



On countering terrorism

Unofficial translation

The Law of the Republic of Kazakhstan dated 13 July, 1999 No. 416.

Unofficial translation

Footnote. Title is in wording of the Law of the Republic of Kazakhstan dated 08.04.2010 No. 226-IV (order of enforcement see Article 2).

This Law establishes principles, purpose, legal and organizational bases of countering the terrorism.

Footnote. Preamble is in wording of the Law of the Republic of Kazakhstan dated 08.01.2013 No. 63-V (shall be enforced upon expiry of ten calendar days after its first official publication).

Footnote. Through the whole text, the word “terrorist sabotage” is substituted respectively by the word “act of terrorism” in accordance with the Law of the Republic of Kazakhstan dated 08.04.2010 No. 266-IV (order of enforcement see Article 2).

Chapter 1. General provisions

Article 1. Basic definitions used in this Law

The following basic definitions are used in this Law:

1) objects of mass throng of people - shopping facilities by selling space from 500 square meters and more, public catering facilities on 100 and more sitting areas; concert-halls, sport, entertaining, transport and other public constructions, organizations of educations and healthcare, places of tourist camping, including adjoining to them open area destined or prepared for mass people stay with possibility of simultaneous standing of 200 and more people;

2) a subdivision of special assignment - subdivision formed for prevention of terrorism acts;

3) a hostage - individual, captured and (or) detained with purpose of concussion of the state body, the body of local self-government or the international organization to commit any action or to abstain from commitment of any action as condition of release of captured and (or) detained person;

4) an ideology of violence - system of public theories, viewpoints and ideas are justifying a violence as well as with appliance of terroristic methods and facilities for achieving of political, religious, ideological and other purposes;

5) a terrorism - ideology of violence and practice of influence on making a decision by the state bodies, the bodies of local self-government or the international organizations by

committing or threat of committing of violent and (or) other criminal actions, linked with deterrence of public and directed on inflicting of damage to person, public and the state;

6) an act of terrorism - commitment or threat of committing of detonation, burning or other actions, creating danger of people death, inflicting of extensive property damage or ensuing of injurious to the public consequences, if these actions were committed in purpose of infraction of public safety, deterrence of population or rendering of influence on making decisions by the state bodies of the Republic of Kazakhstan, the foreign states or the international organizations as well as infringement on life of human, committed in the same purposes, and equally infringement on life of the state or public figure is committed in purpose of cancellation of his (her) state or other political activity or out of revenge for the such activity;

6-1) the call to commit an act of terrorism is an appeal expressed publicly or reflected in the distributed information material, affecting the consciousness, will and behavior of an individual with a view to inducing him to commit an act of terrorism;

7) an antiterrorist action - complex of special measures with appliance of physical force , service dogs, warlike and other equipment, weapon and special facilities on prevention, suppression of the act of terrorism, disarmament of terrorists, explosive devices, provision of safety of individuals and organizations as well as on minimization and (or) liquidation of consequences of acts of terrorism.

Protective measures on provision of safety of secured persons shall be performed within the antiterrorist actions on decision of the head of the Service of the state security of the Republic of Kazakhstan in accordance with this Law.

8) a legal regime of antiterrorist action - special regime of functioning of the state bodies, carrying out countering the terrorism, upon which in the zone of performance of antiterrorist actions shall be admitted the establishment of separate measures, temporary restrictions right of rights and freedom of citizens as well as rights of legal entities on period of performance of antiterrorist actions;

9) a zone of performance of antiterrorist actions - particular sectors of the terrain or water area, air area, motor vehicle, building, structure, construction, premise and adjoining to them territories are defined be head of antiterrorist actions, within of which the stated action shall be performed;

10) countering the terrorism - activity of the state bodies and the bodies of local self-government on:

prevention of terrorism;

detection, suppression of terroristic activity, detection and investigation of terroristic crimes;

minimization and / or liquidation of the consequences of terrorism by rendering of emergency medical assistance, medical and psychological accompaniment, performance of rescue and fire prevention measures, the restoration of normal functioning and ecological safety of the objects exposed to terrorist attack, social rehabilitation of persons who suffered as a result of the act of terrorism and persons, who participated in its suppression, compensation of moral and material harm to the persons who suffered in the result of act of terrorism;

11) the authorized state body on coordination of activity in the scope of countering the terrorism - the state body is carrying out the interdepartmental coordination of activity in the scope of countering of terrorism within its powers;

12) financing of terrorism is provision or collection of money and (or) other property, a right to property or benefits of a property nature, as well as granting, exchange, donations, charity, provision of information and other services or provision of financial services to an individual or group of individuals, or a legal entity committed by a person who were knowingly aware of the terroristic nature of their activities or that the provided property, information, financial and other services would be used for carrying out terroristic activity or providing terroristic group, a terroristic organization, an illegal paramilitary group;

13) a prevention of terrorism - complex of legal, economic, social, organizational, educational, propagandistic and the other measures are carried out by the state and the local executive bodies on detection, examination, elimination of reasons and conditions are promoting to uprising and expansion pf the terrorism;

14) a terrorist - person is participating in carrying out of terroristic activity;

14-1) terroristic materials - any information materials containing information on the ways and means of committing an act of terrorism, as well as signs and (or) calls for carrying out terroristic activities, or substantiating and justifying the need for such activities;

15) A terroristic group is an organized group with the aim of committing one or more terroristic crimes;

16) objects vulnerable in terroristic relations are especially important state, strategic objects and economic sectors objects of strategic importance, hazardous production facilities, objects of mass gathering of people, the list of which and the relevant requirements to them shall be determined by the Government of the Republic of Kazakhstan;

17) a terroristic organization - organization is carrying out the terroristic activity or admitting the possibility of use in its activity of terrorism in relation of which the decision of the court on admitting it as terroristic is enforced;

18) terroristic activity is carrying out of any of the following actions:

organization, planning, preparing, financing and realization of the act of terrorism;

incitement to the act of terrorism;

organization of illegal paramilitary force, criminal community (criminal organization), organized group in purpose of commitment of the act of terrorism, as well as participation in the such structures;

enlistment, armament, training and use of terrorists;

informational and the other collusion in organization, planning, preparing and commitment of the act of terrorism;

propaganda of ideas of terrorism, distribution of terroristic materials, including using mass media or telecommunications networks;

rendering of financial, legal assistance or the other contribution to the terrorist as well as organization, activity of which is admitted as terroristic in accordance with the legislation of the Republic of Kazakhstan, with recognition of the fact than stated actions will be used for carrying out of the terroristic activity or provision of the terroristic organization.

Footnote. Article 1 is in wording of the Law of the Republic of Kazakhstan dated 08.01.2013 No. 63-V (shall be enforced upon expiry of ten calendar days after its first official publication); as amended by the Law of the Republic of Kazakhstan dated 04.07.2014 No. 233-V (shall be enforced upon expiry of ten calendar days after its first official publication) ; dated 03.11.2014 № 244-V (the order of enforcement see Art. 2); dated 16.11.2015 № 403-V (shall be enforced upon expiry of ten calendar days after the day its first official publication).

Article 2. Legislation of the Republic of Kazakhstan on the countering of the terrorism

1. The legislation of the Republic of Kazakhstan on the countering of the terrorism shall base of the Constitution of the Republic of Kazakhstan and consist of this Law and the other regulatory legal acts of the Republic of Kazakhstan.

2. If international treaty, ratified by the Republic of Kazakhstan establishes other rules, than those contained in this Law, the rules of international treaty shall be applied.

Footnote. Article 2 is in wording of the Law of the Republic of Kazakhstan dated 08.04.2010 No. 266-IV (order of enforcement see Article 2).

Article 3. Principles and purpose of the countering the terrorism

Footnote. Title of Article 3 is in wording of the Law of the Republic of Kazakhstan dated 08.01.2013 No. 63-V (shall be enforced upon expiry of ten calendar days after its first official publication).

1. The countering the terrorism in the Republic of Kazakhstan shall base on the following basic principles:

1) provision and protection of rights and freedoms of human and citizen, priority of protection of life and health, rights and legal interests of persons, are subject to danger in the result of commitment of the terroristic crimes;

2) observance of the legality;

2-1) adequacy of measures of the countering of terrorism to the level of the terroristic danger;

3) priority of prevention of the terrorism;

4) unavailability of the punishment for carrying out of the terroristic activity;

5) systemacity and complex use of political, informational and propagandistic, social and economic, legal, special and the other measures of the countering of terrorism;

6) individual responsibility in the operational administration are attracted by the forces and facilities upon performance of the antiterrorist actions;

7) combination of public and non-public methods of the countering of the terrorism;

8) provision of the limited access to the details on tactic, forms, methods, facilities and structure of participants of the antiterrorist actions.

2. Purpose of the countering of terrorism in the Republic of Kazakhstan is the protection of personality, public and the stated from the terrorism.

Footnote. Article 3 as amended by the Laws of the Republic of Kazakhstan dated 08.04.2010 No. 266-IV (order of enforcement see Article 2); dated 08.01.2013 No. 63-V (shall be enforced upon expiry of ten calendar days after its first official publication).

Chapter 2. Bases of organization of the countering of terrorism

Footnote. Title of Chapter 2 is in wording of the Law of the Republic of Kazakhstan dated 08.04.2010 No. 266-IV (order of enforcement see Article 2).

Article 4. Nationwide system of the countering of the terrorism

1. The subject of provision of the safety from infringement of the terrorists is the state.

2. The President of the Republic of Kazakhstan shall:

1) to determine the basic directions of the state policy in the scope of the countering of the terrorism;

2) establish the rules of organization and functioning of the system of monitoring of the information and notification of the population on uprising of the threat of the act of the terrorism in purpose of timely informing of the population on uprising of the threat of the act of the terrorism and organization of the activity on the countering of its commitment, is carried out by the state bodies and the bodies of local self-government;

3) establish the provision of the Antiterrorist center of the Republic of Kazakhstan;

4) establish the typical provision on the antiterrorist commissions;

5) approve the rules for interaction of internal affairs bodies, national security, the prosecutor's office and the authorized body in the sphere of religious activities to counter religious extremism and terrorism in special and correctional institutions;

6) establish instruction on order of appliance of weapon, warlike equipment and special facilities for suppression of the acts of terrorism in the air area, in the domestic waters, in the territorial sea, on the continental shelf of the Republic of Kazakhstan by the Armed Forces of the Republic of Kazakhstan upon provision of the safety of navigation;

7) carry out the other powers in accordance with the Constitution and the Laws of the Republic of Kazakhstan.

3. The Government of the Republic of Kazakhstan shall:

1) organize provision of activity if the state and local executive bodies on the countering of terrorism by the necessary forces, facilities and resources;

2) organize elaboration and carrying out of the measures on prevention of the terrorism, minimization and (or) liquidation of the consequences of the terrorism;

3) determine the order of organization of the activity in the scope of the countering of terrorism in the Republic of Kazakhstan;

4) determine the requirements to the system of the antiterrorist protection of the objects are attackable in the terroristic relation, establish their list as well as typical passport of the antiterrorist protection of the objects are attackable in the terroristic relation;

5) establish the rules of cooperation of the bodies of Internal Affairs, National Security, prosecution office and the Agency of the Republic of Kazakhstan on case if religion on the countering of the religious extremism and terrorism in the special and correctional institutions;

6) establish the rules of compensation of harm to the individuals and the legal entities is inflicted upon suppression of the act of the terrorism by the rightful actions of the civil servants of the state bodies are carrying out the countering of terrorism;

7) establish the rules of compensation of property harm is inflicted to the individuals and the legal entities in the result of the acts of the terrorism;

8) perform the other functions are imposed in it by the Constitution of the Republic of Kazakhstan in the scope of the countering of the terrorism.

4. The state bodies and the bodies of the local self-government shall carry out the countering the terrorism within its competence.

5. The authorized body on coordination of the activity in the scope of countering of terrorism in the Republic of Kazakhstan is the National Security Committee of the Republic of Kazakhstan which shall:

1) coordinate the activity of the state bodies and the bodies of the local self-government in the scope of the countering of the terrorism;

2) carry out control for realization by the state bodies and the bodies of the local self-government of the Republic of Kazakhstan of the complex of measures on perfection of the systems of security and readiness to the counteraction of the terroristic threats;

3) elaborate the regulatory legal acts in the scope of the countering of the terrorism within powers;

4) represent the annual report of applied measures on the countering of terrorism to the President of the Republic of Kazakhstan as well as carry out the current informing of the President and the Government of the Republic of Kazakhstan on the terroristic threats;

5) promote the increase of the level of the antiterrorist protection of objects are attackable in the terrorist relation by the informing of their heads on nature and specificity of the terroristic threats, elaboration of recommendations on the countering of the terrorism and antiterrorist protection, performance of practical antiterrorist trainings on the objects are attackable in the terrorist relation;

6) carry out the other functions are provided by this Law, the other Laws, acts of the President of the Republic of Kazakhstan.

Coordination of the activity of the state bodies in the scope of the countering of the terrorism shall be carried out by achieving of cooperation of these bodies, mutual exchange of the information and coherence of their activities for realization of general objectives and purposes.

Regulatory legal acts and the legal acts of the stated bodies may be issued for the realization of the decisions of the state bodies in the scope of countering the terrorism.

Coordination of activity shall be carried out by:

The bodies of the national security within permanently active the Antiterrorist center of the Republic of Kazakhstan which is created upon the authorized state body on coordination in the scope of countering the terrorism;

Akimats of oblast, city of republican significance, capital, district, (city of oblast significance) within the antiterrorist commissions which are created upon the local executive body of oblast, city of republican significance, capital, district, (city of oblast significance).

To ensure effective interaction of state bodies implementing counterterrorism, their authorized representatives are seconded or sent to the working body of the Antiterrorist Center of the Republic of Kazakhstan.

The procedure of seconding or sending of the authorized representatives of state bodies to the working body of the Antiterrorist Center of the Republic of Kazakhstan is determined by the provision on the Antiterrorist Center of the Republic of Kazakhstan.

Akims of oblast, city of republican significance, capital, district, (city of oblast significance) shall establish provision on antiterrorist commissions on base of typical provision on antiterrorist commissions.

6. The other state bodies may be involved upon necessity to the activity on countering the terrorism within their competence.

The local executive bodies shall coordinate the activity of territorial subdivisions of the central state bodies and the bodies of local self-government on prevention of terrorism as well as minimization and (or) liquidation of consequences of terrorism on the relevant territory through the antiterrorist commissions.

The legal acts of the bodies, representatives of which are included in the structure of the relevant commissions may be issued for the realization of their decisions.

Footnote. Article 4 is in wording of the Law of the Republic of Kazakhstan dated 08.04.2010 No. 266-IV (order of enforcement see Article 2); as amended by the Laws of the Republic of Kazakhstan dated 13.02.2012 No. 553-IV (shall be enforced upon expiry of ten calendar days after its first official publication); dated 08.01.2013 No. 63-V (shall be enforced upon expiry of ten calendar days after its first official publication); dated 03.11.2014 № 244-V (shall be enforced upon expiry of ten calendar days after the day its first official publication); dated 22.12.2016 № 28-VI (shall be enforced upon expiry of ten calendar days after the day its first official publication).

Article 5. Cooperation of the state bodies of the Republic of Kazakhstan are carrying out the countering the terrorism

Footnote. Title of Article 5 as amended by the Law of the Republic of Kazakhstan dated 08.04.2010 No. 266-IV (order of enforcement see Article 2).

The state bodies of the Republic of Kazakhstan are carrying out the countering the terrorism within their competence shall:

- 1) cooperate among themselves using the possibilities of the state bodies and organizations as well as contribution of the citizens;
- 2) inform on facts and attributes of preparing of actions are falling under the definition of the terroristic activity and relating to the competence of these state bodies and render the mutual necessary assistance;
- 3) perform the participatory antiterrorist actions.

Footnote. Article 5 as amended by the Law of the Republic of Kazakhstan dated 08.04.2010 No. 266-IV (order of enforcement see Article 2).

Article 6. Cooperation of the state bodies of the Republic of Kazakhstan carrying out the countering the terrorism with the bodies of the foreign states and the international law-enforcement organizations

Footnote. Title of Article 6 as amended by the Law of the Republic of Kazakhstan dated 08.04.2010 No. 266-IV (order of enforcement see Article 2).

The state bodies of the Republic of Kazakhstan carrying out counterterrorism cooperate in the sphere of countering terrorism with the bodies of foreign states, international law enforcement organizations in accordance with national legislation and international treaties, conduct operational search and counterintelligence activities on the territory of the Republic of Kazakhstan or foreign countries in accordance with international treaties, ratified by the Republic of Kazakhstan.

The Republic of Kazakhstan shall pursue on its territory on require of the competent bodies of the other states the persons are accessorial to the terroristic activity, independently from place of commitment by them the act of terrorism.

Footnote. Article 6 as amended by the Law of the Republic of Kazakhstan dated 08.04.2010 No. 266-IV (order of enforcement see Article 2); dated 28.12.2016 № 36-VI (shall be enforced upon expiry of two months after the day its first official publication).

Chapter 3. Competence of the state bodies of the Republic of Kazakhstan are carrying out the countering the terrorism

Footnote. Title is in wording of the Law of the Republic of Kazakhstan dated 08.04.2010 No. 266-IV (order of enforcement see Article 2).

Article 7. Competence of the state bodies of the Republic of Kazakhstan are carrying out the countering the terrorism

The state bodies shall carry out countering the terrorism within competence is established by the legislation of the Republic of Kazakhstan:

1) national security bodies of the Republic of Kazakhstan shall detect, prevent, suppress and investigate terroristic crimes classified by the laws of the Republic of Kazakhstan to their jurisdiction, carry out analysis and forecasting of terroristic threats, organize antiterroristic operations, carry out counter-terroristic actions by counterintelligence measures, cooperate with relevant competent authorities of foreign States, as well as with international organizations;

2) the bodies of Internal Affairs of the Republic of Kazakhstan shall detect, prevent, suppress and investigate the terroristic crimes are related by the Laws of the Republic of Kazakhstan to their performance, participate in performance of antiterrorist action, organize and control the status of antiterrorist protection of objects are attackable in the terroristic relation;

3) the Service of the state security of the Republic of Kazakhstan shall provide the safety of the President of the Republic of Kazakhstan, the other secured persons and objects are subject to the security in accordance with the Law of the Republic of Kazakhstan "On the Service of the state security of the Republic of Kazakhstan", organize and perform the protective measures.

The antiterrorist actions on provision of the safety of the secured persons shall be performed on decision of the head of the Service of the state security;

4) the Ministry of Defense of the Republic of Kazakhstan shall participate in provision of the safety of air, water and land areas upon performance of antiterrorist actions as well as carry out the other powers are provided by this Law, the other Laws of the Republic of Kazakhstan, the acts of the President of the Republic of Kazakhstan and the Government of the Republic of Kazakhstan;

5) the authorized body in the sphere of foreign intelligence shall conduct intelligence activity in order to prevent damage to the national security of the Republic of Kazakhstan from terroristic threats on the part of terrorist organizations, as well as persons involved in terroristic activities, shall participate in ensuring protection of foreign missions of the Republic of Kazakhstan and their personnel from terroristic threats;

6) the authorized body on financial monitoring of the Republic of Kazakhstan shall carry out the financial monitoring and apply the other measures on countering the financing the terrorism in accordance with the Law of the Republic of Kazakhstan "On countering the legalization (laundering) of incomes are received by the criminal way and financing the terrorism";

7) the authorized body in the field of civil protection shall carry out measures to protect the population and territories from emergencies of technogenic nature arisen as a result of the committed act of terrorism, and also take part in liquidation of its consequences ;

7-1), the authorized body in the field of industrial safety shall participate in monitoring the state of antiterroristic protection of hazardous production facilities;

8) the authorized body in the scope of external policy shall provide the realization of the foreign policy course of the Republic of Kazakhstan in the scope of the international cooperation on countering the terrorism;

9) the authorized body in the field of communication and information shall ensure promotion of socially significant values and interethnic harmony, and also counteract the spread of terrorism ideology in the information space of the Republic of Kazakhstan;

9-1) the authorized body in the field of culture shall ensure implementation of measures aimed at strengthening domestic political stability and interethnic harmony in the Republic of Kazakhstan;

10) the authorized body in the scope of protection of the environment shall participate in the measures on recovery of the normal functioning and ecological safety are subject to the terroristic influence of objects;

11) the authorized body in the sphere of state planning shall carry out the development and implementation of a set of measures aimed at forming main priorities for socioeconomic development of the Republic of Kazakhstan in order to prevent interethnic and inter-confessional conflicts and socio-economic preconditions for the manifestations of terrorism;

12) the authorized body in the scope of the development of the agricultural complex shall participate in the organization of monitoring of status of antiterrorist protection of hydrotechnical constructions, carry out the state veterinary and sanitary control and supervision, the state phytosanitary control for the physical protection of sources of the specially harmful organisms;

13) the authorized body in the scope of transport and commutations shall organize the operational provision of the interested state bodies by the information is necessary for solving of objectives on countering the terrorism on objects of transport and communication branch and provide the measures on their antiterrorist protection within their competence;

14) is excluded by the Law of the Republic of Kazakhstan dated 07.11.2014 № 248-V (shall be enforced upon expiry of ten calendar days after the day its first official publication);

15) the Economic Investigation Service shall carry out measures to detect and suppress illegal movement across the customs border of the Republic of Kazakhstan of weapons, ammunition, explosives and other items that can be used as a means of committing terroristic crimes, as well as to prevent, detect, suppress sources and channels and ways of financing terrorism;

16) the authorized body in the scope of use of atomic power shall carry out the control and supervision for status of antiterrorist protection of nuclear installations, radiation sources, storage facilities of radioactive material, for systems of unified state record and

control of nuclear materials, radioactive agents, radioactive residues, participate in the organization of monitoring of the status of antiterrorist protection of the production objects;

17) the bodies of justice shall organize free necessary legal assistance to individuals and legal entities that suffered as a result of the act of terrorism and to persons who participated in its suppression on issues related to their competence, including the issuance of necessary documents;

18) the authorized body in the field of social protection of population shall ensure implementation of measures and coordination of activities of local executive bodies on the issues of persons employment who suffered as a result of the act of terrorism and persons who participated in its suppression;

19) the authorized body in the scope of education and science shall provide the formation in the society the antiterrorist perception by the performance of facultative activities in the general education and higher educational establishments of the Republic of Kazakhstan;

20) the authorized body in the field of public health shall take part in implementation of measures to minimize and (or) eliminate the consequences of the act of terrorism, organize emergency medical assistance, medical and psychological support for persons injured as a result of the act of terrorism;

21) the authorized body in the sphere of religious activity shall ensure inter-religious consent, the rights of citizens to religious activity and interacts with religious associations in order to prevent propaganda of violence and terrorism ideology.

Footnote. Article 7 is in wording of the Law of the Republic of Kazakhstan dated 08.01.2013 No. 63-V (shall be enforced upon expiry of ten calendar days after its first official publication); as amended by the Laws of the Republic of Kazakhstan dated 11.04.2014 No . 189-V (shall be enforced upon expiry of ten calendar days after its first official publication); dated 10.06.2014 No. 206-V (shall be enforced upon expiry of ten calendar days after its first official publication); dated 04.07.2014 No. 233-V (shall be enforced upon expiry of ten calendar days after its first official publication); dated 29.09.2014 № 239-V (shall be enforced upon expiry of ten calendar days after the day its first official publication); dated 03.11.2014 № 244-V (shall be enforced upon expiry of ten calendar days after the day its first official publication); dated 07.11.2014 № 248-V (shall be enforced upon expiry of ten calendar days after the day its first official publication); dated 22.12.2016 № 28-VI (shall be enforced upon expiry of ten calendar days after the day its first official publication); dated 11.07.2017 № 91-VI (shall be enforced upon expiry of ten calendar days after the day its first official publication).

Article 8. Competence of the other stated bodies of the Republic of Kazakhstan in countering the terrorism

Footnote. Article 8 is excluded by the Law of the Republic of Kazakhstan dated 08.01.2013 No. 63-V (shall be enforced upon expiry of ten calendar days after its first official publication).

Article 9. The obligation of contribution to the state bodies of the Republic of Kazakhstan in the countering the terrorism

1. The civil servants of the state bodies and organizations of the Republic of Kazakhstan shall render contribution and necessary assistance to the state bodies are carrying the countering the terrorism.

2. Citizens of the Republic of Kazakhstan shall immediately inform the state bodies are carrying out the countering the terrorism the details on the preparing or committed act of terrorism.

3. The provision of information to the state bodies on preparations or committed acts of terrorism is regarded as the fulfillment of civilian duty. For information that helped prevent or suppress the act of terrorism, an authorized state body for coordination of activities in the field of countering terrorism establishes and pays reward in the manner determined by the Government of the Republic of Kazakhstan.

Footnote. Article 9 is in wording of the Law of the Republic of Kazakhstan dated 08.04.2010 No. 266-IV (order of enforcement see Article 2); as amended by the Law of the Republic of Kazakhstan dated 02.08.2015 № 343-V (shall be enforced from 01.01.2017).

Chapter 4. Prevention, detection and suppression of the terroristic activity.

Article 10. Prevention of the terroristic activity.

1. On the territory of the Republic of Kazakhstan shall be prohibited:

1) the propaganda of the terrorism;

2) creation, registration and functioning of the terroristic organizations as well as illegal paramilitary forces.

2. The bodies of the national security of the Republic of Kazakhstan have a right to prohibit the entrance on the Republic of Kazakhstan to the foreigners and stateless persons which are participated in the terroristic activity.

3. *Is excluded by the Law of the Republic of Kazakhstan dated 08.01.2013 No. 63-V (shall be enforced upon expiry of ten calendar days after its first official publication).*

Footnote. Article 10 is in wording of the Law of the Republic of Kazakhstan dated 08.04.2010 No. 266-IV (order of enforcement see Article 2); as amended by the Law of the Republic of Kazakhstan dated 08.01.2013 No. 63-V (shall be enforced upon expiry of ten calendar days after its first official publication).

Article 10-1. Informational and propagandistic countering the terrorism

1. Informational and propagandistic countering the terrorism shall be carried out in purpose of:

explanation of danger of the terrorism;

exposure of forms, methods and methods with help of which the terrorist carry out the propaganda of their views and ideas;

formation in the society of the antiterrorist perception;

integrating efforts of the state bodies are carrying out the countering the terrorism and institutes of the civic society in the prevention of the terrorism;

reduction of the social base of support of terrorism.

2. The state bodies are carrying out the countering the terrorism shall:

organize and coordinate the informational and propagandistic countering the terrorism within their competence;

stimulate the participation in such activity the representatives of mass media, the legal entities, institutes of the civil society, religious associations;

participate in formation of antiterrorist perception in the society.

Footnote. Chapter 4 is supplemented by Article 10-1 in accordance with the Law of the Republic of Kazakhstan dated 08.01.2013 No. 63-V (shall be enforced upon expiry of ten calendar days after its first official publication).

Article 10-2. Protection of the objects are attackable in terroristic relation

For protection of the objects are attackable in terroristic relation shall be carried out the legal, organizational, engineering and technical, special, protective and the other measures on increasing of the level of antiterrorist protection of these objects and readiness of the state bodies, legal entities to the liquidation and (or) minimization of consequences of acts of terrorism.

Footnote. Chapter 4 is supplemented by Article 10-2 in accordance with the Law of the Republic of Kazakhstan dated 08.01.2013 No. 63-V (shall be enforced upon expiry of ten calendar days after its first official publication).

Article 10-3. Obligations of owners, proprietors, managers or other officials of objects vulnerable to terrorism, regardless of the form of ownership, the subjects of security activities concluded an agreement on provision of security services for facilities vulnerable to terrorism

Footnote. The title of Article 10-3 in the new wording of the Law of the Republic of Kazakhstan dated 22.12.2016 № 28-VI (shall be enforced upon expiry of ten calendar days after the day its first official publication).

1. Owners, proprietors, managers or other officials of objects vulnerable to terrorism, regardless of the form of ownership in order to prevent terroristic activities, as well as anti-terroristic protection of facilities and observance of their proper level of safety, must implement measures for:

1) provision of the relevant access regime, equipment of objects by the modern engineering and technical security equipment in accordance with the required to the them requirements;

2) elaboration on base of typical passport - passport of antiterrorist protection of entrusted to them objects;

3) performance of preventive and training measures on training of the stuff to the technique of premise inspection, detection of possible places of laying of explosive devices;

4) planning and exercise of cooperative actions with the interested state bodies and organizations on liquidation of threats of technogenic nature are arisen in the result of the committed act of terrorism;

5) organization of protection of the informational networks of the object, provision of the informational safety.

In case of commitment of the act of terrorism heads and (or) servants of objects of are attackable in terroristic relations shall immediately inform the bodies of the national safety or the body of internal affairs of the Republic of Kazakhstan of the committed act of terrorism and provide the evacuation of the stuff.

1-1. Obligations to provide appropriate access regime, conduct preventive and training measures for training their personnel the technique of inspecting premises, identifying possible places for laying of explosive devices, appropriate use of technical means of antiterrorism protection are also performed by subjects of security activity that have concluded an agreement on provision of security services with owners, proprietors or managers of vulnerable facilities in terroristic relationship.

2. In order to implement the relevant measures, the owners, proprietors, managers or other officials of objects vulnerable to terrorism, regardless of the form of ownership, are required to provide the necessary funding.

3. Failure by the owners, proprietors, managers or other officials of objects vulnerable to terrorism, regardless of the form of ownership, as well as by subjects of security activities that have concluded an agreement on provision of security services for facilities vulnerable to terroristic activities, of these duties entails responsibility, stipulated by the laws of the Republic of Kazakhstan.

Footnote. Chapter 4 is supplemented by Article 10-3 in accordance with the Law of the Republic of Kazakhstan dated 08.01.2013 No. 63-V (shall be enforced upon expiry of ten calendar days after its first official publication); as amended by the Law of the Republic of Kazakhstan dated 22.12.2016 № 28-VI (shall be enforced upon expiry of ten calendar days after the day its first official publication).

Article 10-4. Prohibition of import, publication, production and (or) distribution of terroristic materials

1. Import, publication, production and (or) distribution of terroristic materials is prohibited on the territory of the Republic of Kazakhstan.

2. Information materials imported, issued, produced and (or) distributed on the territory of the Republic of Kazakhstan and containing signs and (or) calls for the performance of terroristic activities, including the commission of an act of terrorism, or substantiating or justifying the need to carry out such activities, shall be recognized as terroristic on the procurator's application by the court at the location of the prosecutor who stated such demands , or at the place where such materials are found with prohibition of their import, publication, production and (or) distribution.

Footnote. Chapter 4 is supplemented by Article 10-4 in accordance with the Law of the Republic of Kazakhstan dated 03.11.2014 № 244-V (shall be enforced upon expiry of ten calendar days after the day its first official publication).

Article 11. Detection of terroristic activity

1. Detection of terroristic activity by the state bodies of the Republic of Kazakhstan are carrying out the countering the terrorism shall be performed in accordance with the legislation of the Republic of Kazakhstan.

2. The state bodies and organizations on territory of the Republic of Kazakhstan shall inform the bodies are carrying out countering the terrorism on all incidents with the attributes of terroristic activity.

Footnote. Article 11 as amended by the Law of the Republic of Kazakhstan dated 08.04.2010 No. 266-IV (order of enforcement see Article 2).

Article 12. Suppression of the acts of terrorism

1. Antiterrorist actions shall be performed in purpose of suppression of the act of terrorism, disarmament of terrorists, explosive devices, provision of the safety of individuals and organizations as well as minimization and (or) liquidation of its consequences.

2. Conduct of negotiations with the terrorists shall be admitted in purpose of conservation of life and health of people, material valuables and objects as well as examination of possibility of the suppression of the act of terrorism without act of force. Conduct of negotiations shall be guaranteed to the persons, is specially authorized on this by the head of emergency response center.

The head of the antiterrorist action has a right to decide on liquidation of terrorist (terrorists) in case if in the course of negotiations with terrorist (terrorists) the purpose of negotiations may not be achieved on the reasons of his (her) (their) disagreement to stop act of terrorism and the real threat to life and health of people is preserved.

4. Upon detection of visible threat to the secured person or object and impossibility of its elimination by the other legal facilities terrorist (terrorists) may be liquidated without negotiations and notification under authority of the head of antiterrorist action.

5. Subdivisions of the state bodies are participating in the antiterrorist action shall use the physical force, service dogs, warlike and the other equipment, weapon and the special facilities in accordance with the Laws of the Republic of Kazakhstan.

Footnote. Article 12 is in wording of the Law of the Republic of Kazakhstan dated 08.04.200 No. 266-IV (order of enforcement see Article 2).

Article 12-1. The record of terroristic organizations, information materials recognized as terroristic, and persons brought to responsibility for carrying out terrorist activities

1. For the purposes of prevention, detection and suppression of terrorism, a state body carrying out statistical activities in the field of legal statistics and special records within its competence shall keep records of terroristic organizations, information materials recognized as terroristic, and persons brought to responsibility for implementation of terroristic activities on the basis of courts decisions.

2. If the court recognizes organization of terroristic activity and prohibits this activity through its liquidation for carrying out terroristic activities, as well as recognition of information materials as terroristic or bringing the persons to responsibility for performance of terroristic activities, the court must immediately forward information record documents to the state body carrying out, within its competence, statistical activities in the field legal statistics and special records.

3. The state body carrying out statistical activities in the field of legal statistics and special records within its competence maintains unified lists of organizations and information materials recognized as terroristic by the court.

These lists are subjects to placement on the Internet resource of the state body that carries out, within its competence, statistical activities in the field of legal statistics and special records.

Footnote. The Law is supplemented by Article 12-1 in accordance with the Law of the Republic of Kazakhstan dated 28.08.2009 No. 192-IV (shall be enforced from 08.03.2010); in the new wording of the Law of the Republic of Kazakhstan dated 03.11.2014 № 244-V (shall be enforced upon expiry of ten calendar days after the day its first official publication).

Article 13. Emergency response centers

1. The permanently acting the republican and oblast, city of the republican significance, capital, district (city of the oblast significance) emergency response center shall be created in purpose of countering the terrorism.

2. The head of the republican emergency response center is the Chairman of the National Security Committee.

The head of the oblast, city if the republican significance, capital, district (city of oblast significance) of the emergency response center is the chief officer of the territorial body of the National Security Committee.

3. The head of the Republican emergency response center upon performance of antiterrorist action is directed on provision of the safety of persons are subject to the security in accordance with the Law of the Republic of Kazakhstan "On the Service of the state security of the Republic of Kazakhstan" is the chief officer of the service of the state security of the Republic of Kazakhstan.

The head of the oblast, city of the republican significance, capital of the district (city of the oblast significance) of the emergency response center shall be appointed as the chief officer of the Service of the state security of the Republic of Kazakhstan from amount of the representatives of the state bodies are included in the structure of the republican emergency response center, or their territorial bodies.

4. The structure of the republican emergency response center includes the heads of the state bodies which may render the necessary assistance in performance of antiterrorist action within their competence.

The regional, the city of republican significance, the capital, the district (city of regional importance) operational headquarters include the heads of territorial divisions of the state bodies carrying out counterterrorism activities and other state bodies that, within their competence, can provide necessary assistance in conducting antiterroristic operation.

5. Provision on the republican, oblast, city of the republican significance, capital, district (city of the oblast significance) emergency response center on the countering the terrorism shall be established by the President of the Republic of Kazakhstan.

Footnote. Article 13 is in wording of the Law of the Republic of Kazakhstan dated 08.04.2010 No. 266-IV (order of enforcement see Article 2); as amended by the Laws of the Republic of Kazakhstan dated 08.01.2013 No. 63-V (shall be enforced upon expiry of ten calendar days after its first official publication); dated 04.07.2014 No. 233-V (shall be enforced upon expiry of ten calendar days after its first official publication); dated 03.11.2014 № 244-V (shall be enforced upon expiry of ten calendar days after the day its first official publication).

Article 13-1. The administration of the antiterrorist action

1. Depending on scale and level of the public danger is expected negative consequences of the act of terrorism the administration of the antiterrorist action shall carry out the head of the republican or oblast, city of the republican significance, capital, district (city of oblast significance) emergency response center.

2. The head of the emergency response center from the beginning of the performance of the antiterrorist actions and before its finality shall be its head and chief officer for all military personnel, servants and specialists of the state bodies of the Republic of Kazakhstan are attracted to its performance. In accordance with the international treaties are ratified by the Republic of Kazakhstan, the head of the emergency response center shall be chief officer for the specialists of the subdivisions of the special attachment of the foreign states are attracted for participation in the antiterrorist actions.

3. The head of the emergency response center shall:

1) determine the borders of the zone of performance, start and finality time of antiterrorist action, decide on direction and limitations of use of added forces and facilities ;

2) determine the representative of the emergency response center is responsible for interfacing with the representatives of the mass media and public;

3) decide and give fragmentary order (field order) on performance of antiterrorist actions.

4. The head of the republican emergency response center shall:

1) immediately inform the President of the Republic of Kazakhstan, the Security Council of the Republic of Kazakhstan, the General Procurator of the Republic of Kazakhstan and the Government of the Republic of Kazakhstan upon receiving of the confirmed information on committed act of the terrorism or on its preparing as well as on beginning of the antiterrorist action;

2) if necessary, shall make an offer to the President of the Republic of Kazakhstan on the use of the Armed Forces of the Republic of Kazakhstan to suppress the act of terrorism.

5. Illegal interference of the other civil servant independently from the holding office in the operational administration of the antiterrorist action shall be prohibited.

Footnote. Chapter 4 is supplemented by Article 13-1 in accordance with the Law of the Republic of Kazakhstan dated 08.04.2010 No. 266-IV (order of enforcement see Article 2); as amended by the Law of the Republic of Kazakhstan dated 08.01.2013 No. 63-V (shall be enforced upon expiry of ten calendar days after its first official publication); dated 10.01.2015 № 275-V (shall be enforced upon expiry of ten calendar days after the day its first official publication).

Article 14. Forces and facilities are involved for performance of antiterrorist actions

1. For performance of antiterrorist actions by emergency response center shall be added the necessary forces and facilities of the state bodies is carrying out the countering the terrorism.

2. In accordance with the international treaties is ratified by the Republic of Kazakhstan in necessary cases for participating in antiterrorist actions may be involved the subdivisions of the special assignments of the foreign states.

3. The Armed Forces of the Republic of Kazakhstan shall be involved in the performance of anti-terroristic operation by the decision of the President of the Republic of Kazakhstan, in accordance with this Law and the Law of the Republic of Kazakhstan "On Defense and Armed Forces of the Republic of Kazakhstan".

Footnote. Article 14 is in wording of the Law of the Republic of Kazakhstan dated 08.04.2010 No. 266-IV (order of enforcement see Article 2); as amended by the Law of the

Republic of Kazakhstan dated 10.01.2015 № 275-V (shall be enforced upon expiry of ten calendar days after the day its first official publication).

Article 14-1. Involving of the Armed Forces of the Republic of Kazakhstan to suppress acts of terrorism

Footnote. The title of Article 14-1 in the new wording of the Law of the Republic of Kazakhstan dated 10.01.2015 № 275-V (shall be enforced upon expiry of ten calendar days after the day its first official publication).

1. The Armed Forces of the Republic of Kazakhstan shall be involved for:

1) suppression of flights of the aerial vehicles are used for commitment of the act of terrorism or is occupied by terrorists;

2) suppression of acts of terrorism in the domestic waters and in the territorial sea of the Republic of Kazakhstan, on objects of the sea economic activity are located on the continental shelf of the Republic of Kazakhstan as well as for provision of the safety of the navigation;

3) participating in performance of the antiterrorist action in manner is provided by this Law, the other Laws of the Republic of Kazakhstan, the acts of the President of the Republic of Kazakhstan.

2. The Armed Forces of the Republic of Kazakhstan upon participating in the performance of antiterrorist action shall apply the special facilities, weapon and the warlike equipment in accordance with this Law and the other legislative acts of the Republic of Kazakhstan. Upon this on the military personnel of the Armed Forces of the Republic of Kazakhstan shall be extended the provisions of the Law of the Republic of Kazakhstan "On the bodies of the national security of the Republic of Kazakhstan" in part is concerning the conditions, order and limits of appliance of the physical force, special facilities, weapon and use of the warlike equipment in the zone of the performance of antiterrorist action.

Footnote. Chapter 4 is supplemented by Article 14-1 in accordance with the Law of the Republic of Kazakhstan dated 08.01.2013 No. 63-V (shall be enforced upon expiry of ten calendar days after its first official publication); as amended by the Law of the Republic of Kazakhstan dated 10.01.2015 № 275-V (shall be enforced upon expiry of ten calendar days after the day its first official publication)

Article 14-2. Suppression of the acts of terrorism in the air area

1. The Armed Forces of the Republic of Kazakhstan shall apply the weapon and the warlike equipment in purpose of elimination of the threat of act of terrorism in the air space or in purpose of its suppression.

2. in case if the aerial vehicle is not react on the radio commands of the ground command points to cancel the infraction of the rules of the use of the air area of the Republic of Kazakhstan and (or) on radio commands and visual signals are raised on the interception of the flying machines of the Armed Forces of the Republic of Kazakhstan or refuse to comply with radio commands and the visual signals without explanation of reasons, the Armed Forces of the Republic of Kazakhstan shall apply the weapon and the warlike equipment for suppression of the

flight of the stated aerial vehicle by the compulsion it to the boarding and the real danger of the death of the people or the offence of the technological disaster is existed weapon and the warlike equipment shall be applied for suppression of the flight by its elimination.

3. In case if the true information on use of the aerial vehicle for commitment of the act of terrorism or on despoliation of the aerial vehicle and upon this were exhausted all conditioned established by situations measures are necessary for its boarding and the real danger of death of people or the offence of the technological disaster is existed the Armed Forces of the Republic of Kazakhstan shall apply weapon and the warlike equipment for suppression of the flights of the stated aerial vehicle by its elimination.

Footnote. Chapter 4 is supplemented by Article 14-2 in accordance with the Law of the Republic of Kazakhstan dated 08.01.2013 No. 63-V (shall be enforced upon expiry of ten calendar days after its first official publication).

Article 14-3. Suppression of acts of terrorism in the domestic waters, in the territorial sea, on the continental shelf of the Republic of Kazakhstan and upon provision of the safety of the navigation.

1. The Armed Forces of the Republic of Kazakhstan shall apply weapon and the warlike equipment in purpose of elimination of the threat of act of terrorism on the domestic waters, in the territorial sea, on the continental shelf of the Republic of Kazakhstan and upon provision of the safety of the navigation.

2. In case if the sea or river crafts and the ships (water equipment) are not reacting on commands and (or) signals to cancel the infraction of the rules of use of the water area of the Republic of Kazakhstan or refuse to comply with requirements on the stop, the weapon of the war ships (flying machines) of the Armed Forces of the Republic of Kazakhstan shall be applied for compulsion to the stop of the water equipment in purpose of elimination of the threat of act of terrorism. If the water equipment is not comply with the requirements on the stop and (or) it is impossible to force to it to the stoppage and upon this were exhausted all conditioned established by situations measures are necessary for its stoppage and the real danger of death of people or offence of the ecological disaster is existed the weapon of the war ships (flying machines) of the Armed Forces of the Republic of Kazakhstan shall be applied for suppression of the movement of the water equipment by its elimination.

Footnote. Chapter 4 is supplemented by Article 14-3 in accordance with the Law of the Republic of Kazakhstan dated 08.01.2013 No. 63-V (shall be enforced upon expiry of ten calendar days after its first official publication).

Article 15. The legal regime in the zone of the performance of the antiterrorist action

1. In purpose of suppression and detection of acts of terrorism, minimization of its consequences, provision of the safety of the secures persons, list of which is established by the Law of the Republic of Kazakhstan "On the Service of the state security of the Republic of Kazakhstan" as well as protection of the of vital concernment interests of the personality, public and the state on decision of the head of the antiterrorist operation within its performance may be introduced the legal regime of the antiterrorist action on period of its performance.

2. Decision on introducing of the legal regime of antiterrorist action (including the determination of the zone (list of objects), within which (on which) such regime shall be entered, and the list of the applied measures and temporary limitations) and decision on its

cancellation shall be immediately put across the population, the local executive bodies, and the bodies of the local self-government, administration of organizations, heads of the objects of the relevant territory through the mass media and the network of telecommunication.

Footnote. Article 15 is in wording of the Law of the Republic of Kazakhstan dated 08.01.2013 No. 63-V (shall be enforced upon expiry of ten calendar days after its first official publication); as amended by the Law of the Republic of Kazakhstan dated 04.07.2014 No. 233-V (shall be enforced upon expiry of ten calendar days after its first official publication)

Article 15-1. Measures and the temporary limitations are applied on period of performance of antiterrorist action

1. In the zone of performance of antiterrorist action of the person are participating in antiterrorist action shall have a right to:

1) checking identity documents and, in their absence, to detain individuals in the manner prescribed by the legislation of the Republic of Kazakhstan and to deliver them to internal affairs bodies or other state bodies for identification;

2) perform the personal inspection and the inspection of property, inspection of motor vehicles as well as with appliance of technical facilities, without participation of witnesses;

3) in the manner established by the legislation of the Republic of Kazakhstan, detain and deliver persons committed or committing offenses or other acts aimed at obstructing legal requirements of persons participating in antiterroristic operation, as well as for actions related to unauthorized penetration or attempts to penetrate the area of antiterroristic operation to the bodies of internal affairs.

4) dispose the individuals from the particular parts of the location and the objects, temporary limit or prohibit the movement of motor vehicle including their towing off as well as motor vehicles of diplomatic and the consular representatives;

5) use in the service purposes of the communication facilities including the special for performance of monitoring of radio broadcasting, control of telephone conversations and the other information is broadcasting on the channels of the telecommunication systems as well as for carrying out of the search on channels of the electric connection and in the postal matters ;

6) use the motor vehicles (except of the motor vehicles of the representative of the foreign stated and the international organizations having the diplomatic immunity) for bringing of persons are needed in the emergency medical assistance, in the medical treatment facility, driveway to the place of commitment of the act of terrorism as well as for persecution and arrest of persons are suspected in commitment of the act of the terrorism if the delay may create the real threat of life or the health of people with compensation of material of harm to the owners in case of its infliction in manner is determined by the Government of the Republic of Kazakhstan;

7) apply in relation of terrorists the physical force, service dogs, warlike and the other equipment, weapon and the special facilities without prevention and limitation are provided by the Laws of the of the Republic of Kazakhstan;

8) conveniently penetrate in the dwellings and the other premises are being in ownership or in property and in use of individual and legal entities and on the plots of land are belonged to them on right of the private property or right of land-use if the delay may create the real threat of life or the health of people.

On case of penetration in the dwellings of citizens the head of the emergency response center or the authorized by it person shall inform the procurator during the twenty four hours.

2. In the zone of performance of antiterrorist action on decision of the head of the emergency response center may be applied following temporary limits;

1) stoppage of the activity of the dangerous production objects;

2) stoppage of the rendering of the services of communication to individuals and (or) the legal entities and (or) limitation of use of network and communication facilities;

3) strengthening of the security of the public order, objects are subject to the state security and the objects are providing the life-sustaining activity of the population and functioning of the transport as well as objects having the special material, historic, scientific, artistic or the cultural value;

4) temporary evacuation of individuals are residing in the zone of the performance of antiterrorist actions;

5) performance of quarantine, performance of the sanitary and antiepidemic, veterinary measures and measures on quarantine of the plants;

6) limitation or prohibition on the trade in arms, armaments, explosive substances, powerful chemical and poisonous substances, establishing of the special regime of the turnover of the medicines, narcotic drugs, psychotropic substances and precursors, ethanol and the alcoholic products;

7) stoppage of the security activity.

3. In the zone of the performance of the antiterrorist actions may b established (entered) both all complex of measured and temporary limits are provided by the paragraphs 1 and 2 of this Article and the particular measures and temporary limitations.

4. Being in the zone of performance of antiterrorist action of representative of mass media and carrying out by them the sound recordings, photo and video record shall be admitted only by permission of the head of the emergency response center.

5. Action of persons are participating in performance of antiterrorist actions from its beginning and until the moment of finality shall be considered as actions are committed in the status of necessary defense or the emergency necessity.

Footnote. Chapter 4 is supplemented by Article 15-1 in accordance with Law of the Republic of Kazakhstan No. 266-IV dated 08.04.2010 (see Article 2 for the order of enforcement) ; as amended by Law of the Republic of Kazakhstan No. 63-V dated 08.01.2013 (shall be enforced upon expiry of ten calendar days after its first official publication); № 244-V dated 03.11.2014 (shall be enforced upon expiry of ten calendar days after the day of its first official publication).

Chapter 5. Compensation of the harm and the social rehabilitation of persons are affected in the result of the act of terrorism

Article 16. Compensation of the harm inflicted in the result of the act of terrorism or its suppression

1. Compensation of the property harm is inflicted to the individuals and legal entities in the result pf the act of terrorism shall be carried out in manner established by the Government of the Republic of Kazakhstan.

2. Compensation of the moral harm inflicted in the result of the acts of terrorism shall be carried out on account of the persons committed it.

3. Harm is inflicted upon suppression of act of terrorism to the health and property of persons (persons) committed the act of terrorism as well as harm is ascribable of the death of this persons (persons) shall not be subject to compensations.

4. Compensation of harm to the individuals and legal entities is inflicted upon suppression of act of terrorism shall be carried out on account of the budget sources in manner established by the Government of the Republic of Kazakhstan.

Footnote. Article 16 is in wording of the Law of the Republic of Kazakhstan dated 08.01.2013 No. 63-V (shall be enforced upon expiry of ten calendar days after its first official publication).

Article 17. Social rehabilitation of persons are affected from the act of terrorisms

Social rehabilitation of persons are affected from act of terrorism include if the free necessary legal assistance, psychological and medical rehabilitation in manner established by the Government of the Republic of Kazakhstan.

Article 18. Protection of persons are participating in the countering the terrorism

Footnote. Title of Article 18 is in wording of the Law of the Republic of Kazakhstan dated 08.04.2010 No. 266-IV (order of enforcement see Article 2)

Servants of the state bodies of the Republic of Kazakhstan are carrying out the countering the terrorism as well as persons rendering contribution in the countering the terrorism, and members of their families in case of threat to life and health may be carried out on their request the changing on face, family name, name and patronymic as well as place of work and place of residence on account of facilities are shared on alimentation of these bodies

Footnote. Article 18 as amended by the Law of the Republic of Kazakhstan dated 08.04.2010 No. 266-IV (order of enforcement see Article 2).

Article 19. Liberation from responsibility for inflicting of harm to the terrorist

Upon performance of antiterrorist action on base and within the limits established by this Law shall be admitted the necessary inflicting of harm to the health and property of terrorist as well as other law enforcement interests. Upon this the military personnel, specialists and the other persons participate in countering the terrorism, shall be liberated from responsibility for harm is inflicted upon performance of antiterrorist actions or for appliance of decisions on liquidations of terrorist in accordance with the legislation of the Republic of Kazakhstan.

Footnote. Article 19 as amended by the Law of the Republic of Kazakhstan dated 08.04.2010 No. 266-IV (order of enforcement see Article 2).

Chapter 6. Responsibility for participation in terroristic activity

Article 20. Responsibility of persons for participations in the terroristic activity

1. Persons are participating in terroristic activity shall entail the criminal responsibility is provided by the Criminal Code of the Republic of Kazakhstan.

2. Person is participated in the preparing of the act of terrorism shall be liberated from the criminal responsibility if it promoted to the prevention of act of terrorism by the timely warning of the state bodies or the other way if in its actions the elements of the other crime is not contained.

Footnote. Article 20 as amended by the Law of the Republic of Kazakhstan dated 10.07.2009 No. 175-IV (order of enforcement see Article 2).

Article 21. Responsibility of organizations for terrorist activities

1. The activities of organization, as well as its structural subdivision (branch and representative office) in the event of its terroristic activities are prohibited by recognizing its terrorist and liquidation in the manner prescribed by the laws of the Republic of Kazakhstan.

2. In the event of liquidation of an organization recognized as terroristic, the property belonging to it (the branch and representative office) located on the territory of the Republic of Kazakhstan is confiscated and converted into state income

Footnote. Article 21 in the new wording of the Law of the Republic of Kazakhstan dated 03.11.2014 № 244-V (shall be enforced upon expiry of ten calendar days after the day its first official publication).

Article 21-1. Order of burial of persons, death of which is coming in the result of commitment by them act of terrorism as well as upon suppression of committed by them act of terrorism

Burial of persons, criminal prosecution in relation of which in recognition of their participation in the terroristic activity is canceled because of their death is coming in the result of commitment by them act of terrorism as well as upon suppression of committed by them act of terrorism shall be carried out by the Government of the Republic of Kazakhstan. The bodies of the state persons for burial shall not be issued and on place of their burial shall not be reported.

Footnote. Chapter 6 is supplemented by Article 21-1 in accordance with the Law of the Republic of Kazakhstan dated 08.01.2013 No. 63-V (shall be enforced upon expiry of ten calendar days after its first official publication).

Chapter 7. Material and technical provision of subdivisions of the special assignment of the state bodies of the Republic of Kazakhstan are carrying out the countering the terrorism

Footnote. Title of Chapter 7 as amended by the Law of the Republic of Kazakhstan dated 08.04.2010 No. 266-IV (order of enforcement see Article 2).

Article 22. Material and technical provision of subdivisions of special assignment of the state bodies of the Republic of Kazakhstan are carrying out the countering the terrorism

Footnote. Title of Article 22 as amended by the Law of the Republic of Kazakhstan dated 08.04.2010 No. 266-IV (order of enforcement see Article 2).

Material and technical provision of subdivisions of special assignment of the state bodies of the Republic of Kazakhstan are carrying out the countering the terrorism shall be performed on account of the budget sources.

Footnote. Article 22 as amended by the Laws of the Republic of Kazakhstan dated 20.12.2004 No. 13 (shall be enforced from 1 January, 2005); dated 08.04.2010 No. 266-IV (order of enforcement see Article 2).

Chapter 8. Control and supervision for the legality of carrying out of the activity in the scope of countering the terrorism

Footnote. Title of Chapter 8 is in wording of the Law of the Republic of Kazakhstan dated 08.04.2010 No. 266-IV (order of enforcement see Article 2).

Article 23. Control for carrying out of activity in the scope of countering the terrorism

Control for carrying out of activity in the scope of countering the terrorism in the Republic of Kazakhstan shall carry out the authorized state body on coordination of activity in the scope of countering of terrorism.

Footnote. Article 23 is in wording of the Law of the Republic of Kazakhstan dated 08.04.2010 No. 266-IV (order of enforcement see Article 2).

Article 23-1. The state control for status of antiterrorist protection of objects are attackable in the terroristic relation independently from the form of ownership

The state control for status of antiterrorist protection of objects are attackable in the terroristic relation independently from the form of ownership shall be carried out on subject of observance by the heads or the other civil servants the measures established by Article 10-3 of this Law.

Footnote. Chapter 18 is supplemented by Article 23-1 in accordance with the Law of the Republic of Kazakhstan dated 07.2013 No. 132-V (shall be enforced upon expiry of ten calendar days after its first official publication).

Article 23-2. Order of enforcement of checks for observation by heads or the other civil servants of objects are attackable in terroristic relation independently from forms of ownership of established measures

1. Checks for observation by heads or the other civil servants of objects are attackable in terroristic relation independently from forms of ownership of measures are established by Article 10-3 of this Law shall be performed by the bodies of internal affairs of the Republic of Kazakhstan no less than one time in a year.

2. Checks shall be performed by the bodies of the internal affairs of the Republic of Kazakhstan in accordance with the check list elaborated and established by the Ministry of the Internal Affairs of the Republic of Kazakhstan. Check list includes the list of requirements to the status of antiterrorist protection of objects are attackable in terroristic relation, non-observance of which shall entail the responsibility the threat to the safety of personnel, public and the state.

3. Check shall be performed on base of act on assignment of check. The bodies of Internal affairs of the Republic of Kazakhstan upon check of objects are attackable in terroristic relation shall require:

- 1) act on assignment of check;
- 2) service certificate;
- 3) check list.

4. Term of performance of check shall be established in recognitions of the volume of coming works as well as assigned objectives and shall not increase seven work days.

5. Beginning of performance of check shall be recognized the moment of issue of check act on assignment of check.

6. 0 result of check by the servant of the body of the Internal Affairs of the Republic of Kazakhstan is carrying out the check shall make the act on results of check in two exemplars

7. In case of availability of notifications and (or) objections on results of check the check person shall expound in written form. Notification and (or) objections may be added to act on results of performance of check on what that made the relevant mark.

8. One exemplar of act on results of check with copies of additions with exception of copies of documents having in original at the check persons shall be issued to the check representative for introduction and appliance of measures on elimination of detected infractions and the other actions.

9. In case of absence of infractions upon performance of check in act on results of check shall be performed the relevant record.

10. Finality of checks shall be admitted the date of issue to the head or the other civil servants of object, are attackable in terroristic relation, independently from forms of ownership of act on results of check no later than finality of check, established in act on assignment of check.

Footnote. Chapter 8 is supplemented by Article 23-2 in accordance with the Law of the Republic of Kazakhstan dated 04.07.2013 No. 132-V (shall be enforced upon expiry of ten calendar days after its first official publication).

Article 23-3. Results of control for status of antiterrorist protection of objects ate attackable in terroristic relation

1. In case of detection on results of check of infraction (non-performance) of measures established by this Law and appliance in its realization of provisions of the Government of the Republic of Kazakhstan during the ten work days to the head or the other civil servant of object is attackable in terroristic relation independently from forms of ownership shall be issued the order on elimination of infractions.

2. The order shall be issued to the head or the other civil servant of object is attackable in terroristic relation independently from forms of ownership personally or the other way is confirming the fact of departure and receiving.

Order is directed on post by the registered letter with notification or in electronic type by electronic channels of communication providing the warrant deliver of repots shall be admitted as issued from the date of receiving the answer by post or the other organization of communication or on expiry of five work days from the date of directed notification in electronic type.

3. Performance of order on elimination of infraction detected on results of check shall be carried out by the head or the other civil servant of object is attackable in terroristic relation independently from forms of ownership during thirty calendar days from the date of its presentation (receiving).

Footnote. Chapter 8 is supplemented by Article 23-3 in accordance with the Law of the Republic of Kazakhstan dated 04.07.2013 No. 132-V (shall be enforced upon expiry of ten calendar days after its first official publication).

Article 24. Supervision for the legality of activity in the sphere of countering terrorism

The General Procurator of the Republic of Kazakhstan and the prosecutors subordinate to him shall carry out the highest supervision of observance the legality in performing activities in the field of countering terrorism.

Footnote. Article 24 in the new wording of the Law of the Republic of Kazakhstan dated 11.07.2017 № 91-VI (shall be enforced upon expiry of ten calendar days after the day its first official publication).

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