Kazakhstan dated 12.12.16, No. 28-VI

6-1) control the timely departure of immigrants from the Republic of Kazakhstan, in respect of whom a deportation court has been issued;

The article is supplemented by subparagraph 6-2 in accordance with the Law of the Republic of Kazakhstan dated 12.12.16 No. 28-VI

6-2) develop model rules for regulating migration processes in regions, cities of republican significance, the capital;

7) take measures to suppress illegal immigration;

8) make decisions on reducing the length of stay of immigrants in the Republic of Kazakhstan in accordance with the legislation of the Republic of Kazakhstan;

9) draw up documents for immigrants with the right to enter the border zone;

10) determine the procedure for issuing and issue to foreigners and stateless persons permits for temporary and permanent residence in the Republic of Kazakhstan;

11) make decisions on granting refugee status;

12) draw up documents for travel outside the Republic of Kazakhstan for permanent residence;

13) make decisions in accordance with the legislation of the Republic of Kazakhstan on the refusal to grant permits to citizens of the Republic of Kazakhstan to leave the Republic of Kazakhstan for permanent residence;

14) carry out registration and registration of citizens of the Republic of Kazakhstan;

15) carry out registration at the place of residence and de-registration of citizens of the Republic of Kazakhstan;

Subparagraph 16 is set out in the wording of the Law of the Republic of Kazakhstan dated 12.22.16, No. 28-VI (see previous edition)

16) register citizens of the Republic of Kazakhstan arriving at the place of temporary stay (residence);

The article is supplemented by subparagraph 16-1 in accordance with the Law of the Republic of Kazakhstan dated 10.12.13 No. 153-V

16-1) issue and revoke permits to a labor immigrant;

17) exercise other powers provided for by this Law, other laws of the Republic of Kazakhstan, acts of the President of the Republic of Kazakhstan and the Government of the Republic of Kazakhstan.

Article 10 is amended in accordance with the Law of the Republic of Kazakhstan dated 13.06.13 No. 102-V (see previous edition)

Article 10. Competence of the Ministry of Foreign Affairs of the Republic of Kazakhstan and foreign agencies of the Republic of Kazakhstan

Ministry of Foreign Affairs of the Republic of Kazakhstan and foreign agencies of the Republic of Kazakhstan :

1) implement within their competence a state policy in the field of population migration;

The article is supplemented by subparagraph 1-1 in accordance with the Law of the Republic of Kazakhstan dated 11.24.15 No. 421-V

1-1) together with the Ministry of Internal Affairs of the Republic of Kazakhstan, in agreement with the National Security Committee of the Republic of Kazakhstan, determine the procedure for issuing invitations, coordinating invitations for foreigners to enter and stateless persons to the Republic of Kazakhstan, the issuance, cancellation, restoration of visas of the Republic of Kazakhstan, as well as the extension and reduction of their validity;

2) facilitate the dissemination of information abroad on the state policy of the Republic of Kazakhstan in the field of population migration;

3) promote the development of relations and contacts with former compatriots and ethnic Kazakhs;

4) form a single database of registration of issuance of entry visas to foreigners and stateless persons, provide a systematic update of information, and also carry out timely information exchange with internal affairs and national security bodies;

The article is supplemented by subparagraph 4-1 in accordance with the Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V

4-1) accept and coordinate the invitations of foreign affairs agencies, diplomatic and equivalent representations, consular offices of foreign states, international organizations and their representations;

The article is supplemented by subparagraph 4-2 in accordance with the Law of the Republic of Kazakhstan dated 11.24.15 No. 421-V

4-2) issue, cancel, renew visas of the Republic of Kazakhstan, as well as extend and shorten their validity period or, in accordance with the legislation of the Republic of Kazakhstan, accept decisions on refusal to issue visas of the Republic of Kazakhstan to foreigners and stateless persons;

Subparagraph 5 is set out in the wording of the Law of the Republic of Kazakhstan dated 10.12.13, No. 153-V (see previous edition); Of the Law of the Republic of Kazakhstan dated 24.11.15, No. 421-V (see previous edition)

5) inform ethnic Kazakhs who have expressed a desire to voluntarily relocate to the Republic of Kazakhstan about the conditions of entry, including to the regions determined by the Government of the Republic of Kazakhstan, in within the framework of regional quotas for oralmans, conditions of admission and measures of social support;

The article is supplemented by subparagraph 5-1 in accordance with the Law of the Republic of Kazakhstan dated 11.24.15 No. 421-V

5-1) accept, register documents of immigrants, including ethnic Kazakhs, who applied for entry into the Republic of Kazakhstan, send them to the authorized body on migration issues, issue visas to enter the Republic of Kazakhstan for permanent residence;

6) carry out, within their competence, international cooperation in the field of population migration;

7) exercise other powers stipulated by this Law, other laws of the Republic of Kazakhstan, acts of the President of the Republic of Kazakhstan and the Government of the Republic of Kazakhstan.

Article 11 is set out in the wording of the Law of the Republic of Kazakhstan dated 13.06.13 No. 102-V (see previous edition)

Article 11. Competence of the authorized body on issues of population migration

Authorized body on issues of population migration:

Subparagraph 1 is set out in the wording of the Law of the Republic of Kazakhstan dated 04.16.18, No. 147-VI (see previous edition)

1) develop proposals on the main directions of state policy in the field of population migration;

The article is supplemented by subparagraph 1-1 in accordance with the Law of the Republic of Kazakhstan dated 16.04.18 No. 147-VI

1-1) implements within its competence the state policy in the field of population migration;

2) is excluded in accordance with the Law of the Republic of Kazakhstan dated 16.04.18 No. 147-VI (see previous edition)

Subparagraph 3 is set out in the wording of the Law of the Republic of Kazakhstan dated 16.04.18 No. 147-VI (see old edition)

3) provides methodological guidance to local executive bodies in the field of population migration;

Subparagraph 4 is amended in accordance with the Law of the Republic of Kazakhstan dated 10.12.13, No. 153-V (see previous edition); set out in the wording of the Law of the Republic of Kazakhstan dated 24.11.15, No. 421-V (see previous edition)

4) develop and submit proposals to the Government of the Republic of Kazakhstan on the formation of a quota for attracting foreign labor;

The article is supplemented by subparagraph 4-1 in accordance with the Law of the Republic of Kazakhstan dated 10.12.13, No. 153-V; set forth in the wording of the Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V (see previous edition)

4-1) develops and makes proposals to the Government of the Republic of Kazakhstan on determining regions for resettlement of oralmans and immigrants;

The article is supplemented by subparagraph 4-2 in accordance with the Law of the Republic of Kazakhstan dated 11.24.15 No. 421-V

4-2) develops and makes proposals to the Government of the Republic of Kazakhstan on the formation of regional quotas for the reception of oralmans and migrants for the medium term or the coming year;

The article is supplemented by subparagraph 4-3 in accordance with the Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V

4-3) monitors the implementation of the regional reception quota for oralmans and immigrants;

The article is supplemented by subparagraph 4-4 in accordance with the Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V

4-4) distributes the regional quota for receiving oralmans and immigrants between regions, cities of republican significance, the capital;

The article is supplemented by subparagraph 4-5 in accordance with the Law of the Republic of Kazakhstan dated 11.24.15 No. 421-V

4-5) determines the procedure for including oralmans and immigrants in the regional quota;

Subparagraph 5 is amended in accordance with the Law of the Republic of Kazakhstan dated 10.12.13, No. 153-V (see previous edition); set forth in the wording of the Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V (see previous edition)

5) distributes the quota for attracting foreign labor between regions, cities of republican significance, the capital;

The article is supplemented by subparagraph 5-1 in accordance with the Law of the Republic of Kazakhstan dated 24.11.15, No. 421-V (entered into force on January 1, 2017)

5-1) forms a centralized database of foreign workers, creates the information system "Foreign Workforce »And ensures their interaction with information systems of the relevant authorized state bodies;

The article is supplemented by subparagraph 5-2 in accordance with the Law of the Republic of Kazakhstan dated 11.24.15 No. 421-V (entered into force on January 1, 2017)

5-2) issues a certificate of qualification for independent employment to foreign employees;

6) provides social protection for migrants in accordance with the legislation of the Republic of Kazakhstan;

Subparagraph 7 is set out in the wording of the Law of the Republic of Kazakhstan dated 04.16.18 No. 147-VI (see previous edition)

7) within its competence monitors migration processes;

8) is excluded in accordance with the Law of the Republic of Kazakhstan dated 16.04.18 No. 147-VI (see previous edition)

Subparagraph 9 is set out in the wording of the Law of the Republic of Kazakhstan dated 16.04.18 No. 147-VI (see old edition)

9) determine the procedure for the assignment or extension of oralman status;

The article is supplemented by subparagraph 9-1 in accordance with the Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V

9-1) approves the standard provision of the Commission for inclusion in the regional quota of oralmans;

Subparagraph 10 is set out in the wording of the Law of the Republic of Kazakhstan dated 16.04.18 No. 147-VI (see previous edition)

10) considers complaints of refusal to grant or extend the status of oralman;

11) determines the procedure for the activities of centers for adaptation and integration of oralmans, centers for temporary accommodation;

12) forms a unified database of labor migrants and ethnic Kazakhs and ensures interaction with the relevant information systems of the internal affairs bodies, the national security body, the Ministry of Foreign Affairs;

13) controls within the competence compliance with the legislation of the Republic of Kazakhstan on population migration;

14) organize and carry out, within the competence, cooperation with authorized bodies of foreign states and international organizations in the field of regulation of migration processes;

15) exercises other powers provided for by this Law, other laws of the Republic of Kazakhstan, acts of the President of the Republic of Kazakhstan and the Government of the Republic of Kazakhstan.

Article 12. Competence of the authorized body in the field of health The [authorized body in the field of health](#):

1) implements within its competence the state policy in the field of population migration;

2) approves the [procedure](#) for providing medical assistance to immigrants;

3) approves the [list of diseases](#), the presence of which prohibits the entry of foreigners and stateless persons into the Republic of Kazakhstan;

4) introduces restrictive measures, including quarantine in the centers for adaptation and integration of oralmans, centers for temporary accommodation, in the manner established by the legislation of the Republic of Kazakhstan;

5) exercises other powers provided for by this Law, other laws of the Republic of Kazakhstan, acts of the President of the Republic of Kazakhstan and the Government of the Republic of Kazakhstan.

Article 13. Competence of the authorized body in the field of education The [authorized body in the field of education](#):

1) implements within its competence the state policy in the field of population migration;

2) allocate educational grants to ethnic Kazakhs and oralmans in accordance with the quota established by the Government of the Republic of Kazakhstan for admission to study at educational institutions of the Republic of Kazakhstan that implement educational curricula of technical and vocational education, post-secondary and higher education;

3) provides with textbooks and educational-methodical complexes of ethnic Kazakhs studying in educational institutions abroad, in accordance with international treaties to which the Republic of Kazakhstan is a party;

4) is excluded in accordance with the [Law of the Republic of Kazakhstan dated 13.06.13 No. 102-V \(see previous version\)](#)

5) exercises other powers provided for by this Law, other laws of the Republic of Kazakhstan, acts of the President of the Republic of Kazakhstan and the Government of the Republic of Kazakhstan.

[Article 14 is amended in accordance with the Law of the Republic of Kazakhstan dated 06.06.13 No. 102-V \(see previous edition\); Law of the Republic of Kazakhstan dated 03.11.14, No. 244-V \(see previous edition\); set forth in the wording of the Law of the Republic of Kazakhstan dated 12.22.16, No. 28-VI \(see previous edition\)](#)

Article 14. Competence of the national security

1. [bodyThe national security body](#):

1) implements within its competence the state policy in the field of population migration;

2) forms a unified database of registration of entry and exit of foreigners and stateless persons, provides a systematic update of information, and also provides timely information exchange with internal affairs bodies and the Ministry of Foreign Affairs of the Republic of Kazakhstan;

3) coordinate the entry of immigrants into the Republic of Kazakhstan and certain localities (territories), closed for visiting by foreigners;

4) coordinate the permit for permanent residence of immigrants in the Republic of Kazakhstan;

5) issues migration cards to immigrants upon entry into the Republic of Kazakhstan and their seizure upon departure from the Republic of Kazakhstan;

6) coordinate the applications of foreigners and stateless persons for admission to the citizenship of the Republic of Kazakhstan;

7) carry out other functions provided for by this Law, other laws of the Republic of Kazakhstan and acts of the President of the Republic of Kazakhstan.

2. The national security bodies shall have the right not to explain the reason that served as the basis for the refusal to approve immigrants' entry into the Republic of Kazakhstan and certain localities (territories) that are closed for visiting by foreigners; immigrants - permits for permanent residence in the Republic of Kazakhstan; foreigners and stateless persons - applications for admission to the citizenship of the Republic of Kazakhstan.

Article 15 as amended in accordance with the Law of the Republic of Kazakhstan dated 06.06.13, No. 102-V (see previous edition); set forth in the revision of the Law of the Republic of Kazakhstan dated 10.12.13, No. 153-V (see the entry into force) (see previous edition)

Article 15. Competence of local executive bodies

1. Local executive bodies of oblasts, cities of republican significance, the capital :

1) implement within their competence a state policy in the field of population migration;

2) ensure that oralmans and immigrants receive medical care in accordance with the legislation of the Republic of Kazakhstan;

Subparagraph 3 is set out in the wording of the Law of the Republic of Kazakhstan dated 24.11.15, No. 421-V (see previous edition)

3) make proposals to the authorized body on migration issues regarding the assignment of relevant territories to regions for resettlement of oralmans and immigrants;

4) submit proposals to the authorized body for population migration on the formation of a quota for attracting foreign labor;

Subparagraph 5 is set out in the wording of the Law of the Republic of Kazakhstan dated 22.12.16, No. 28-VI (see previous edition)

5) record and register labor migrants with notification of the national security bodies;

6) is excluded in accordance with the Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V (see previous edition) The

article is supplemented by subparagraph 6-1 in accordance with the Law of the Republic of Kazakhstan dated 24.11.15, No. 421-V; set out in the wording of the Law of the Republic of Kazakhstan dated 16.04.18 No. 147-VI (see previous edition)

6-1) accept the application with the necessary documents from ethnic Kazakhs for assignment or extension of oralman status;

The article is supplemented by subparagraph 6-2 in accordance with the Law of the Republic of Kazakhstan dated 11.24.15 No. 421-V

6-2) accept the application with the necessary documents from ethnic Kazakhs for inclusion in the regional quota for receiving oralmans;

The article is supplemented by subparagraph 6-3 in accordance with the Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V; stated in the wording of the Law of the Republic of Kazakhstan dated 16.04.18 No. 147-VI (see previous edition)

6-3) decide on the assignment or extension of oralman status;

The article is supplemented by subparagraph 6-4 in accordance with the Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V

6-4) decide on the inclusion of oralmans in the regional quota;

The article is supplemented by subparagraph 6-5 in accordance with the Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V

6-5) accept an application with the necessary documents from citizens of the Republic of Kazakhstan for inclusion in the regional quota for receiving immigrants;

The article is supplemented by subparagraph 6-6 in accordance with the Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V

6-6) decide on the inclusion of immigrants in the regional quota;

7) is excluded in accordance with the Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V (see previous edition)

Subparagraph 8 is set out in the wording of the version Law of the Republic of Kazakhstan dated November 24, 2015 No. 421-V (previous see.)

8) issue oralman certificates;

Subparagraph 9 is set out in the wording of the Law of the Republic of Kazakhstan dated 11.24.15 No. 421-V (see previous edition)

9) create and organize the activities of adaptation and integration centers for oralmans, temporary accommodation centers;

10) take measures to ensure the right of children of migrants to education in accordance with the legislation of the Republic of Kazakhstan;

Subparagraph 11 is set out in the wording of the Law of the Republic of Kazakhstan dated 10.27.15 No. 365-V (see previous edition)

11) within the quota allocated by the authorized body for population migration, they give employers permission to attract foreign labor to carry out labor activities in the territory of the respective administrative-territorial unit, as well as within the framework of intra-corporate transfer outside the quota, as well as suspend and revoke these permits;

12) is excluded in accordance with the Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V (entered into force on January 1, 2017) (see previous edition)

Subparagraph 13 is set out in the wording of the Law of the Republic of Kazakhstan dated 22.12.16. No. 28-VI (see previous edition)

13) with a notification to the national security authorities, issue a request to extend or shorten the validity of temporary residence permits to business immigrants;

The article is supplemented by subparagraph 13-1 in accordance with the Law of the Republic of Kazakhstan dated 11.24.15 No. 421-V

13-1) consider and certify invitations of citizens of the Republic of Kazakhstan for the relocation of ethnic Kazakhs living abroad to the Republic of Kazakhstan for the purpose of reunification families in the [manner determined](#) by the authorized body for migration;

14) exercise in the interests of local public administration other powers assigned to local executive bodies by the legislation of the Republic of Kazakhstan.

2. Local executive bodies of districts and cities of regional significance:

1) implement within their competence a state policy in the field of population migration;

2) render assistance to oralmans belonging to target groups of the population in employment, vocational training, retraining and advanced training in accordance with the [legislation of the Republic of Kazakhstan on employment](#);

3) provide migrants with places in schools, pre-school organizations, as well as in medical and social institutions in the manner established by the legislation of the Republic of Kazakhstan;

4) create conditions for oralmans to study the Kazakh language and, at their request, the Russian language;

5) in the interests of local government, exercise other powers assigned to local executive bodies by the legislation of the Republic of Kazakhstan.

3. Excluded in accordance with the [Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V](#) ([see previous edition](#))

Chapter 3. Immigration to return to their historical homeland

Article 16. Is excluded in accordance with the [Law of the Republic of Kazakhstan dated 10.12.13 No. 153-V](#) ([see previous edition](#))

Article 17. Is excluded in accordance with the [Law of the Republic of Kazakhstan dated 10.12.13, No. 153-V](#) ([see previous edition](#))

[The law is supplemented by Article 17-1 in accordance with the Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V](#)

Article 17-1. Categories of oralmans

Oralmans are divided into the following categories:

1) oralmans included in the regional quota for receiving oralmans;

2) oralmans, independently entered and residing in the territory of the Republic of Kazakhstan.

[Article 18 is amended in accordance with the Law of the Republic of Kazakhstan dated 06.06.13 No. 102-V](#) ([see previous edition](#)); [stated in the wording of the Law of the Republic of Kazakhstan dated 10.12.13, No. 153-V](#) ([see previous edition](#)); [Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V](#) ([see previous edition](#)); [the title is set out in the wording of the Law of the Republic of Kazakhstan dated 16.04.18 No. 147-VI](#) ([see previous edition](#))

Article 18. The procedure for submitting applications for assignment or extension of oralman status and (or) inclusion in the regional quota for receiving oralmans

Paragraph 1 is set out in amended by the Law of RK of 16.04.18, № 147-VI (see old Ed.)

1. Ethnic Kazakhs, independently entered the territory of the Republic of Kazakhstan, may apply for assignment or renewal oralman status and (or) inclusion in the regional quota admission of oralmans to local executive bodies or through the State rporatsiyu.

2. Ethnic Kazakhs living outside the Republic of Kazakhstan submit an application for assignment of oralman status and (or) inclusion in the regional quota of oralmans admission to foreign institutions of the Republic of Kazakhstan.

Article 19. Is excluded in accordance with the Law of the Republic of Kazakhstan dated 10.12.13, No. 153-V (see previous edition)

The law is supplemented by Article 19-1 in accordance with the Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V

Article 19-1. Regional quota for oralmans admission

1. The regional quota for oralmans admission is formed and submitted for consideration by the Government of the Republic of Kazakhstan by the authorized body on population migration based on proposals from local executive bodies and applications received through ethnic institutions of the Republic of Kazakhstan from ethnic Kazakhs and oralmans wishing to relocate to the regions identified The Government of the Republic of Kazakhstan.

2. The Government of the Republic of Kazakhstan sets a regional quota for oralmans for the medium term or the coming year.

The law is supplemented by Article 19-2 in accordance with the Law of the Republic of Kazakhstan dated 24.11.15, No. 421-V

Article 19-2. Commission for inclusion in the regional quota for oralmans admission

To consider applications of ethnic Kazakhs for inclusion in the regional quota for oralmans admission by local executive bodies of oblasts, cities of republican significance, the capital, a Commission is created for inclusion in the regional quota for oralmans admission (hereinafter referred to as the Commission), which includes deputies maslikhats, representatives of state bodies and public organizations.

See: Order of the acting Of the Minister of Health and Social Development of the Republic of Kazakhstan dated January 6, 2016 No. 4 "On approval of the Model Regulations of the commission for inclusion in the regional quota for oralmans

Article 20 as amended in accordance with the Law of the Republic of Kazakhstan dated 06.06.13 No. 102-V (see previous edition); stated in the wording of the Law of the Republic of Kazakhstan dated 10.12.13, No. 153-V (see previous edition); changes were made in accordance with the Law of the Republic of Kazakhstan dated 03.11.14, No. 244-V (see previous edition); set forth in the wording of the Law of the Republic of Kazakhstan dated 24.11.15, No. 421-V (see previous edition)

Article 20. Assignment of oralman status and (or) inclusion in the regional quota of admission of oralmans of ethnic Kazakhs applying for this before entering the territory of the Republic Kazakhstan

1. Foreign institutions of the Republic of Kazakhstan accept applications and documents of applicants for assignment of oralman status and (or) inclusion of oralmans

in the regional quota, as well as obtaining a permanent residence permit in the Republic of Kazakhstan and send them to the authorized body for Osam migration within ten working days from the date of registration.

2. The nationality of applicants applying for assignment of oralman status and (or) inclusion of oralmen in the regional quota, as well as obtaining a permit for permanent residence in the Republic of Kazakhstan prior to entry into the territory of the Republic of Kazakhstan, is established on the basis of an entry in identity documents, in the absence of such a record - based on other documents confirming the nationality of the applicants.

3. An authorized body on population migration issues shall send them to local executive bodies within five working days from the date of receipt of applications and documents of ethnic Kazakhs to make a decision on consent to assign oralman status and (or) inclusion in the regional quota for receiving oralmen, as well as receiving Permanent residence permits in the Republic of Kazakhstan or refusal to do so with a justified justification of the reasons for refusal.

To make a decision, local executive bodies within five working days from the date of receipt of applications and documents of ethnic Kazakhs send them to check for the presence or absence of incriminating information about the fulfillment by applicants applying for assignment of oralman status and (or) inclusion in the regional quota for receiving oralmen, and also obtaining permits for permanent residence in the Republic of Kazakhstan, offenses in the territory of the Republic of Kazakhstan and other information about their belonging to terrorist or extremist organizations in the territorial divisions of the internal affairs bodies, national security bodies, prosecutors in the respective regions.

Within thirty calendar days from the date of registration of applications and documents of ethnic Kazakhs, the territorial divisions of internal affairs bodies, national security organs, and prosecutor's offices send information about the presence or absence of the grounds specified in part two of this paragraph that impede the granting of oralman status and (or) inclusion in the regional the quota of admission of oralmen to ethnic Kazakhs, to local executive bodies.

Local executive bodies:

1) within ten calendar days from the date of receipt of information from the relevant authorities, submit them to the Commission. The Commission, within ten working days from the date of receipt of applications and documents of ethnic Kazakhs, makes a decision on prior consent to assign oralman status and (or) inclusion of oralman in the regional quota or on refusal with a reasoned justification of the reasons for refusal;

2) no later than three working days after the decision is made, the Commission sends information to the authorized body on population migration on consent to granting oral-ethnic status to ethnic Kazakhs and (or) inclusion of oralmen in the regional quota or refusal to do so with a justified reason.

4. Consent to granting oral-ethnic status to ethnic Kazakhs and (or) inclusion of oralmen in the regional quota of admission is issued subject to the applicants meeting the conditions established by [subparagraph 13\) of article 1](#) of this Law.

The priority for inclusion in the regional quota of oralmen is ethnic Kazakhs in the following sequence:

- 1) with appropriate education, qualifications and experience in a particular specialty;
- 2) large families;

3) adult youth with the opportunity to study at higher educational institutions.

5. The authorized body on migration issues within five working days shall send the consent of the local executive body to assign oral-ethnic status to ethnic Kazakhs and (or) include it in the regional quota for receiving oralmen or refuse with a motivated justification of its reasons to foreign agencies of the Republic of Kazakhstan for transmission to the applicant.

6. The total period for consideration of the application of ethnic Kazakhs to obtain consent to assign oralman status and (or) inclusion in the regional quota of oralmen, as well as permanent residence permits in the Republic of Kazakhstan should not exceed three months from the day they are received by the authorized body for migration population.

7. Overseas agencies of the Republic of Kazakhstan, after obtaining the consent of the local executive body to assign oral-ethnic status to ethnic Kazakhs and (or) including oralmen in the regional quota for one month, send it to the applicant, issue a visa to enter the Republic of Kazakhstan for permanent residence or notify them of refusal.

8. The local executive body, taking into account the Commission's earlier decision on consent to assign ethnic Kazakhs oralman status and / or inclusion of oralmen in the regional quota within five working days from the date of application, assigns oralman status to applicants and members of their families, issues [an oralman certificate](#) and sends lists of oralmen to the Commission for decision.

Ethnic Kazakhs can apply to the local executive body for assignment of oralman status and (or) inclusion in the regional quota of oralman reception through the State Corporation.

9. The Commission, within ten working days after receiving the lists of oralmen, makes a decision on including them in the regional quota for receiving oralmen.

[Paragraph 10 is set out in the wording of the Law of the Republic of Kazakhstan dated 06.04.16 No. 483-V \(see previous edition\)](#)

10. Ethnic Kazakhs, upon arrival at the place of residence after receiving oralman status, apply for permanent residence permits to the territorial divisions of the internal affairs bodies .

11. The internal affairs bodies are obliged to consider their applications for a permanent residence permit and registration at the place of residence within ten working days from the date of appeal of ethnic Kazakhs and their families.

[Article 21 is amended in accordance with the Law of the Republic of Kazakhstan dated 06.06.13 No. 102-V \(see previous edition\); stated in the wording of the Law of the Republic of Kazakhstan dated 10.12.13, No. 153-V \(see previous edition\); Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V \(see previous edition\); Amendments were made in accordance with the Law of the Republic of Kazakhstan dated 16.04.18 No. 147-VI \(see previous edition\)](#)

Article 21. Assignment or extension of oralman status and (or) inclusion of ethnic Kazakhs who independently entered the territory in the regional quota for oralmen Republic of Kazakhstan

[Of the. Paragraph 1 is amended in accordance with the Law of the Republic of Kazakhstan dated 16.04.18 No. 147-VI \(see previous edition\)](#)

1. Ethnic Kazakhs who have independently entered the territory of the Republic of Kazakhstan, upon arrival at their place of residence, submit applications to local executive body for assignment or renewal of oralman status and (or) inclusion in the regional quota for receiving oralmen if they choose a region defined by the Government of the Republic of Kazakhstan, and after receiving oralman status, they apply to the territorial divisions of internal affairs bodies for a permanent residence permit.

Ethnic Kazakhs can submit an application with the appropriate documents to the local executive body for the assignment or extension of oralman status and (or) inclusion in the regional quota for receiving oralmen through the State Corporation.

Paragraph 2 is amended in accordance with the Law of the Republic of Kazakhstan dated 16.04.18 No. 147-VI (see previous edition)

2. The local executive body shall assign or extend ethnic Kazakhs and members of their families within five working days from the date of appeal oralman status, issues an oralman certificate or reasonably refuses to grant or extend the oralman status.

Assignment of oralman status is subject to the applicants meeting the conditions established by subparagraph 13) of article 1 of this Law.

In order to obtain citizenship of the Republic of Kazakhstan in a simplified (registration) procedure, ethnic Kazakhs permanently residing in the territory of the Republic of Kazakhstan can apply for an extension of oralman status within six months from the date of its termination.

The decision to extend the oralman status by the local executive body is made once for a period of not more than three months.

3. The nationality of applicants for the assignment of oralman status is confirmed in accordance with the entry in the identification documents, in the absence of such an entry - on the basis of other documents confirming their nationality.

4. Ethnic Kazakhs who have received oralman status may apply for their inclusion in the regional quota for receiving oralmen and receive benefits, compensations and other types of social assistance on the conditions and in the manner determined by the legislation of the Republic of Kazakhstan.

The list of ethnic Kazakhs who received oralman status, if they choose a region defined by the Government of the Republic of Kazakhstan, is sent to the Commission for decision.

5. The commission, within ten working days after receiving the lists of oralmen, makes a decision on including them in the regional quota for receiving oralmen or on refusing to do so with a reasoned justification of the reasons.

The law is supplemented by Article 21-1 in accordance with the Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V

Article 21-1. Features of inclusion in the regional quota of oralmen's admission of individual members of ethnic Kazakh families

1. During the calendar year, the regional quota of oralmen's admission includes members of the oralman family who arrived after the family was included in the regional quota of oralmen's admission, as well as children born in the Republic of Kazakhstan before their parents received their citizenship of the Republic of Kazakhstan.

2. Oralmen residing in the territory of the Republic of Kazakhstan may apply to local executive bodies with an application to include members of their families in the regional

quota for receiving oralmen and have the right to be included in it in the manner established by [Article 21](#) of this Law.

3. If the oralmen do not list children with their family as part of their families, then family members of the children are included in the regional quota for receiving oralmen as part of the oralmen family only in cases of death of oralmen with their own family, deprivation of their parental rights or acquisition of citizenship of the Republic of Kazakhstan.

At the same time, to [include](#) in the regional quota for receiving oralmen underage family members of oralmen's children with their own family, in the event of their death or deprivation of parental rights, the oralmen (spouse) must be their guardian (trustee).

Article 22. Is excluded in accordance with the [Law of the Republic of Kazakhstan dated 10.12.13 No. 153-V \(see previous edition\)](#)

[Article 23 is set out in the wording of the Law of the Republic of Kazakhstan dated 10.12.13, No. 153-V \(see previous edition\); the title is set out in the wording of the Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V \(see previous edition\)](#)

Article 23. State support measures provided to oralmen, ethnic Kazakhs and members of their families

[Clause 1 is set out in the wording of the Law of the Republic of Kazakhstan dated 24.11.15 g. No. 421-V \(see previous edition\)](#)

1. Ethnic Kazakhs and members of their families, upon receipt of a permanent residence permit in the Republic of Kazakhstan, are exempted from confirming their solvency.

2. Persons who have received oralman status and their family members are provided with:

1) free adaptation and integration services in the centers for adaptation and integration of oralmen;

2) medical assistance in accordance with the legislation of the Republic of Kazakhstan in the field of healthcare;

3) places in schools and pre-school organizations on a par with citizens of the Republic of Kazakhstan, the possibility of obtaining education in accordance with the allocated quota for admission to educational organizations of technical and vocational, post-secondary and higher education in an amount determined by the Government of the Republic of Kazakhstan;

4) social protection on an equal basis with citizens of the Republic of Kazakhstan;

5) assistance in employment in accordance with the legislation of the Republic of Kazakhstan.

[Paragraph 3 is amended in accordance with the Law of the Republic of Kazakhstan dated 04.05.18 No. 151-VI \(see\)](#)

previous edition³. Oralmen are provided with land plots on the basis of the right to temporary gratuitous use of land for the purpose of conducting personal subsidiary farming, gardening, and summer cottage construction from lands of rural settlements, agricultural purposes, immigration land fund, special land fund and reserve lands in accordance with the [land legislation of the Republic of Kazakhstan](#).

Oralmans are provided with land plots on the right of temporary land use from agricultural lands, a special land fund, immigration land fund and reserve lands for conducting peasant or farm farming and agricultural production.

Clause 4 is set out in the wording of the Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V (see previous edition)

4. Local executive bodies may establish lump-sum allowances, including compensation for travel expenses to a permanent place of residence and transportation of property, oralman and members of their families who moved to the Republic of Kazakhstan outside the regional quota for oralman. The procedure and conditions for payment of benefits are approved by the akimats of regions, cities of republican significance, the capital on the basis of model rules approved by the authorized body on population migration.

The article is supplemented by paragraph 4-1 in accordance with the Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V

4-1. Ethnic Kazakhs and members of their families who have received consent to be given oralman status and (or) include oralman in the regional quota, as well as oralman and their family members, upon entering the territory of the Republic of Kazakhstan are exempted from paying customs duties on property for personal use, including vehicles, in accordance with an international agreement and (or) the customs legislation of the Republic of Kazakhstan.

The article is supplemented by paragraph 4-2 in accordance with the Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V

4-2. Oralman and their family members included in the regional quota for oralman are provided with state support measures provided for participants in active measures to promote employment in accordance with the legislation of the Republic of Kazakhstan on employment.

Paragraph 5 is set out in the wording of the Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V (see)

previous edition⁵. Oralman and members of their families included in the regional quota for receiving oralman, except for state support measures provided for by this article, are provided the right to receive a consumer loan and a mortgage loan for housing construction.

The article is supplemented by paragraph 5-1 in accordance with the Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V

5-1. In case of death of the oralman or their family members after their inclusion in the regional quota for receiving oralman, state support measures are provided to oralman or family members regardless of their citizenship of the Republic of Kazakhstan.

Clause 6 is set out in the wording of the Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V (see)

previous edition⁶. The oralman referred to in clause 4-2 of this article are obliged to fully reimburse the state support measures they received in advance, provided to participants of active employment promotion measures, in accordance with the legislation of the Republic of Kazakhstan on employment, in cases of self-will of migration on their own outside the region defined by the Government of the Republic of Kazakhstan, within five years, or non-acquisition of the Republic of Kazakhstan.

Article 24. Adaptation and integration of oralmans.

Clause 1 is set out in the wording of the Law of the Republic of Kazakhstan dated 10.12.13 No. 153-V (see previous edition); Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V (see previous edition)

1. The primary resettlement of ethnic Kazakhs and members of their families, if they wish, before assigning oralman status, is carried out in temporary accommodation centers in the manner and for the terms, which are determined by the authorized body on population migration.

2. To provide adaptation and integration services, centers for the adaptation and integration of oralmans are created.

The procedure and terms of residence of oralmans and members of their families at the center for adaptation and integration of oralmans, as well as the procedure for providing them with adaptation and integration services, are determined by the authorized body for population migration.

Article 25 is set out in the wording of the Law of the Republic of Kazakhstan dated 10.12.13 No. 153-V (see previous edition)

Article 25. Termination of the status of an oralman

The status of an oralman is terminated:

1) after receiving by the oralman the citizenship of the Republic of Kazakhstan;
2) in case of cancellation of a permit for permanent residence in the Republic of Kazakhstan on the grounds provided for in Article 49 of this Law;

Subparagraph 3 is set out in the wording of the Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V (see previous edition)

3) after one year from the date of receipt of oralman status.

4) is excluded in accordance with the Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V (see previous edition)

Article 26 is amended in accordance with the Law of the Republic of Kazakhstan dated 06.06.13 No. 102-V (see previous edition); Law of the Republic of Kazakhstan dated 10.12.13 No. 153-V (see)

Article 26. Rights and obligations of oralmans

previous edition1. Oralmans and members of their families have the right to:

1) obtain citizenship of the Republic of Kazakhstan in a simplified (registration) order;
2) benefits, compensation and other types of social assistance established by the legislation of the Republic of Kazakhstan;

3) the correct statement in the Kazakh language of the name, patronymic (if any) and last name after acquiring the citizenship of the Republic of Kazakhstan on the basis of available documents;

Clause 1 is supplemented by clause 4 in accordance with the Law of the Republic of Kazakhstan dated 10.29.15, No. 376-V (entered into force on January 1, 2016)

4) the implementation of individual entrepreneurship without the formation of a legal entity;

Clause 1 is supplemented by subparagraph 5 in accordance with the Law of the Republic of Kazakhstan dated 11.24.15 No. 421-V

5) temporary registration in centers for the adaptation and integration of oralmen, centers for temporary accommodation in the absence of office or own housing for a period of not more than one year.

2. Oralmen and members of their families are obliged:

Subparagraph 1 is as amended by the Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V (see previous edition)

1) to provide reliable information to foreign agencies of the Republic of Kazakhstan, as well as local executive bodies, necessary for consideration of their applications for assignment of oralman status and (or) inclusion in the regional quota of oralman reception;

2) undergo medical examinations at the request of health authorities, receive vaccinations, undergo treatment, and also follow the instructions of health authorities;

3) upon receipt of a referral to the center for adaptation and integration of oralmen, settle in it within three calendar days and vacate the premises after the period of stay established by the authorized body on migration issues has been completed;

4) comply with the established procedure for staying in temporary accommodation centers and centers for the adaptation and integration of oralmen.

Chapter 4. Immigration for family reunification

Article 27. Inviting persons and family members of inviting persons

1. The following persons may be:

1) citizens of the Republic of Kazakhstan;

2) ethnic Kazakhs and former compatriots temporarily residing in the territory of the Republic of Kazakhstan;

3) immigrants permanently residing in the territory of the Republic of Kazakhstan, and business immigrants.

2. Inviting persons have the right, with the aim of family reunification, to apply for entry into the Republic of Kazakhstan of members of their family who are foreigners and stateless persons.

3. Family members of inviting persons entering the Republic of Kazakhstan for the purpose of family reunification may be:

1) a spouse (spouse), married to at least three years, recognized by the legislation of the Republic of Kazakhstan;

2) children, including adopted children, under the age of eighteen, who are not married and are dependent and / or under guardianship of the inviting person;

3) children, including adopted, over eighteen years of age, unmarried, unable to provide for themselves on the basis of health reasons;

4) disabled parents who are dependent on the inviting person;

5) other family members whose maintenance is the responsibility of the inviting person.

4. The following family members of the inviting person are allowed to the Republic of Kazakhstan for the purpose of family reunification:

1) all the persons referred to in [paragraph 3](#) of this article, if the inviting person is a citizen of the Republic of Kazakhstan.

Temporary residence permits for these persons shall be issued for a period of up to three years with the right of subsequent renewal;

2) the persons specified in subparagraphs 1), 2), 3) and 4) of paragraph 3 of this article, if the inviting person is an ethnic Kazakh or a former compatriot who has received a temporary residence permit (for a period of at least two years).

Temporary residence permits for these persons shall be issued for the duration of the temporary residence permit of the inviting person;

3) the persons specified in subparagraphs 1), 2), 3) and 4) of paragraph 3 of this article, if the inviting person is an immigrant permanently residing in the Republic of Kazakhstan, or a business immigrant continuously residing in the territory of the Republic of Kazakhstan for at least two years .

Temporary residence permits for family members of the inviting person with a permanent residence permit are issued for one year with the right to annual renewal.

Temporary residence permits for family members of the inviting person who is a business immigrant are issued for one year with the possibility of annual renewal. In this case, temporary residence permits for family members of the inviting person may not exceed the validity period of the temporary residence permit of the inviting person.

5. Immigration for the purpose of family reunification is not allowed in relation to family members of the following categories of immigrants located on the territory of the Republic of Kazakhstan:

1) for the purpose of receiving education (students of secondary schools, students and interns) for the period of study, professional training and (or) internship;

2) seasonal foreign workers;

3) immigrants for humanitarian reasons.

Article 28 is amended in accordance with the Law of the Republic of Kazakhstan dated 06.06.13 No. 102-V (see previous edition)

Article 28. Procedure for obtaining a visa to enter the Republic of Kazakhstan for the purpose of family reunification

1. **Visa to enter the Republic Kazakhstan** for the purpose of family reunification is issued on the basis of the application of the inviting person for family reunion.

2. Family members of the inviting person to obtain a visa to enter the Republic of Kazakhstan submit to the foreign offices of the Republic of Kazakhstan the application and the following documents:

1) the application of the inviting person;

2) a notarized copy of the temporary residence permit of the inviting person, with the exception of citizens of the Republic of Kazakhstan;

3) a notarized copy of identity documents of the inviting person and family members;

Subparagraph 4 is amended in accordance with the Law of the Republic of Kazakhstan dated 12.26.18 No. 203-VI (entered into force on January 1, 2019) (see previous edition)

4) confirmation of the presence of money by the inviting person for the maintenance of each a family member per month in an amount not less than the **subsistence minimum** established for the corresponding financial year by the law on the republican budget;

5) confirmation of the availability of housing by the inviting person on the territory of the Republic of Kazakhstan, the area of which corresponds to the established minimum

standards for each family member, as well as sanitary and other standards established by the [legislation of the Republic of Kazakhstan](#);

6) medical insurance for family members of the inviting person;

7) notarized copies of documents confirming family relationships with the inviting person, submitted by authorized state bodies of the Republic of Kazakhstan or a foreign state;

8) a document confirming the presence or absence of a criminal record for adult family members.

3. To immigrants who have the right to reside in the Republic of Kazakhstan for the purpose of family reunification, in the event of termination of circumstances related to the issuance of temporary residence permits (reaching the age of majority, death of the person requesting the reunion, divorce or annulment, on the basis of which reunification), permits are extended by the internal affairs bodies on the basis of their applications for a period of up to six months, subject to confirmation of the availability of the necessary financial environments art, provided for by [subparagraph 4\) of paragraph 2 of this article](#).

Article 29. Rights and obligations of immigrants arriving for the purpose of family reunification

1. Children who have entered the Republic of Kazakhstan for the purpose of family reunification have the right to education in the manner established by the [legislation of the Republic of Kazakhstan](#).

2. Immigrants who have arrived for the purpose of family reunification are entitled to work on the following conditions:

1) family members specified in [subparagraph 1\) of paragraph 3 of Article 27 of this Law](#), in whom the citizens of the Republic of Kazakhstan are inviting persons, carry out labor activities on general conditions with citizens of the Republic of Kazakhstan in accordance with the legislation of the Republic of Kazakhstan;

[Subparagraph 2 is set out in the wording of the Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V \(entered into force on January 1, 2017\) \(see previous edition\)](#)

2) members of families whose inviting persons are the persons listed in the [subparagraphs 2\) and 3\) of paragraph 1 of Article 27 of this Law](#), carry out labor activities on the basis of a certificate of qualification for independent employment issued to a foreign worker by the authorized body for migration, as well as to the employer by the local executive body of the region, city of republican significance, the capital of a permit to attract foreign labor within the [quota](#) established by the Government of the Republic of Kazakhstan, and in the manner determined by the authorized body on population migration.

3. Immigrants arriving for the purpose of family reunification:

1) bear the obligations stipulated by the laws of the Republic of Kazakhstan in respect of immigrants residing in the territory of the Republic of Kazakhstan;

2) must leave the Republic of Kazakhstan at the end of the validity of a temporary residence permit, if they do not have legal grounds for further stay.

Article 30. Immigrants arriving for the purpose of education

. Immigrants arriving on the territory of the Republic of Kazakhstan for the purpose of obtaining education include students accepted at educational institutions, implementing educational programs of general secondary, technical and vocational, post-secondary, higher and postgraduate education, including including organized student exchange programs and preparatory courses.

Article 31. Entry conditions for immigrants arriving for the purpose of obtaining education

Immigrants arriving for the purpose of receiving education are required to:

- 1) present proof of their solvency required to pay for accommodation, as well as training in accordance with the agreement between the immigrant and the host educational institution, with the exception of ethnic Kazakhs, in the **manner and amount** determined by the Government of the Republic of Kazakhstan;
- 2) present a medical certificate confirming the absence of diseases that impede the passage of training in the chosen specialty, and have medical insurance;
- 3) provide evidence of the presence or absence of a criminal record;
- 4) provide confirmation of admission to educational institutions and (or) confirm the consent of the inviting party to vocational training before entering the Republic of Kazakhstan.

Article 32 is amended in accordance with the Law of the Republic of Kazakhstan dated 06.06.13 No. 102-V (see previous edition)

Article 32. Conditions for issuing an entry visa to immigrants arriving for the purpose of receiving education

. Paragraph 1 is amended in accordance with with the Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V (see previous edition)

1. **Entry visas for immigrants** arriving for the purpose of obtaining an education shall be issued by the Ministry of Foreign Affairs of the Republic of Kazakhstan and foreign agencies of the Republic of Kazakhstan for minors with the consent of their parents or guardians, trustees on the basis of an application bного institution or the authorized body on education for a period not exceeding one year, determined on the basis of an application of the host organization of education.

Temporary residence permits for immigrants arriving for the purpose of obtaining education are issued by the internal affairs bodies on the basis of the application of the educational institution for the period of study, determined on the basis of the application of the host educational institution.

2. Entry visas and temporary residence permits for immigrants who have arrived for the purpose of receiving an education are annually renewed by the internal affairs bodies for the period necessary to complete the training, but not more than one year, upon confirmation of the host educational institution.

3. Host organizations provide education for immigrants arriving with the purpose of education, timely explanation of their rights and responsibilities under **the laws of the Republic of Kazakhstan**, and the conditions necessary for their implementation, and also bear the responsibility established by the laws of the Republic of Kazakhstan **responsible** for late registration of documents for their stay in Republic of Kazakhstan, movement

within the territory of the country and exit from the Republic of Kazakhstan upon expiration of the temporary residence permit of.

4. Temporary residence permits for immigrants arriving for the purpose of obtaining education from states that have concluded agreements with the Republic of Kazakhstan on visa-free entry and stay are issued by the internal affairs bodies in accordance with international treaties ratified by the Republic of Kazakhstan.

Article 33. Basic rights and obligations of immigrants arriving for the purpose of receiving education

. Paragraph 1 is amended in accordance with the Law of the Republic of Kazakhstan dated 24.11.15, No. 421-V

1. The right to receive by stateless foreigners or persons on a competitive basis in accordance with the state educational order of free technical and vocational, post-secondary, higher and postgraduate education is determined by international treaties ratified by the Republic of Kazakhstan.

Ethnic Kazakhs who arrived in the Republic of Kazakhstan for the purpose of obtaining education, after admission to study, have the right to:

1) temporary registration in dormitories of institutions of technical and vocational, post-secondary, higher and postgraduate education;
2) applying for permanent residence and for admission to the citizenship of the Republic of Kazakhstan in a simplified (registration) manner.

2. Immigrants who have arrived for the purpose of receiving education:

1) bear the obligations provided for by the laws of the Republic of Kazakhstan with respect to immigrants residing in the territory of the Republic of Kazakhstan;
2) must leave the Republic of Kazakhstan upon completion of a full course of education and (or) vocational training, if they do not have legal grounds for further stay.

Chapter 6. Immigration for the purpose of employment

Article 34. Categories of immigrants arriving for the purpose of carrying out labor activities

Immigrants arriving for the purpose of carrying out labor activities are divided into the following categories:

Subparagraph 1 is set out in the wording of the Law of the Republic of Kazakhstan dated October 27, 2015 No. 365-V (see previous edition.); Of the Law of the Republic of Kazakhstan dated 24.11.15, No. 421-V (came into force on January 1, 2017) (see previous edition)

1) foreign workers - immigrants:

arrived for self-employment in professions that are in demand in priority sectors of the economy (types of economic activity);

attracted by employers to carry out labor activities in the Republic of Kazakhstan, including those who arrived as part of an [internal corporate transfer](#);

2) business immigrants - immigrants who have arrived for the purpose of carrying out entrepreneurial activity in accordance with the [legislation of the Republic of Kazakhstan](#);

3) seasonal foreign workers - immigrants employed by employers to perform seasonal work, which due to climatic or other natural conditions are carried out for a certain period (season), but not more than one year;

The article is supplemented by subparagraph 4 in accordance with the Law of the Republic of Kazakhstan dated 10.12.13 No. 153-V

4) labor immigrants - immigrants who arrived in the Republic of Kazakhstan as domestic workers in order to perform work (provide services) from employers - individuals in the household based on permission from a labor immigrant.

Article 35 as amended in accordance with the Law of the Republic of Kazakhstan dated 10.27.15 No. 365-V (see previous edition)

Article 35. Conditions for entry of foreign workers

Foreign workers arriving for self-employment or employed by employers, including in within the framework of corporate transfer, are required:

- 1) to be of legal age;
- 2) is excluded in accordance with the Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V (entered into force on January 1, 2017) (see previous edition)
- 3) possess the education, qualifications and experience necessary to fulfill the forthcoming work;
- 4) provide evidence of the presence or absence of a criminal record;
- 5) present a medical certificate confirming the absence of diseases that impede labor activity in the chosen specialty;

Subparagraph 6 is set out in the wording of the Law of the Republic of Kazakhstan dated 16.11.15, No. 406-V (entered into force on January 1, 2018) (see previous edition)

- 6) have medical insurance covering primary health care, inpatient help.

Article 36 as amended in accordance with the Law of the Republic of Kazakhstan dated 06.06.13, No. 102-V (see previous edition); Law of the Republic of Kazakhstan dated 10.27.15, No. 365-V (see previous edition)

Article 36. Conditions for issuing entry visas for foreign workers

Clause 1 is set out in the wording of the Law of the Republic of Kazakhstan dated 27.10.15, No. 365-V (see old ed.); Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V (entered into force on January 1, 2017) (see previous edition); Law of the Republic of Kazakhstan dated 22.12.16, No. 28-VI (see previous edition)

1. Entry visas for foreign workers shall be issued by the Ministry of Foreign Affairs of the Republic of Kazakhstan and foreign agencies of the Republic of Kazakhstan in agreement with the national security authorities on the basis and for the duration of the permit issued to a foreign employee for employment or to an employer to attract foreign labor, including as part of an internal corporate transfer.

2. It is excluded in accordance with the Law of the Republic of Kazakhstan dated 11.24.15, No. 422-V (see previous edition)

3. Temporary residence permits for foreign workers arriving from states that have concluded agreements on visa-free entry and stay with the Republic of Kazakhstan , issued by internal affairs bodies in accordance with international treaties ratified by the Republic of Kazakhstan.

Paragraph 4 is set out in the wording of the Law of the Republic of Kazakhstan dated 10.27.15, No. 365-V (see previous edition); Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V (entered into force on January 1, 2017) (see previous edition); Law of the Republic of Kazakhstan dated 12.22.16, No. 28-VI (see previous edition)

4. Entry visas and temporary residence permits for foreign employees are extended by the internal affairs bodies in agreement with the national security authorities for one year with a foreign permit an employee for employment or with an employer to attract foreign labor, including as part of an [internal corporate transfer](#), for the coming year.

The article is supplemented by paragraph 5 in accordance with the Law of the Republic of Kazakhstan dated 11.23.15 No. 417-V

5. Entry visas for foreign employees of state bodies are issued by the Ministry of Foreign Affairs of the Republic of Kazakhstan and foreign agencies of the Republic of Kazakhstan on the basis and for the duration of the employment contract with the relevant state body .

Article 37 is set out in the wording of the Law of the Republic of Kazakhstan dated 24.11.15, No. 421-V (entered into force on January 1, 2017) (see previous edition.)

Article 37. Procedure for issuing permits to employers to attract foreign labor, certificates foreign workers on the qualifications for self-employment and their involvement in the framework of internal transfer

1. Employer attraction of foreign labor is carried out on the basis of a permit issued by local executive bodies within the quota established by the Government m of the Republic of Kazakhstan.

For obtaining permission to attract foreign labor, employers are charged a fee in the manner prescribed by the [tax legislation of the Republic of Kazakhstan](#).

The procedure for establishing [quotas](#) for attracting foreign labor to the Republic of Kazakhstan and its distribution between the regions of the Republic of Kazakhstan is determined by the Government of the Republic of Kazakhstan.

2. Foreign workers transferred as part of an [internal corporate transfer](#), as well as those who have arrived for self-employment, carry out temporary labor activities in accordance with the purposes of their stay and are obliged to leave the country after the expiration of the period specified in the employment contract, not exceeding three years.

The [procedure and conditions](#) for the issuance and (or) extension of permits to employers to attract foreign labor, as well as the implementation of corporate transfer, are approved by the authorized body for population migration.

3. Foreign workers may arrive for self-employment in professions that are in demand in priority sectors of the economy (types of economic activity) and subject to receipt of a certificate of qualification issued by the authorized body for population migration for a period of not more than three months with the right to renew based on the term validity of the employment contract, but not more than three years.

The [procedure](#) for issuing certificates to a foreign worker on the qualifications for self-employment, a [list of](#) priority sectors of the economy (types of economic activity) and the professions demanded by them for self-employment of foreign workers are determined by the authorized body for population migration in coordination with the authorized state bodies that manage the relevant sphere of state management.

Article 38 is set out in the wording of the Law of the Republic of Kazakhstan dated 24.11.15, No. 421-V (entered into force on January 1, 2017) (see previous edition)

Article 38. Features of the regulation of labor activities of foreign workers from among ethnic Kazakhs and Former compatriots

The local executive body issues permits to employers to attract foreign labor from among ethnic Kazakhs and former compatriots in a simplified procedure determined by the authorized body for population migration.

Article 39. Conditions of entry and issuance of entry visas for business immigrants

1. Business immigrants to obtain an entry visa must:

- 1) be of legal age;
- 2) present a medical certificate confirming the absence of diseases that impede labor activity;

Subparagraph 3 is set out in the wording of the Law of the Republic of Kazakhstan dated 16.11.15, No. 406-V (came into force on January 1, 2018) (see previous edition)

3) have medical insurance covering primary health care, inpatient help;

4) provide evidence of the presence or absence of a criminal record and a ban on entrepreneurial activity on the basis of a court decision;

5) is excluded in accordance with the Law of the Republic of Kazakhstan dated December 29, 2014 No. 269-V

2. Visas for entry into the Republic of Kazakhstan to business immigrants are issued by the Ministry of Foreign Affairs of the Republic of Kazakhstan and foreign agencies of the Republic of Kazakhstan for up to two years old.

3. Entry visas and temporary residence permits for ethnic Kazakh business immigrants, including those who arrived from states that have concluded agreements with the Republic of Kazakhstan on visa-free entry and stay, are issued for up to three years.

Article 40. Conditions for the stay of business immigrants in the territory of the Republic of Kazakhstan and their entrepreneurial activity

1. A prerequisite for the stay of business immigrants in the territory of the Republic of Kazakhstan is entrepreneurial activity.

Paragraph 2 is amended in accordance with the Law of RK as of 13.06.13 № 102-V

2. Business immigrant within two months from the date of entry into the territory of the Republic of Kazakhstan shall:

In paragraph 1 made changes in accordance with the Law of the Republic of Kazakhstan dated 10.07.12 No. 36-V

1) register a commercial organization in the Republic of Kazakhstan or join the participants (shareholders) of commercial organizations operating in the territory of the Republic of Kazakhstan in compliance with the civil legislation of the Republic of Kazakhstan;

2) to deposit into the second-tier bank of the Republic of Kazakhstan an amount of money not less than the minimum amount established by the legislation of the Republic of Kazakhstan, when registering a legal entity to form its charter capital.

In the case of non-fulfillment by business immigrants of the obligations established by this article, the internal affairs bodies, on the basis of a request from local executive

bodies, decide to reduce the length of stay of business immigrants by the period required for their voluntary departure.

The creation of a legal entity is prohibited, as well as participation in the authorized capital of commercial organizations by joining foreign legal entities who have not received entry visas as business immigrants into the legal entities.

See: [Answer of the Minister of Justice of the Republic of Kazakhstan dated January 14, 2014 to the question dated December 26, 2013 No. 12742 \(adilet.gov.kz\) "A citizen of the Russian Federation, as a member of a legal entity, needs to present a migration card to pass the state. re-registration of a legal entity "](#)

3. Importation of equipment for the organization of entrepreneurial activity on the territory of the Republic of Kazakhstan by a business immigrant is carried out on the conditions and in the manner determined by the [customs legislation of the Republic of Kazakhstan](#).

4. Business immigrants can freely move around the territory of the Republic of Kazakhstan, open for visiting by foreigners, and choose a place of residence in accordance with the procedure established by the legislation of the Republic of Kazakhstan.

[Article 41 is amended in accordance with the Law of the Republic of Kazakhstan dated 13.06.13 No. 102-V \(see previous edition\)](#)

Article 41. Conditions of entry and stay of seasonal foreign workers

1. Visas for entry of seasonal foreign workers are issued by foreign agencies of the Republic of Kazakhstan based on permits to attract foreign labor.

2. Temporary residence permits for seasonal foreign workers arriving from states that have entered into agreements with the Republic of Kazakhstan on visa-free entry and stay procedures are issued by the internal affairs bodies.

3. Seasonal foreign workers must:

1) be of legal age;

2) is excluded in accordance with the [Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V \(entered into force on January 1, 2017\)](#)

3) present a medical certificate confirming the absence of diseases that impede labor activity ;

[Subparagraph 4 is set out in the wording of the Law of the Republic of Kazakhstan dated 16.11.15, No. 406-V \(entered into force on January 1, 2018\) \(see previous edition\)](#)

4) have medical insurance covering primary health care, inpatient help;

Article 42. Conditions for attracting seasonal foreign workers

1. Seasonal foreign workers are employed in certain sectors of the economy in accordance with [international treaties](#) ratified by the Republic of Kazakhstan, or on the basis of permits issued to employers by local executive bodies to attract foreign labor within the quota on the conditions and in the [manner](#) determined by the Government of the Republic of Kazakhstan.

[Paragraph 2 is amended in accordance with the Law of the Republic of Kazakhstan dated December 29, 2014 No. 269-V](#)

2. Employers who hire seasonal foreign workers are required to provide them with temporary housing that meets sanitary and epidemiological, technical and other

mandatory requirements in accordance with the [legislation of the Republic of Kazakhstan](#) on housing relations.

Article 43. Basic rights and obligations of immigrants arriving for the purpose of carrying out labor activities

1. Immigrants arriving for the purpose of carrying out labor activities:

1) bear the obligations provided for by the laws of the Republic of Kazakhstan with respect to immigrants residing in the territory of the Republic of Kazakhstan;
2) must leave the Republic of Kazakhstan at the end of the permit period if they do not have legal grounds for further stay.

2. A foreign worker arriving in the Republic of Kazakhstan, except for a seasonal worker, has the right:

1) is excluded in accordance with the [Law of the Republic of Kazakhstan](#) dated 11.24.15, No. 421-V ([entered into force on January 1, 2017](#))

2) attracted by the employer to carry out labor activities, after the expiration of the permit period, file an application for a work permit.

[The law is supplemented by Article 43-1 in accordance with the Law of the Republic of Kazakhstan dated 10.12.13, No. 153-V](#)

Article 43-1. Conditions of entry and stay of labor immigrants

1. Labor immigrants must meet the following requirements:

1) be citizens of countries with which the Republic of Kazakhstan has concluded agreements on visa-free entry and stay procedures, providing for the possibility of staying in the Republic of Kazakhstan without visas for a period of at least three months;

2) to be of legal age;

3) is excluded in accordance with the [Law of the Republic of Kazakhstan](#) dated 11.24.15, No. 421-V

previous4) provide evidence of the presence or absence of a criminal record;

5) present a medical certificate confirming the absence of diseases that impede labor activity in the chosen specialty;

[Subparagraph 6 is set out in the wording of the Law of the Republic of Kazakhstan dated 16.11.15, No. 406-V \(entered into force on January 1, 2018\) \(see previous edition\)](#)

6) have medical insurance covering primary health care, inpatient help.

2. A temporary residence permit for labor immigrants shall be issued and renewed by the internal affairs bodies in the [manner](#) established by the Government of the Republic of Kazakhstan for the duration of the permit for a labor immigrant.

The maximum period of continuous temporary residence of a labor immigrant in the Republic of Kazakhstan may not exceed twelve months.

[The law is supplemented by Article 43-2 in accordance with the Law of the Republic of Kazakhstan dated 10.12.13, No. 153-V](#)

Article 43-2. Procedure for issuing a permit to a labor immigrant

1. A permit to a labor immigrant shall be issued for the period specified in the application for a permit, and may be one, two, or three months.

The maximum period for authorization by a labor immigrant may not exceed twelve months.

A new permit to a labor immigrant shall be issued no earlier than thirty calendar days after the expiration of the previous permit.

A permit to a labor immigrant is issued upon submission of documents confirming the legality of his stay in the territory of the Republic of Kazakhstan, as well as payment of an [advance payment of individual income tax](#) for the period specified in the application for permission.

When issuing permits to labor immigrants, registration, formation of dacto-and photo-records of labor immigrants are carried out.

2. According to the application of the labor immigrant, the permission of the labor immigrant is repeatedly extended for the period specified in the application, and may be one, two or three months.

Permission to a labor immigrant shall be extended upon submission of documents confirming the performance of work (provision of services) by employers-individuals in the household in the previous period, as well as the payment of an [advance payment of individual income tax](#) for the period for which the permit to the labor immigrant is extended.

3. [The procedure for issuing, renewing and revoking a permit to a labor immigrant, as well as the procedure for registering, forming and maintaining dacto-and photo-records of labor immigrants](#) are determined by the Ministry of Internal Affairs of the Republic of Kazakhstan.

4. Permission to a labor immigrant is the basis for an immigrant to conclude an employment contract for the performance of work (provision of services) from employers - individuals in the household.

5. It is not allowed to conclude labor contracts for the performance of work (provision of services) in the household by one employer - an individual simultaneously with more than five labor immigrants.

6. Permission to a labor immigrant gives the right to a labor immigrant to perform work (provide services) in the household of the employer - an individual in the territory of the administrative-territorial unit in which it was issued.

[See: Order of the Minister of Internal Affairs of the Republic of Kazakhstan dated December 25, 2018 No. 938 "On approval of the standard of public service" Issue and extension of permits for labor immigrants "](#)

Chapter 7. Humanitarian and Political Immigration

Article 44. Categories of immigrants arriving for humanitarian reasons

Immigrants arriving for humanitarian reasons include:

1) [volunteers](#) - immigrants arriving in the Republic of Kazakhstan to provide educational, health and social assistance services at no cost;

2) immigrants arriving in the Republic of Kazakhstan in the framework of international treaties ratified by the Republic of Kazakhstan, with the aim of providing charitable, humanitarian assistance and grants.

Article 45. Immigrants arriving for political reasons

. Immigrants arriving for political reasons include:

- 1) refugees;
- 2) persons granted political asylum.

Article 46. Conditions of entry and issuance of entry visas for immigrants arriving on humanitarian grounds

. Paragraph 1 is amended in accordance with the Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V (see previous edition)

1. Entry visas arriving in the Republic of Kazakhstan for humanitarian reasons, valid for up to one year by the Ministry of foreign Affairs of the Republic of Kazakhstan, foreign establishments of the Republic of Kazakhstan on the basis of the petition offices of international organizations accredited in the Republic of Kazakhstan or foreign nongovernmental Noah Public Organization (Fund), officially registered in the country of its location in accordance with the laws of this country.

2. Immigrants arriving for humanitarian reasons shall not be entitled to engage in activities in the territory of the Republic of Kazakhstan that are not provided for by the purpose of entry.

Article 47. Conditions of entry and stay for political reasons

1. Conditions of entry and stay of asylum seekers, relations on granting asylum to foreigners and stateless persons and granting them refugee status, the legal status of refugees in the Republic of Kazakhstan is regulated by the legislation of the Republic of Kazakhstan on refugees.

2. The procedure for granting political asylum is determined by the President of the Republic of Kazakhstan.

Chapter 8. General grounds for refusing an immigrant to enter the Republic of Kazakhstan

and obtaining a permit for permanent residence in the Republic of Kazakhstan

Article 48 is set out in the wording of the Law of the Republic of Kazakhstan dated 10.12.13, No. 153-V (see previous edition); amended by the Law of the Republic of Kazakhstan dated 24.11.15, No. 421-V (see previous edition)

Article 48. Grounds for refusing an immigrant to enter the Republic of Kazakhstan An immigrant is prohibited from entering the Republic of Kazakhstan:

1) in the interests of ensuring national security, protection public order and public health;

2) if his actions are aimed at forcibly changing the constitutional system;

3) if he opposes the sovereignty and independence of the Republic of Kazakhstan, calls for a violation of the unity and integrity of its territory;

Subparagraph 4 is set out in the wording of the Law of the Republic of Kazakhstan dated 11.07.17, No. 91-VI (see previous edition)

4) if it incites ethnic, religious and religious hatred;

5) if it is necessary to protect the rights and legitimate interests of citizens of the Republic of Kazakhstan and other persons;

Subparagraph 6 is set out in the wording of the Law of the Republic of Kazakhstan dated 03.11.14 No. 244-V (came into force on January 2, 2015) (see previous edition)

6) if the national security agencies have information about his involvement in extremism or terrorist activities, as well as in the event that the court recognizes a dangerous relapse in its actions;

7) if he did not execute a penalty for a criminal or administrative offense imposed on him during his previous stay in the Republic of Kazakhstan;

8) if during the period of the previous stay in the Republic of Kazakhstan he has not submitted a declaration of individual income tax in the case when the submission of such a declaration is provided for by the legislation of the Republic of Kazakhstan;

9) if he has not submitted confirmation of the availability of funds necessary for staying and leaving the Republic of Kazakhstan, in the manner determined by the Government of the Republic of Kazakhstan, with the exception of ethnic Kazakhs, persons born or previously held citizenship of the Republic of Kazakhstan or the Kazakh Soviet Socialist Republic, and members of their families;

10) if, when applying for entry, he provided false information about himself or did not submit the necessary documents within the time period established by the legislation of the Republic of Kazakhstan;

11) if he has diseases that are a contraindication for entry into the Republic of Kazakhstan;

The article is supplemented by subparagraph 12 in accordance with the Law of the Republic of Kazakhstan dated 12.12.16, No. 28-VI; the subparagraph is set out in the wording of the version Law of the Republic of Kazakhstan dated 11.07.17, No. 91-VI (see

previous12) if it has previously lost the citizenship of the Republic of Kazakhstan on the grounds provided for in subparagraph 8) of the first part of Article 21 of the Law of the Republic of Kazakhstan dated December 20 1991 "On the citizenship of the Republic of Kazakhstan";

The article is supplemented by subparagraph 13 in accordance with the Law of the Republic of Kazakhstan dated 11.07.17 No. 91-VI

13) if he was previously deprived of citizenship of the Republic of Kazakhstan on the grounds provided for in article 20-1 of the Law of the Republic of Kazakhstan dated December 20, 1991 "On citizenship of the Republic of Kazakhstan" .

Immigrants previously expelled from the Republic of Kazakhstan are prohibited from entering the Republic of Kazakhstan for five years from the date of the decision on expulsion.

Applications of receiving persons for inviting immigrants to the Republic of Kazakhstan are not considered if, within one year prior to the submission of such an application, receiving persons were held liable for failure to take measures to register immigrants in a timely manner, to draw up documents for their right to stay in the Republic of Kazakhstan and to ensure departure from the Republic of Kazakhstan after a certain period of stay.

Article 49 is amended in accordance with the Law of the Republic of Kazakhstan dated 03.11.14 No. 244-V

Article 49. Grounds for refusing to issue or annul a permit for permanent residence in the Republic of Kazakhstan to immigrants

In issuing a permit for permanent residence in the Republic of Kazakhstan is refused by immigrants or a permit issued earlier is **canceled**:

1) illegally arrived, as well as being prosecuted for committing crimes under the laws of the countries of which they are natives;

2) released from places of deprivation of liberty, whose permanent place of residence prior to conviction was outside the Republic of Kazakhstan;

3) committed **crimes against humanity**;

Subparagraph 4 is amended in accordance with the Law of the Republic of Kazakhstan dated 10.12.13, No. 153-V (see previous edition); set forth in the wording of the Law of the Republic of Kazakhstan dated 24.11.15, No. 421-V (see previous edition)

4) that did not provide confirmation of its solvency in the **manner and amount** determined by the Government of the Republic of Kazakhstan, with the exception of ethnic Kazakhs, former compatriots born or previously held citizenship of the Kazakh Soviet Socialist Republic or the Republic of Kazakhstan, as well as persons entitled to acquire citizenship of the Republic of Kazakhstan in a simplified manner on the basis of international treaties of the Republic of Kazakhstan, and in their families;

Subparagraph 5 is set out in the wording of the Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V (see previous edition)

5) repeatedly violating the law on the legal status of foreigners in the Republic of Kazakhstan;

Subparagraph 6 is set out in the wording of the Law of the Republic of Kazakhstan dated 11.07.17 No. 91-VI (see previous edition)

6) inciting ethnic, religious and religious hatred;

7) whose actions are aimed at forcibly changing the constitutional system;

8) opposing the sovereignty and independence of the Republic of Kazakhstan, calling for a violation of the unity and integrity of its territory;

Subparagraph 9 is set out in the wording of the Law of the Republic of Kazakhstan dated 03.11.14, No. 244-V (see previous edition); Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V (see previous edition); Of the Law of the Republic of Kazakhstan dated 12.22.16, No. 28-VI

9) having an unexpunged or outstanding conviction for a crime;

The article is supplemented by subparagraph 9-1 in accordance with the Law of the Republic of Kazakhstan dated 03.11.14, No. 244-V

9-1) if there is information from the national security organs about their involvement in extremism or terrorist activity;

10) submitting forged documents or having reported false information about themselves when applying for a permit for permanent residence in the Republic of Kazakhstan or without good reason not having submitted the necessary documents within the time period established by the legislation of the Republic of Kazakhstan;

11) expelled from the Republic of Kazakhstan for five years at the time of issuing a permit for permanent residence in the Republic of Kazakhstan;

12) if it is necessary to protect the rights and legitimate interests of citizens of the Republic of Kazakhstan and other persons;

Subparagraph 13 is set out in the wording of the Law of the Republic of Kazakhstan dated 10.12.13 No. 153-V (see previous edition)

13) who have received a permanent residence permit and have lived in the Republic of Kazakhstan for less than one hundred eighty three calendar days within any consecutive twelve-month period from the date of issuance of a permit for permanent residence;

13-1) is excluded in accordance with the [Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V](#) (*see previous edition*)

14) married to citizens of the Republic of Kazakhstan, which served as the basis for obtaining a residence permit, if this marriage is declared invalid by a court decision that has entered into legal force;

The article is supplemented by subparagraph 14-1 in accordance with the [Law of the Republic of Kazakhstan dated 12.12.16, No. 28-VI](#)

14-1) brought to administrative responsibility for an offense in the field of population migration, [taxation](#) and labor legislation of the Republic of Kazakhstan;

The article is supplemented by subparagraph 14-2 in accordance with the [Law of the Republic of Kazakhstan dated 12.12.16 No. 28-VI](#)

14-2) creating a threat to the interests of national security;

15) having [diseases](#) that are a contraindication for entry into the Republic of Kazakhstan;

The article is supplemented by subparagraph 16 in accordance with the [Law of the Republic of Kazakhstan dated 12.12.16, No. 28-VI](#); the subparagraph is set out in the wording of the version [Law of the Republic of Kazakhstan dated 11.07.17 No. 91-VI](#) (*see*

previous16) if they previously lost the citizenship of the Republic of Kazakhstan on the grounds provided for in [subparagraph 8\) of the first part of Article 21 of the Law of the Republic of Kazakhstan dated December 20 1991 "On the citizenship of the Republic of Kazakhstan"](#);

The article is supplemented by subparagraph 17 in accordance with the [Law of the Republic of Kazakhstan dated 11.07.17 No. 91-VI](#)

17) if they were previously deprived of citizenship of the Republic of Kazakhstan on the grounds provided for in [article 20-1 of the Law of the Republic of Kazakhstan dated December 20, 1991 "On citizenship of the Republic of Kazakhstan"](#) .

A refusal to issue a residence permit or stateless person's certificate may be appealed in the manner prescribed by the [legislation of the Republic of Kazakhstan](#).

The issuance of a permit to immigrants for permanent residence in the Republic of Kazakhstan without the positive approval of the national security bodies is prohibited.

Chapter 9. Internal migrants in the Republic of Kazakhstan

The title of article 50 is set out in the wording of the [Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V](#) (*see previous edition*)

Article 50. Voluntarily resettled and self-resettled internal migrants

Internal migrants in the Republic of Kazakhstan are divided into:

[Subparagraph 1 came into force with January 1, 2015; set forth in the revision of the Law of the Republic of Kazakhstan dated 24.11.15, No. 421-V](#) (*see previous edition*)

1) voluntarily resettled in the regions determined by the Government of the Republic of Kazakhstan;

2) self-relocating at their own will.

Article 51. Basic rights and obligations of internal migrants

1. Internal migrants have the right to:

1) freedom of movement in the territory of the Republic of Kazakhstan, free choice of place of residence, except as otherwise provided by law of the Republic of Kazakhstan; **Subparagraph 2 is amended in accordance with the Law of the Republic of Kazakhstan dated 12.12.16, No. 28-VI (see previous edition)**

2) protection against forced displacement from the place of residence or place of temporary stay (residence);

Clause 1 is supplemented by subparagraph 2-1 in accordance with the Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V

2-1) participation in active measures to promote employment in accordance with the **legislation of the** Republic of Kazakhstan on employment;

3) assistance in finding employment.

Forced movement of individuals on grounds not provided for by the law of the Republic of Kazakhstan is not allowed.

Point 2 is set out in the wording of the Law of the Republic of Kazakhstan dated 24.11.15, No. 421-V (see previous edition)

2. Internal migrants are required:

Subparagraph 1 is set out in the wording of the Law of the Republic of Kazakhstan dated 22.12.16, No. 28-VI (see (old edition)

1) register at the **place of residence and place of temporary stay (residence)** on the territory of the Republic of Kazakhstan in the manner determined by the Government of the Republic of Kazakhstan;

2) ahead of schedule to return in full the measures of state support they received, provided for the participants of active measures to promote employment in accordance with the legislation of the Republic of Kazakhstan on employment, in cases of internal independent migration of their own free will outside the regions defined by the Government of the Republic of Kazakhstan, within five years .

Chapter 10 entered into force on January 1, 2015.

Chapter 10. Assistance to internal migrants.

Article 52 is amended in accordance with the Law of the Republic of Kazakhstan dated 06.06.13 No. 102-V (entered into force on January 1, 2015) (see previous edition); set forth in the wording of the Law of the Republic of Kazakhstan dated 24.11.15, No. 421-V (see previous edition)

Article 52. Establishing a regional quota for admitting immigrants

1. A **regional quota for admitting immigrants** shall be established by the Government of the Republic of Kazakhstan on the proposal of the authorized body for population migration.

2. Is excluded in accordance with the **Law of the Republic of Kazakhstan dated 16.04.18 No. 147-VI (see previous edition)**

Clause 3 is set out in the wording of the Law of the Republic of Kazakhstan dated 16.04.18 No. 147-VI (see old edition)

3. Inclusion of the admission of immigrants to the regional quota is carried out on the basis of an application submitted by the immigrant to local executive bodies in the manner determined by the authorized body on population migration.

Article 53 is set out in the wording of the Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V (see previous edition)

Article 53. Social assistance to citizens of the Republic of Kazakhstan included in the regional quota for the admission of immigrants

Citizens of the Republic of Kazakhstan included in the regional quota for the admission of immigrants, in the manner determined by the Government of the Republic of Kazakhstan, state support measures are provided for by participants in active measures to promote employment in accordance with the legislation of the Republic of Kazakhstan on employment.

Chapter 11. Conditions and procedure for the departure of citizens of the Republic of Kazakhstan outside the country. Prevention of illegal immigration

Article 54. Categories of citizens of the Republic of Kazakhstan leaving the country

Citizens of the Republic of Kazakhstan leaving the country are divided into two categories:

- 1) citizens of the Republic of Kazakhstan traveling to another state for permanent residence;
- 2) citizens of the Republic of Kazakhstan traveling to another state for temporary residence.

Citizens of the Republic of Kazakhstan traveling to another country for temporary residence include personnel of foreign institutions of the Republic of Kazakhstan, citizens of the Republic of Kazakhstan, performing temporary labor activities in foreign countries, military personnel performing peacekeeping duties, assigned in accordance with quotas assigned to the Republic of Kazakhstan for positions at international organizations, as well as persons who are studying, treating, in tourist and private trips, at the invitation of organizations and private persons on a business trip in foreign countries.

Article 55 is amended in accordance with the Law of the Republic of Kazakhstan dated 06.06.13 No. 102-V (see previous edition)

Article 55. Conditions and procedure for citizens of the Republic of Kazakhstan to leave the country

1. Everyone has the right to travel outside the Republic Kazakhstan. Citizens of the Republic of Kazakhstan have the right to freely return to the Republic of Kazakhstan.

2. Departure for a permanent residence from the Republic of Kazakhstan is carried out after registration of documents for departure by the internal affairs bodies.

3. Applications for leaving the Republic of Kazakhstan for permanent residence are submitted to the internal affairs bodies:

- 1) capable citizens - in person;
- 2) on behalf of children and citizens recognized by the court as legally incompetent - by their legal representatives.

4. The internal affairs bodies shall verify that citizens who have applied for travel outside the Republic of Kazakhstan for permanent residence have no reason to refuse to travel outside the Republic of Kazakhstan.

Requests of internal affairs bodies regarding citizens who have applied for travel outside the Republic of Kazakhstan for permanent residence are considered by the interested state bodies within ten days.

The decision to draw up documents for leaving the Republic of Kazakhstan for permanent residence is made no later than one month from the day the applicant submits all the documents in the **manner determined** by the Government of the Republic of Kazakhstan.

See: Normative Resolution of the Constitutional Council of the Republic of Kazakhstan dated December 14, 2016 No. 1 "On the verification of the constitutionality of subparagraph 3) of paragraph 7 of the Rules for processing documents for leaving the Republic of Kazakhstan for permanent residence, approved by the Government of the Republic of Kazakhstan dated March 28, 2012 No. 361, on the proposal of the Temirtau city court of the Karaganda region "

5. Financing of costs associated with the departure of citizens of the Republic of Kazakhstan from the Republic of Kazakhstan to a permanent place to other states, is carried out at the expense of own funds of those leaving, and can also be carried out from other sources, if this does not contradict the legislation of the Republic of Kazakhstan.

6. Citizens of the Republic of Kazakhstan who leave the Republic of Kazakhstan for permanent residence in other states are entitled to take out property belonging to them and their family members at their own expense in accordance with the **legislation of the Republic of Kazakhstan**.

7. The export by citizens of objects of cultural, historical or other value to the state outside the Republic of Kazakhstan is regulated in the manner prescribed by the **legislation of the Republic of Kazakhstan**.

8. The rights of persons who have left the Republic of Kazakhstan for permanent residence in other states to property located on the territory of the Republic of Kazakhstan are determined by the legislation of the Republic of Kazakhstan.

See: Order of the Minister of Foreign Affairs of the Republic of Kazakhstan dated November 19, 2015 No. 11-1-2 / 517 "On approval of the standard of public service" Receiving and sending documents of citizens of the Republic of Kazakhstan who have left the Republic of Kazakhstan for temporary affairs and expressed a desire to stay there for Permanent location"

Article 56 is amended in accordance with the Law of the Republic of Kazakhstan dated 06.06.13 No. 102-V (see previous edition)

Article 56. Grounds for refusing to grant permission to a citizen of the Republic of Kazakhstan to leave the country for permanent residence to a citizen of the Republic of Kazakhstan temporarily refuses to leave the Republic of Kazakhstan for permanent residence in cases where it:

1) has information constituting **state** and other secrets protected by law, and has not notified the relevant authorities of its departure from the Republic of Kazakhstan authorized bodies - until the termination of these circumstances;

Subparagraph 2 is set out in the wording of the Law of the Republic of Kazakhstan dated 04.07.14, No. 233-V (see previous edition)

2) was detained on suspicion of committing a criminal offense or was brought in as a suspect, accused, or a qualification order was issued in relation to him acts of the suspect - until a decision is made in the case or the court verdict comes into force;

3) convicted of a crime - until serving a sentence or release from punishment;

4) evades the fulfillment of the obligations assigned to him by the court - until the termination of these obligations;

Subparagraph 5 is set out in the wording of the Law of the Republic of Kazakhstan dated 16.02.12 No. 562-IV

5) undergoing military service until the completion of this service or until exemption from it in accordance with the **Law of the Republic of Kazakhstan** "On military service and the status of military personnel";

6) reported deliberately false information about himself when filling out documents for departure from the Republic of Kazakhstan - until the elimination of the reasons that served as the basis for the refusal and the submission of reliable information;

7) is a defendant in **civil proceedings** - until the entry into force of a court decision.

A citizen of the Republic of Kazakhstan is refused travel to a permanent place of residence outside the Republic of Kazakhstan in the event of **tax debt**.

In all cases of restriction of the right to leave the Republic of Kazakhstan for permanent residence, the internal affairs bodies shall issue a notification to the citizen of the Republic of Kazakhstan stating the basis and term of the restriction and the procedure for appealing against this decision.

See: Normative Resolution of the Constitutional Council of the Republic of Kazakhstan dated December 14, 2016 No. 1 "On the verification of the constitutionality of subparagraph 3) of paragraph 7 of the Rules for processing documents for leaving the Republic of Kazakhstan for permanent residence, approved by the Government of the Republic of Kazakhstan dated March 28, 2012 No. 361, on the proposal of the Temirtau city court of the Karaganda region "

Article 57. Rights and obligations of a citizen of the Republic of Kazakhstan residing outside the Republic of Kazakhstan

Citizens of the Republic of Kazakhstan residing outside the Republic of Kazakhstan shall have all rights and freedoms, as well as bear all duties established by the **Constitution**, laws and international treaties ratified by the Republic of Kazakhstan.

The Republic of Kazakhstan guarantees its citizens protection and patronage beyond its borders.

Article 58. Prevention of illegal immigration and measures to legalize immigrants with irregular legal status

1. Entry of immigrants into the territory of the Republic of Kazakhstan is possible provided that they comply with the requirements of the legislation of the Republic of

Kazakhstan governing entry, exit, stay and transit, as well as international treaties ratified by the Republic Kazakhstan.

2. The authorized state bodies carry out migration control, as well as registration of foreigners and stateless persons illegally crossing the state border of the Republic of Kazakhstan, illegally staying on the territory of the Republic of Kazakhstan, as well as persons who are prohibited from entering the territory of the Republic of Kazakhstan, in the **manner** determined by the Government of the Republic Kazakhstan.

Chapter 12. Responsibility for violation of the legislation of the Republic of Kazakhstan in the field of population migration. Dispute Resolution

Article 59. Responsibility for violation of the legislation of the Republic of Kazakhstan in the field of population migration

Violation of the legislation of the Republic of Kazakhstan in the field of population migration entails liability established **by the laws of the Republic of Kazakhstan**.

Article 60. Expulsion of illegal immigrants

1. Illegal immigrants shall be expelled from the Republic of Kazakhstan to their state of origin (country of citizenship of a foreigner or permanent residence of a stateless person) in accordance with the **legislation of the Republic of Kazakhstan**.

The decision on expulsion **is made by the court**.

The detention of illegal immigrants and their detention in special institutions of the internal affairs bodies are allowed for the period necessary for expulsion from the territory of the Republic of Kazakhstan for expulsion, in the manner established **by the law of the Republic of Kazakhstan**.

Paragraph 2 is amended in accordance with the Law of the Republic of Kazakhstan dated 11.24.15, No. 421-V (see previous edition)

2. Expulsion costs are borne by expelled illegal immigrants, individuals or legal entities who invited an illegal immigrant to the Republic of Kazakhstan or who used his labor at the time of the fact of the illegal stay of an immigrant in the Republic of Kazakhstan. In cases of lack or insufficiency of funds from these persons to cover the costs of expulsion, the financing of the relevant activities is carried out at the expense of budgetary funds, while the funds spent on expulsion are subject to reimbursement in the courts according to the claims of interested state bodies against the abovementioned persons.

In accordance with international treaties ratified by the Republic of Kazakhstan, the transport organization that delivered these persons is responsible for the export from the territory of the Republic of Kazakhstan of persons who entered without the right of entry.

Article 61. Settlement of disputes

Decisions and actions (inaction) of authorized bodies and (or) their officials may be appealed to a higher state body (higher official) and (or) to a court in accordance with the **laws of the Republic of Kazakhstan**.

Chapter 13. Final Provisions

Article 62. The procedure for applying this Law

1. This Law shall apply to relations in the field of population migration arising after its entry into force.
2. Documents issued by authorized state bodies before the entry into force of this Law shall remain in effect.

Article 63. Procedure for the entry into force of this Law

1. This Law shall enter into force ten calendar days after its first official [publication](#), with the exception of [subparagraph 3\) of article 8](#), [subparagraph 1\) of article 50](#) and [chapter 10](#), which shall be enforced from 1 January 2015
2. To recognize as invalid [Law of the Republic of Kazakhstan](#) dated December 13, 1997 “On Migration of the Population”(Bulletin of the Parliament of the Republic of Kazakhstan, 1997, No. 24, Article 341; 2001, No. 8, Article 50; No. 21-22 , Article 285; No. 24, Article 338; 2002, No. 6, Article 76; 2004, No. 23, Article 142; 2007, No. 3, Article 23; No. 15, Article 106; No. 20, Article 152; 2008, No. 23, Article 114; 2009, No. 23, Article 117; 2010, No. 24, Article 149).

**President of the
Republic of Kazakhstan**

N. Nazarbayev

Astana, Akorda, July 22, 2011
No. 477-IV SAM