

About the Prosecutor's office of the Republic of Kazakhstan

The law of Republic of Kazakhstan

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About the Prosecutor's office of the Republic of Kazakhstan The law of Republic of Kazakhstan from December, 21st, 1995 N 2709

Chapter 1 General statements

Article 1. The Prosecutor's office of the Republic of Kazakhstan

1. The Prosecutor's office of the Republic of Kazakhstan - accountable to the President of Republic Kazakhstan the state body which is carrying out the higher supervision of exact and uniform application of laws, decrees of the President of Republic Kazakhstan and other standard legal acts in Republic territory, behind legality of operatively-search activity, inquiry and a consequence, administrative and executive procedure.
2. The Prosecutor's office of the Republic of Kazakhstan takes measures on revealing and elimination of any infringements of legality, protests laws and other legal acts contradicting the Constitution and laws of Republic, represents interests of the state in court, and also in cases, an order and the limits established by the law, carries out criminal prosecution.

Article 2. Legal bases of activity of the Prosecutor's office of the Republic of Kazakhstan

The organization, order of activity of the Prosecutor's office of the Republic of Kazakhstan and power of general prosecutors are defined by the Constitution of Republic of Kazakhstan, the present Law, acts, the international contracts ratified by Republic Kazakhstan, and also orders of the Prosecutor's office of Republic of Kazakhstan.

It is footnote. Article 2 with the changes brought by Law RK from 09.08.2002 N 346.

Article 3. Principles of the organization and activity of authorities of the Prosecutor's office of the Republic of Kazakhstan

1. The Prosecutor General's office of the Republic of Kazakhstan makes the uniform centralized system of authorities and establishments with submission of subordinate of higher prosecutors and to the Prosecutor General of Republic of Kazakhstan.
2. The Prosecutor's office of the Republic of Kazakhstan carries out the activity irrespective of other state authorities and officials, political parties and other public associations.
3. Intervention in activity of authorities of the Prosecutor's office of the Republic of Kazakhstan is forbidden at realization of the powers established by the legislation by them.
4. The acts of the prosecutor's supervision which has been taken out on the basis and in an order, established by the law are obligatory for all authorities, the organizations, officials and citizens.
5. Authorities of the Prosecutor's office of the Republic of Kazakhstan operate publicly in that measure in what it does not contradict requirements of the legislation of Republic about protection of the rights and freedom of citizens, to protection of the state secrets.

Article 4. The basic directions and the betaking of activity of authorities of the Prosecutor's office of the Republic of Kazakhstan

With a view of assurance (support) of leadership of the Constitution and laws, protection of the rights and freedom of the person and the citizen, carrying out the higher supervision of exact and uniform application of the Constitution, laws and decrees of the President of Republic Kazakhstan and other standard legal acts,

The Prosecutor's office of the Republic of Kazakhstan on behalf of the state:

- 1) reveals and takes measures to elimination of infringements of the Constitution, statements and acts of the President of Republic;
- 2) carries out supervision of legality of operatively-search activity, inquiry and a consequence, administrative and executive procedure;
- 3) represents interests of the state in court;
- 4) protests laws and other legal acts contradicting the Constitution and laws of Republic;
- 5) in an order and in the limits established by the law, carries out criminal prosecution;
- 6) forms the state legal statistics for the purpose of supporting of integrity, objectivity and sufficiency of statistics, conducts special accounts, carries out supervision of application of laws in sphere of legal statistics and special accounts.

There is footnote. Article 4 - with the changes brought by Laws RK from 02.07.1998 N 266; from 09.08.2002 N 346.

Article 5. Activity of authorities of the Prosecutor's office of the Republic of Kazakhstan on realization of the higher supervision

1. The higher supervision of exact and uniform application of laws, decrees of the President of Republic of Kazakhstan, other standard legal acts is carried out by carrying out of checks.
2. Check of application of the legislation is spent by the prosecutor within his competence after decision removal about check procedure in connection with:
 - 1) the commission of the President of Republic of Kazakhstan;
 - 2) statements, complaints, messages and other data for legislation infringements;
 - 3) direct revealing of signs of infringement of the legislation;
 - 4) the commission or inquiry of the higher prosecutor (attorney).
3. The prosecutor's check can be charged also to corresponding competent body which is obliged to inform the prosecutor on his results in established by the law or the prosecutor term.
4. Check of application of the legislation is spent during monthly term. The prosecutor who has appointed check, with the consent of the higher prosecutor can prolong this procedure.
5. All actions of prosecutors and acts of prosecutor's supervision attract the consequences established by the law if they are made in an order and the forms established by the present Law and other standard legal acts.

Article 6. Legal guarantees of activity of authorities of the Prosecutor's office of the Republic of Kazakhstan

1. Influence in any form on the prosecutor for the purpose of hindrance to realization of the powers by him or acceptances of an illegal decision by him, and also default of decisions, instructions, instructions, and requirements of prosecutors attracts the responsibility established by the law.
2. On request of the Prosecutor's office corresponding authorities and proxy persons are obliged:
 - 1) it is gratuitous and with observance established by acts of Republic of Kazakhstan of requirements to disclosure of the data making commercial, bank and other secret protected by the law to give necessary materials and data;
 - 2) to allocate experts for participation in check and conclusion summer residences;
 - 3) to take other necessary measures for assurance (supporting) of supervising activity of prosecutors and assurance (support) of their safety.
3. The commissions (instructions) of the prosecutor given by him within the competence are

obligatory for inquiry and consequence authorities.

4. Required information is given in authorities of the Prosecutor's office of the Republic of Kazakhstan in the forms established by the legislation, an order, and also in the terms defined by the prosecutor.

5. prosecutors within the competence have the right to an unobstructed input in premises of the state authorities, the organizations, irrespective of patterns of ownership, urgent reception by their heads and other officials concerning check, access to documents and materials, acquaintance with actions of proceeding and them require from court, except for cases when case materials are directly in judicial procedure.

6. Officials and citizens are obliged to be on request of the public prosecutor during time established by it for evidence. The call is made out by the written notice-summons and handed over on receipt. The notice can be directed also the telephone message, the telegrams or with use of other communication facility providing its appropriate transfer.

7. Default of legal requirements of the attorney or absence on request of the attorney without valid excuse attracts the responsibility provided by laws of Republic Kazakhstan. The prosecutor (attorney) has the right in case of default of instructions and decisions within the competence to turn them to compulsory execution.

8. The prosecutor (attorney) is not obliged to give any explanations on the substance of being in his proceedings and materials, and also to represent them to somebody for acquaintance differently as in cases and an order, provided by the law. Nobody has the right to disclose materials of checks and affairs without the permission of the prosecutor (attorney) in which procedure they are, before their end.

There is footnote. Article 6.- with the changes brought by Laws RK from 02.07.1998 N 266; from 29.03.2000 N 42; from 09.08.2002 N 346.

Article 7. Consideration of references

1. Authorities of the Prosecutor's office of the Republic of Kazakhstan in the order established by the legislation, considering references about legislation infringements, take measures to elimination of infringements of the rights and legitimate interests of the person and the citizen, legal authorities and the states, to restoration of the broken rights.

2. If the person owing to physical, mental or other lacks not in a condition to carry out protection of the rights, the prosecutor (attorney) is obliged to take necessary measures on his assurance (supporting).

3. Authorities of the Prosecutor's office in the order established by the law take measures for bringing to account of the officials who are not carrying out duties assigned to them on protection of the rights and freedom of the person and the citizen, interests of legal authorities and the state.

4. Anonymous references in authorities of the Prosecutor's office of the Republic of Kazakhstan are not checked; however the prosecutor (attorney) has the right not to disclose an information source in interests of the citizen.

Article 8. The appeal of actions and acts of the prosecutor (attorney)

1. Actions and acts of the prosecutor (attorney) can be appealed against to the higher prosecutor (attorney) or in court. The appeal of requirements and acts of the prosecutor does not stop his execution.

2. The court or the higher prosecutor (attorney) can before decision removal under the statement (complaint) to actions or acts of the prosecutor (attorney) to suspend their execution.

3. The higher public prosecutor under the complaint of citizens and (or) legal authorities or under the initiative can cancel or withdraw acts of the subordinate prosecutor.

There is footnote. Article 8 with the changes brought by Law RK from 09.08.2002 N 346.

Chapter 2. System of authorities of The Prosecutor's office of the Republic of Kazakhstan and their organization

Article 9. System of authorities of The Prosecutor's office of the Republic of Kazakhstan

Uniform system of authorities of the Prosecutor's office of the Republic of Kazakhstan form the Prosecutor's office of regions (Circuit prosecutor's office), the State Prosecutor's office, the Prosecutor's office (district prosecutor's office) of cities of republican value and Republic capital, military, regional, city and equal to them military and other specialized prosecutor's offices of the Republic of Kazakhstan.

Article 10.

The Prosecutor General of Republic of Kazakhstan and his assistants (advisers)

1. The Prosecutor general (attorney) of Republic of Kazakhstan:

1) he is appointed to the post by the President of Republic with the consent of the Parliament Senate for a period of five years;

2) he is dismissed by the President of Republic;

3) he is accountable to the President of Republic;

4) during a term of appointment cannot be arrested, will subject to a drive, the measures of the official penalty imposed in a judicial order, he is involved in the criminal liability without the Senate consent, except detention cases on a scene of crime or fulfillment of grave crimes.

2. The first assistant and assistants to the Prosecutor General of Republic of Kazakhstan are appointed to the post and dismissed by the President of Republic on representation of the Prosecutor general of Republic of Kazakhstan.

3. Assistants to the Prosecutor general's office of Republic of Kazakhstan of Republic can be appointed simultaneously by chiefs of corresponding departments of the State Prosecutor general's office.

There is footnote.

Article 10. Point 3 - with the changes brought by Law RK from 02.07.1998 N 266.

Article 11. Powers of the Prosecutor general (attorney) of Republic of Kazakhstan:

1) carries out supervision of application of laws and decrees of the President and other standard legal acts in Republic territory, supervises over activity of subordinate of the Prosecutor General's office

2) protests laws and other legal acts contradicting the Constitution and laws of Republic in authorities and officials, their accepted;

3) is a member of the Higher Judicial Council;

4) publishes obligatory for execution by all employees of authorities and establishments of the Prosecutor's offices of the Republic of Kazakhstan orders, instructions, orders, positions and the instructions regulating questions of the organization and activity of the Prosecutor's offices of the Republic of Kazakhstan and an order of realization of measures material and social security;

4-1) accepts within the competence following standard legal acts:

Concerning application of norms of the Criminally-remedial code and the legislation of Republic Kazakhstan on operatively-search activity, obligatory for execution by inquiry and consequence authorities, and also the authorities which are carrying out operatively-search activity; V095679

Concerning the legal statistics and special accounts, obligatory for all subjects of legal statistics; V053704, V085640

Other standard legal acts according to the present Law and other acts of Republic Kazakhstan;

4-2) the decision on the coordination under the standard legal acts published by authorities, carrying out operatively-search activity, inquiry and a consequence makes;

5) forms, will reorganize and abolishes the Prosecutor's office of the Republic of Kazakhstan, establishments of authorities of the Prosecutor's office, defines their structure, the rights and duties of structural divisions, regular number and payment fund in authorities of the Prosecutor's office within the limit of regular number confirmed by the President of Republic of Kazakhstan;

6) represents to the President of Republic of a nominee for assignment of the higher class ranks and military ranks;

- 7) appoints to the post and dismisses public prosecutors of areas and the prosecutors equal to them, military prosecutors, their assistants, public prosecutors of areas, cities and the public prosecutors equal to them;
 - 8) reports to the President of Republic about activity of authorities of the Prosecutor's office;
 - 9) when due hereunder appropriates class ranks and military ranks to employees of authorities of the Prosecutor General's office
 - 10) represents to rewarding by the state awards and assignment of honorary titles of Republic Kazakhstan of employees of authorities of the Prosecutor's office;
 - 10-1) appropriates a rank "the Honourable worker of the Prosecutor's office ", confirms Position about an order of assignment of this rank;
 - 11) defines an order of acquisition, storage, carrying and transportation by employees of authorities of the Prosecutor's office of the weapon and an ammunition;
 - 11-1) submits offers for consideration plenary session of the Supreme Court about a summer residence of explanations concerning judiciary practice;
 - 12) carries out other powers given to him by laws of Republic of Kazakhstan.
- There is footnote. Article 11 with the changes brought by Laws RK from 10.10.2001 N 247 (it is installed from 01.01.2001); from 09.08.2002 N 346; from 20.12.2004 N 13 (it is installed from 01.01.2005).

Article 12. The State Prosecutor General's office

1. State Prosecutor General's office of the Republic of Kazakhstan is headed by the Prosecutor general of Republic of Kazakhstan.
2. The Prosecutor general of Republic of Kazakhstan has the first assistant and assistants (advisers).
3. The structure of the State Prosecutor General's office and power of its employees are defined by the Prosecutor general (attorney general) of Republic of Kazakhstan.
4. (Point 4 is excluded by Law RK from 09.08.2002 N 346)
5. The State Prosecutor General's office:
 - 1) provides coordination and a coordination of actions of authorities of the Prosecutor's office of Republic in the basic directions of their activity;
 - 2) analyzes practice of supervision of application of laws, a legality condition in Republic;
 - 3) develops recommendations about perfection of the Prosecutor's office supervision;
 - 4) supervises work of authorities of the Prosecutor's office of Republic on supervision of application of laws;
 - 5) co-operates with other republican law enforcement authorities which are carrying out operatively-search activity, inquiry and a consequence, in legality and law and order assurance (supporting) and co-ordinates their activity;
 - 6) will organize and spends improvement of professional skill of shots;
 - 7) participates in norm creative activity;
 - 8) Represents authorities of the Prosecutor's office in sphere of the international cooperation.
6. State the Prosecutor General's office of the Republic of Kazakhstan places an annual consolidating plan of carrying out of planned checks on an official site of the State the Prosecutor General's office of Republic Kazakhstan till December, 25th of current calendar year. There is footnote. Article 12 with the changes brought by Laws RK from 02.07.1998 N 266; from 09.08.2002 N 346; from 17.07.2009 N 188-IV (the introduction order in action see item 2).

Article 13. the Prosecutor's office of regions (Circuit prosecutor's offices) the Prosecutor's office of regions and the prosecutors (attorneys) equal to them:

- 1) supervise over activity of regional, city, regional and other the Prosecutor's offices equal to them on assurance (supporting) of public prosecutor's supervision;
- 2) issue orders, orders, instructions, obligatory for all subordinated workers.

Article 14. The Prosecutor's offices of areas (districts Prosecutor's offices)

1. The Prosecutor's offices of areas (districts Prosecutor's offices and attorney's offices equal to them are headed by the corresponding prosecutors appointed with the consent of the President of Republic by the Prosecutor general's office of Republic of Kazakhstan of Republic for a period of five years.
2. Prosecutors of areas (districts) and the prosecutors equal to them have the first assistants and assistants (advisers), the senior assistants and assistants. Assistants to prosecutors of areas can be appointed by chiefs of corresponding directions of regional Prosecutor's office.
3. In the Prosecutor's office of areas and the Prosecutor's office equal to them there are directions and departments. Chiefs of directions and departments accordingly are the senior assistants and assistants to prosecutors of areas. In directions and departments posts of the senior prosecutors and attorney are established.

There is footnote. Article 14 with the changes brought by Law RK from 09.08.2002 N 346.

Article 15. City, regional and other Prosecutor's office equal to them and attorney's offices

1. City Prosecutor's office, regional and equal to them are headed by the corresponding prosecutors appointed the Prosecutor general's office of Republic of Kazakhstan for a period of five years.
2. The city prosecutors, regional and equal to them have assistants, the senior assistants and assistants(advisers).
3. In the city Prosecutor's office, regional and equal to them departments can be created.

There is footnote. Article 15. With the changes brought by Law RK from 09.08.2002 N 346.

Article 16. Subordination of subordinate prosecutors to the higher attorney

1. Subordination of public prosecutors includes:
 - 1) compulsion of instruction of higher public prosecutors concerning the organization and activity for subordinate the Prosecutor's office;
 - 2) responsibility of subordinate public prosecutors before higher for performance of official duties;
 - 3) realization by higher prosecutors (attorney) in necessary cases of powers subordinate;
 - 4) cancellation, a response or change of acts of subordinate prosecutors by the higher attorney;
 - 5) the permission higher attorney of complaints to actions and acts of the subordinate.
2. Other forms of subordination of subordinate public prosecutors can be established by the Prosecutor general of Republic of Kazakhstan

Article 17. Boards in authorities of the Prosecutor's office

1. Boards are formed in the State Prosecutor's general office, the Prosecutor's office of areas and the the Prosecutor's office equal to them.
2. At board sessions questions of activity of authorities of the Prosecutor's office, and also other questions connected with revealed infringements of laws, demanding, at the discretion of the Prosecutor general's office of Republic of Kazakhstan, the Prosecutor's office of area or the Prosecutor's office equal to it, joint consideration with participation of the officials who have broken the law are considered.
3. Board decisions are accepted by the majority from the general number of its members.
4. Board decisions are realized by orders of corresponding prosecutors and are obligatory for employees of authorities of the Prosecutor's office. On the revealed infringements of the law acts of prosecutor's supervision are accepted.
5. Regulations of work of board and the status of members of boards are defined by the Prosecutor general's office of Republic of Kazakhstan.

Chapter 3 Legal acts of the Prosecutor's office

Article 18. System of legal acts of attorney's offices

1. System of legal acts of the Prosecutor's office make:

- 1) acts of the Prosecutor's office's supervision: the protest, the decision, the instruction, the statement, the sanction, the instructions, representation, a law explanation;
 - 2) the acts regulating questions of the organization and activity of the Prosecutor's office: orders, instructions, orders, positions, instructions.
- 1-1. The acts of the Prosecutor's office's supervision suspending standard legal acts, are subject to publication.
2. Positions and instructions of the Prosecutor's office affirm orders of corresponding prosecutors (attorney). the changes brought by Law RK from 09.08.2002 N 346.

Article 19. The protest

1. The Prosecutor brings the protest on contradicting Constitutions, to laws and acts of the President of Republic standard and other legal acts, decisions and actions of the state authorities and officials.
2. The protest is brought in the body which has accepted it or a higher body. In the same order illegal decisions and actions of the official are protested.
3. The protest of the prosecutor is subject to consideration by corresponding body or the official in ten-day term. Body or the official is obliged to inform the prosecutor (attorney) on a bottom of consideration of the protest. Terms of consideration of the protest in court are defined by the legislation.
4. In the protest the attorney demands cancellation of the illegal act or reduction in conformity with the Constitution and laws, and also the terminations of illegal action of the official and restoration of the broken right.
5. The prosecutor (attorney) has the right to suspend execution of the protested act or action before decision-making under the protest. Protest of laws does not stop their action.

Article 20. The decision

1. The prosecutor depending on character of infringement of the law takes out the decision about excitation of criminal case, disciplinary procedure, procedure about an administrative offence.
2. The prosecutor (attorney) takes out the decision about procedure of check of application of the law, on procedure of dredging, examination, arrest imposing, about cancellation or removal of measures of forbidden-restrictive character, about stay of action of the illegal legal act about compulsory execution of requirements of the prosecutor, about delivering (drive), together with in other cases provided by the law.
3. The decision of the prosecutor (attorney) is subject to obligatory execution by the authorized body or the official in the term established by the law, and in the absence of that in time, established by the prosecutor. The results of execution of the decision are informed immediately to the prosecutor (attorney). Default of the decision of the prosecutor in target dates attracts the responsibility provided by laws of Republic of Kazakhstan.

There is footnote. Article 20 with the changes brought by Law RK from 09.08.2002 N 346.

Article 21. The sanction

1. The prosecutor (attorney) gives the written sanction (consent) on:
 - 1) (it is excluded - Law RK from 05.07.2008 N65-IV (the introduction order in action see item 2).
 - 2) a search in the cases provided by the criminally-remedial legislation;
 - 3) discharge accused from a post, a premise suspected or accused of medical institution for examination procedure;
 - 4) carrying out of operatively-search actions and the investigatory actions mentioning protected Constitution and the law secret of correspondence, telephone conversations, cable messages and items of mail, and also the right to inviolability of dwelling;
 - 5) detention of foreigners for exclusion administratively;
- 5-1) private listening and record of conversations with use of video - audio equipment or other special means, and also listening and record of the negotiations conducted from phones and other intercoms;

5-2) access of the state authorities and their officials (except for officials of National Bank of Republic of Kazakhstan and the authorized body on regulation and supervision of the financial market and the financial organizations) to the documents containing bank secret;

5-3) arrest on money and other property physical and the legal authorities, being in banks;

5-4) the announcement of the international search concerning the person committed a crime in territory of Republic of Kazakhstan and absconding;

6) in other cases directly provided by the law.

2. The sanction on fulfillment of the specified actions or refusal in its summer residence are made out by the public prosecutor in the form of the resolution on the decision of the official or in other written form after studying of materials on which basis the sanction is asked, within twenty four hours.

3. The prosecutor (attorney) agrees to action of departmental standard legal acts concerning operational-searching and other activity which can entail restriction of the rights of freedom of the person and the citizen.

There is footnote. Article 21 with the changes brought by Laws RK from 09.08.2002 N 346; from 10.07.2003 N 483 (it is installed from 01.01.2004); from 10.12.2008 N 101-IV (it is installed from 01.01.2009).

Article 22. Instructions

1. The prosecutor (attorney) instructs:

1) to inquiry and consequence authorities in connection with excitation and investigation of criminal cases;

2) to the authorities which are carrying out operational-searching activity;

3) in other cases established by the legislation.

2. The instructions of the Prosecutor general's office of Republic of Kazakhstan of standard character concerning operational-searching activity, a consequence and inquiry are obligatory for execution by all investigation agencies authorities and inquiry, the authorities which are carrying out operational-searching activity.

Article 23. The statement

1. The prosecutor according to the legislation has the right to address with the statement of claim in court for restoration of the broken rights and protection of interests of the state, physical and legal authorities.

2. In cases of a deviation of acts of prosecutor's supervision or non - examining them in the term established by the law, the public prosecutor has the right to address in court with the statement for a recognition void actions and acts of authorities and officials, and also about elimination of infringements of laws. The prosecutor (attorney) has the right to suspend the decision the protested act before consideration of the statement by court.

3. The petition in connection with a deviation or dereliction without consideration of acts of prosecutor's supervision is considered by court in an order established by the law.

4. The statement of the public prosecutor is not assessed with a State Tax and other gathering.

There is footnote. Article 23 with the changes brought by Law RK from 09.08.2002 N 346.

Article 24. The instruction

1. The written instruction about elimination of infringement of the law is brought by the prosecutor and goes to body or the official who has admitted infringement of the law, either body or the official, competent to eliminate the admitted infringement. The instruction is brought in case law infringement has obvious character, can do essential harm to the rights and freedom of the person and the citizen, and also the protected law to interests of legal authorities, societies and the states and will not be immediately eliminated. The instruction cannot be taken out on standard legal acts.

2. In the instruction instructions on norms of the Constitution, laws and acts of the President of Republic which are broken, character of an offence and specific proposals about measures on

infringement elimination should contain.

3. The instruction is subject to obligatory execution in time, established by the public prosecutor. On instruction execution it is immediately informed the prosecutor. Default of the instruction of the prosecutor (attorney) attracts the responsibility provided by laws of Republic of Kazakhstan.

4. The instruction can be appealed against to the higher prosecutor or in court. The appeal of the instruction does not stop its execution.

5. The higher prosecutor or court can suspend execution of the instruction before decision-making under the complaint.

There is footnote.. Article 24 with the changes brought by Law RK from 09.08.2002 N 346.

Article 25. Representation

1. The prosecutor within the competence brings representation:

1) about elimination of infringements of legality;

2) about elimination of the reasons and the conditions promoting fulfillment of crimes and other offences;

3) concerning deprivation of inviolability of the persons possessing this right according to the Constitution of Republic of Kazakhstan;

4) in other cases established by the law.

2. Representation is subject to consideration by the official or body in a month with obligatory acceptance of measures on elimination of infringements of legality, and also the reasons and the conditions promoting them. The prosecutor has the right to participate by representation consideration. On results of consideration of representation and the accepted measures are informed into the Prosecutor's office.

There is footnote. Article 25 with the changes brought by Law RK from 09.08.2002 N 346.

Article 26. A law explanation

1. In the presence of the sufficient bases to believe, that ignorance or wrong understanding of laws can entail its inadequate application by body or the official, or the citizen, the prosecutor explains the law assurance (supporting), and in necessary cases - the provided liability of infringement of the law.

2. In cases of discrepancy to the law of the project of the legal act the prosecutor explains the requirement of the law to body or the official accepting the act.

Article 26-1. Measures of compulsory execution of legal acts of the prosecutor (attorney)

1. In case of default in a voluntary order of decisions and instructions of the prosecutor, he has the right to take out the decision about compulsory execution of requirements of the prosecutor, except for providing compulsory deprivation of property, and to direct it for execution to the authorized state authorities.

2. The authorized state authorities are obliged on receipt of the corresponding decision of the prosecutor immediately to take measures to its execution.

3. In default officials, citizens from an appearance for evidence in authorities of the Prosecutor's office, the prosecutor has the right to take out the decision about delivering of such person in authorities of the Prosecutor's office which is executed by law-enforcement authorities within twenty four hours.

There is footnote. It is added by article 26-1 - Law RK from 09.08.2002 N 346.

Article 27. Publication of acts of prosecutor's supervision

For assurance (supporting) of publicity of the activity authorities of the Prosecutor's office can publish in mass media acts of prosecutor's supervision on illegal actions and decisions of authorities and the officials, breaking constitutional and other human rights protected by the law and the citizen, interests of legal authorities and the state.

There is footnote. Article 27 with the changes brought by Law RK from 09.08.2002 N 346.

Chapter 4. Supervision of observance of the rights and freedom of the person And the citizen, interests of legal authorities and the state

Article 28. Supervision problems

1. Supervision problems are:

- 1) assurance (supporting) of the rights and freedom of the person and the citizen, conformity to the legislation of legal acts and actions of authorities, the organizations, officials and citizens;
 - 2) acceptance of measures to revealing and elimination of any infringements of legality, the reasons and the conditions promoting such infringements, restoration of the broken rights.
2. the Prosecutor's office does not substitute other state authorities and does not interfere with activity of the organizations and a private life of citizens.

Article 29. Powers of the prosecutor (attorney)

1. At realization of supervision the public prosecutor has the right:

- 1) to cause citizens and officials and to receive from them indications concerning spent check;
 - 2) free on a case card presentation to enter on territory and into premises of the state authorities, and also the organizations of all patterns of ownership;
 - 2-1) to receive in data banks on operations and accounts physical and legal authorities concerning spent check with observance of requirements to nondisclosure of the data making commercial, bank and other secret protected by the law;
 - 2-2) with a view of revealing of the latent crimes to demand from competent authorities of realization of operatively-search actions with the notice on their results;
 - 3) to receive from heads and other officials necessary documents, materials, statistical given and other data on a condition of legality and accepted measures on its assurance (supporting);
 - 4) to involve experts for participation in check and a summer residence of the conclusions;
 - 5) to demand procedure according to the competence of checks of the materials which have arrived in the Prosecutor's office, references and to oblige to inform on their results;
 - 6) to involve in realization of checks of employees of other law enforcement authorities for assurance (supporting) of safety and supervising activity;
 - 6-1) to appoint examinations;
 - 7) to carry out other verifying actions provided by laws of Republic of Kazakhstan.
2. By results of check the prosecutor:
- 1) brings the protest;
 - 2) gives instructions about elimination of infringements of legality;
 - 3) takes out decisions about excitation of criminal case, disciplinary procedure or procedure about an administrative offence, about compulsory execution of requirements of the public prosecutor, about delivering, takes measures to material damage compensation;
 - 4) in case of infringement of the rights and legitimate interests of the person and the citizen, legal authorities and the state suspends the illegal act, except for laws;
 - 5) cancels or removes the measures of forbidden - restrictive character imposed by the state authorities and their officials;
 - 6) addresses in court for protection of the rights and interests of the state protected by the law, physical and legal authorities;
 - 7) brings to body or the official representation about elimination of infringements of legality.

Chapter 5. Representation of interests of the state in court

Article 30. The competence of the public prosecutor of proceeding

1. Representing interests of the state in court during criminal, civil or other legal proceedings, in appeal and supervising usages, the prosecutor carries out the powers according to the present Law, and also criminally-remedial, civil remedial and other legislation of Republic.

2. In case of the disagreement with the decision, a sentence and other decision of court (judge) on case on motive of its discrepancy to the law or groundlessness the prosecutor has the right to submit with a view of case and cancellation revision or change of the legal act the protest to higher court. There is footnote. Article 30 with the changes brought by Law RK from 09.08.2002 N 346.

Article 31. Protest of decisions of the court which have not entered validity

The prosecutor (attorney) has the right irrespective of his participation in case proceeding to protest in higher court mismatching the law or unreasonable decisions, a sentence and other decision the vessels (judge) who has not entered validity.

Article 32. Protest of decisions of the court which have entered validity

1. The prosecutor within the competence has the right to obtain on demand from case court on which decisions, sentences and other decisions of court have entered validity.
2. In case of discrepancy to the law or groundlessness of the decision, a sentence and other decision of the court, entered validity, the prosecutor brings the protest as supervision. If protest falls outside the limits his competence, the corresponding public prosecutor addresses with representation about protest bringing to the higher prosecutor (attorney).
3. Powers of the prosecutor on protest and stay of execution of decisions, sentences and other decisions of the court which have entered validity, are defined by the legislation.

Article 33. Protest of the standard decision of the Supreme Court of Republic

The Prosecutor general's office of Republic of Kazakhstan on the bases of discrepancy of the Constitution and laws of the standard decision of the Supreme Court of Republic brings the protest on plenary session of the Supreme Court of Republic.

There is footnote. Article 33 with the changes brought by Law RK from 09.08.2002 N 346.

Chapter 6. Supervision of operational-searching activity

Article 34. The assurance (supporting) and a supervision subject

Supervision subject is observance of the rights and freedom of the person and the citizen during realization of operational-searching activity, carrying out of operational-searching actions, and also legality of acts and actions of authorities and officials, competent to carry out operational-searching activity.

Article 35. Powers of the public prosecutor on assurance (supporting) of legality of operational-searching activity

Carrying out supervision of operational-searching activity, the prosecutor (attorney):

- 1) receives the affairs of operational-searching activity stopped and being in procedure, materials, documents and other necessary data on a course of operatively-search activity, except data on the person of the citizens co-operating or co-operating on a private basis with authorities, carrying out operatively-search activity;
- 2) checks legality of carrying out of special operational-searching actions by the authorities which are carrying out operational-searching activity;
- 3) considers complaints and statements on actions and decisions of officials of the authorities which are carrying out operational-searching activity;
- 4) protests contradicting Constitutions, to laws and acts of the President of Republic the standard legal acts regulating the organization and tactics of carrying out of operational-searching actions, published by the authorities which are carrying out operational-searching activity;
- 5) stops the decision of operational-searching actions in case of revealing of infringements of the law, human rights and the citizen at realization of operational-searching activity;
- 6) takes out concerning the employees who have admitted illegal actions at carrying out of

operatively-search actions, the decision about excitation of criminal case, disciplinary procedure;
7) takes out other acts of prosecutor's supervision provided by the present Law, on the revealed facts of infringements at realization of supervision of legality of operational-searching activity;
8) releases illegally detained persons;
9) if necessary demands from heads of the authorities which are carrying out operational-searching activity, carrying out of checks in subordinates it authorities with a view of elimination of infringements of the law;
10) in the cases established by the legislation, approves carrying out of operational-searching actions.
There is footnote. Article 35 with the changes brought by Law RK from 09.08.2002 N 346.

Article 36. The prosecutors (attorney) who are carrying out supervision of legality of operational-searching activity

Supervision of legality of operational-searching activity is carried out by the Prosecutor general's office of Republic of Kazakhstan and other prosecutors within the competence established by the legislation.

Chapter 7. Supervision of legality of a consequence and inquiry

Article 37. The assurance (supporting) and a supervision subject

The prosecutor carries out supervision of legality of acts and activity of authorities of inquiry and a consequence, observance of the order of the permission of statements established by the legislation and messages on perfect crimes and investigation carrying out.

Article 38. Powers of the prosecutor (attorney) on assurance (supporting) of legality of inquiry and a consequence

1. Carrying out supervision of legality of inquiry and a consequence, the prosecutor (attorney):
1) receives for check from authorities of inquiry and a consequence criminal cases, documents, materials and other data on perfect crimes, a course of operatively-search activity, inquiry, a consequence;
2) checks legality observance at reception, registration, the permission of statements and messages on the perfect or preparing crimes;
3) supports or refuses in the petition of body of criminal prosecution for arrest and holding in custody authorization or house arrest accused, the suspect;
4) in necessary cases raises criminal cases, gives written instructions on procedure of investigation of crimes;
5) cancels illegal decisions of inspectors and the persons making inquiry;
6) if during inquiry and a consequence infringements of the rights of participants of process and other citizens have been admitted, Illegal methods of investigation, the attention to the question on responsibility of guilty persons brings;
7) in cases of incompleteness of a consequence and inquiry, and also an establishment of the admitted infringements of legality during the investigation and inquiries returns criminal case on additional investigation or stops it in full volume or concerning concrete persons;
8) directs to court the criminal case which has arrived from authorities of inquiry or a consequence for consideration in essence;
9) demands if necessary from heads of investigatory divisions and authorities of inquiry of carrying out of checks in subordinates it authorities with a view of elimination of infringements of the law, assurance (supporting) of full disclosing of crimes;
10) considers complaints to actions and decisions of the person making inquiry, the inspector, heads of authorities of inquiry and a consequence;
11) checks observance of the order established by the legislation and conditions of holding in custody

of persons in which relation the preventive punishment selects arrest;

11-1) authorizes the announcement of the international search concerning the person committed a crime in territory of Republic of Kazakhstan and absconding;

12) carries out other powers established by the law.

2. Instructions of the prosecutor within its competence are given in writing and are obligatory for the person making inquiry and a consequence.

There is footnote.. Article 38 with the changes brought by Laws RK from 09.08.2002 N 346; from 05.07.2008 N 65-IV (the introduction order in action see item 2).

Article 39. Arrest authorization

There is footnote. Article 39 is excluded by Law RK from 05.07.2008 N 65-IV (the introduction order in action see item 2).

Chapter 8. Supervision of legality of administrative procedure

Article 40. The assurance (supporting) and a supervision subject

The Prosecutor's office carries out supervision of legality of administrative procedure with a view of:

1) assurance (supporting) of exact and uniform application of the legislation on administrative offences, and also at disposal of legal proceeding and definition of disciplinary measures for a perfect administrative offence;

2) restoration of the broken rights and legitimate interests of the person and the citizen, officials and the organizations at application of the legislation on administrative offences;

3) assurance (supporting) to citizens of the right to the appeal of any act connected with procedure on affairs about administrative offences;

4) acceptances of measures to guilty of legality infringement at application of the legislation on administrative offences.

Article 41. Powers of the prosecutor on assurance (supporting) of legality of administrative procedure

Carrying out supervision of legality of administrative procedure, the public prosecutor has the right:

1) to obtain on demand from the authorized officials and data authorities, documents and affairs about administrative offences;

2) to consider complaints to actions and decisions of officials and authorities which competence includes disposal of legal proceeding about administrative offences and collecting imposing;

3) to check legality of administrative detention and arrest of citizens, and also validity of other measures of influence for administrative offences;

4) to take part in legal investigation about administrative offence, to declare petitions, to draw the conclusions on the questions arising during a legal investigation;5) to check execution of decisions about imposing of official penalties;

6) to take measures on bringing to account of the officials who have admitted infringements of the rights and freedom of citizens, legitimate interests of legal authorities and the states;

7) to raise procedures on affairs about administrative offences;

8) to make other actions provided by the law.

There is footnote. Article 41 with the changes brought by Law RK from 09.08.2002 N 346.

Article 42. Acts of the prosecutor on assurance (supporting) of legality of administrative procedure

By results of checks the public prosecutor has the right:

1) to bring in court, to other authorized body or the official the protest on the decision on case about an administrative offence;

- 2) to give written instructions to the authorized officials and authorities (except court) about procedure of additional check;
 - 3) to demand from the authorized authorities of carrying out of check in the organizations under control or subordinated to them;
 - 4) in the cases established by the law to stop procedure about an administrative offence;
 - 5) to stop decision execution about an administrative offence;
 - 6) to take out the decision about clearing of the person illegally subjected to administrative detention;
 - 7) to take out the decision or the requirement about removal of any measures of the prohibitive or restrictive character imposed by officials of proxy state authorities in connection with execution of the duties, in cases of infringement of the rights and legitimate interests physical, legal authorities and the states;
 - 8) to take out the decision about procedure excitation on case about an administrative offence.
- There is footnote. Article 42 with the changes brought by Law RK from 09.08.2002 N 346.

Chapter 9 Supervision of legality of executive procedure

Article 43. The assurance (supporting) and a subject of supervision the prosecutor carries out supervision for:

- 1) legality of a finding of persons in imprisonment places, at execution of punishment and other measures of compulsory character appointed court;
- 2) observance of the order established by the legislation and conditions of the assurance (supporting) condemned in the named establishments, protection of their rights and freedom;
- 3) legality of execution of the punishment which has been not connected with imprisonment;
- 4) legality of execution of judgments on civil and other affairs.

There is footnote. Article 43 with the changes brought by Law RK from 09.08.2002 N 346.

Article 44. Powers of the prosecutor on assurance (supporting) of legality of executive procedure

Carrying out supervision of legality of executive procedure, the public prosecutor within the competence has the right:

- 1) to demand exact and uniform application of the Constitution, laws and the international contracts of Republic of Kazakhstan on human rights, the humane reference with arrested and condemned;
- 2) to obtain on demand and check executive procedures on affairs about protection of the rights and interests of the citizen, the state, and also under claims and statements of the prosecutor;
- 3) to visit for the purpose of check at any time places of imprisonment and other establishments executing punishments and other measures of compulsory character, appointed court;
- 4) to interrogate the arrested persons arrested, condemned and the persons subjected to measures of compulsory character;
- 5) to obtain on demand documents on which basis these persons are detained, arrested, serve time, and also are subjected other measures of compulsory character;
- 6) immediately to release the decision of each imprisonment illegally containing in places or the establishments executing measures of compulsory character;
- 7) to cancel the summary punishments imposed in infringement of the law on persons, serving time in imprisonment places, to release their decision from a penal insulator, a premise of chamber type or a punishment cell;
- 8) in the cases established by the law to authorize acts of administration of the establishments

executing punishments;

8-1) in the cases established by the law to authorize acts of authorities of executive procedure about arrest imposing on money and other property of the debtor, being in banks or the organizations which are carrying out separate kinds of bank operations.

There is footnote. Article 44 with the changes brought by Law RK from 29.03.2000 N 42.

Chapter 10. Criminal prosecution

Article 45. Limits of criminal prosecution

The Prosecutor's office according to the Constitution in an order and in the limits established by the present Law and the criminally-remedial legislation carries out criminal prosecution.

Article 46. Powers on criminal prosecution

Carrying out criminal prosecution, the public prosecutor:

- 1) have the right to participate in scene survey to appoint examinations, and also to carry out other actions necessary for the decision of a question on excitation of criminal case;
- 2) raises criminal case or refuses in its excitation;
- 3) transfers in corresponding body the criminal cases raised by the Prosecutor's office for inquiry or preliminary investigation procedure;
- 4) in the cases provided by the law authorizes actions of the officials who are carrying out operational-searching activity, inquiry and a consequence;
- 5) participates by procedure of separate investigatory actions;
- 6) brings representation for reception of the consent to bringing to criminal liability of the person possessing the right of inviolability;
- 7) directs case to court.

There is footnote. Article 46 with the changes brought by Law RK from 09.08.2002 N 346.

Article 47. A case direction in court

1. The public prosecutor or its assistant at studying of the criminal case which has arrived with the bill of particulars is obliged to check up observance by authorities of inquiry and a consequence of requirements of the legislation and sufficiency of the bases for the legend accused to court.
2. In the presence of the sufficient bases for criminal case consideration in court the attorney or his assistant (advisers) directs case to court.
3. At a case direction in court the public prosecutor has the right:
 - 1) to stop case by procedure or to stop criminal prosecution concerning the person;
 - 2) to exclude from the bill of particulars separate points of charge, and also to apply the law on less grave crime;
 - 3) to select, change or cancel a preventive punishment;
 - 4) to return criminal case for procedure of additional investigation.

Chapter 11. Service in authorities of the Prosecutor's office, social and legal Protection of employees of authorities of attorney's offices

Article 48. prosecutors, employees of authorities of the Prosecutor's office.

The requirements shown to persons, arriving on service in authorities of attorney's offices

1. The prosecutor - the official who is carrying out within the competence supervision of exact and uniform application of laws, decrees of the President of Republic of Kazakhstan, other standard legal acts, behind legality operational-searching activity, inquiry, a consequence, Administrative and executive procedure, representation of interests of the state in court,

And also criminal prosecution in cases, an order and the limits established by the law.

Prosecutors are: the Prosecutor general of Republic of Kazakhstan, his first assistant and assistants (advisers), the senior assistants and assistants, assistants under special commissions, chiefs of departments, directions and departments of authorities of the Prosecutor's office and their assistants, all subordinate prosecutors, their assistants, the senior assistants and assistants, prosecutors on supervision branch, the senior prosecutors and prosecutors of directions and departments of authorities of the Prosecutor's office, and also the military men authorized and special prosecutors.

2. Employees of authorities of the Prosecutor's office are the persons acted on a post of public prosecutors and certified workers of the scientific organizations and the organizations of formation of the Prosecutor's office, directly leading research or teaching work.

3. Specialised Offices of Public Prosecutor are understood as military men, nature protection, transport, and also Offices of Public Prosecutor of special objects.

4. Receipt on service in authorities of the Prosecutor's office is carried out under condition of preliminary inquiry in the republican centre of data about shots of civil servants and passage by citizens of obligatory special check.

5. Cannot be accepted on service in authorities of the Prosecutor's office of the person, earlier culprit and released from the criminal liability on the bases, and also dismissed on negative motives from public service, from authorities of the Prosecutor's office, other law enforcement authorities, courts and judicial authorities.

6. On a post of employees of authorities of the Prosecutor's office citizens of Republic of Kazakhstan, on a state of health suitable for service in authorities the Prosecutor's office having, as a rule, higher education can be accepted. At their appointment to the post the trial period can be established.

7. Prosecutors can be appointed the citizens having the higher juridical education, possessing necessary case and moral qualities, on a state of health suitable for service in authorities of the Prosecutor's office. Military prosecutors, besides, should be military men on whom the legislation of Republic of Kazakhstan on military service and the status of military men of Armed forces of Republic of Kazakhstan in full extend.

8. Persons are appointed to posts of prosecutors (attorney) of areas and the equal prosecutors, the prosecutors regional, city and equal to them not more young than 25 years, works having the experience in authorities of the Prosecutor's office not less than three years.

9. Employees of authorities of the Prosecutor's office are subject to certification once in three years. The certification order is defined by the Prosecutor general of Republic of Kazakhstan.

10. The person for the first time appointed to the post in authorities of the Prosecutor's office, takes the oath, which text affirms the President of Republic.

11. The service order in authorities of the Prosecutor's office is regulated by Position about service in authorities of the Prosecutor's office of the Republic Kazakhstan, the confirmed President of Republic of Kazakhstan.

There is footnote. Article 48 with the changes brought by Laws RK from 02.07.1998 N 266; from 09.08.2002 N 346; from 22.05.2007 N 255 (it is installed from the date of its official publication); from 27.07.2007 N 320 (the introduction order in action see item 2).

Article 49. Class ranks, military ranks and uniform of employees of authorities of the Prosecutor's office

1. To employees of authorities of the Prosecutor's office according to a post, qualification and the experience of special service class ranks or military ranks are appropriated:

The state adviser of justice of the higher class;

The state adviser of justice of 1 class, the colonel general of justice;

The state adviser of justice 2 classes, the lieutenant general of justice;

The state adviser of justice 3 classes, the major general of justice;

The senior adviser of justice, the colonel of justice;

The adviser of justice, the lieutenant colonel of justice;

The younger adviser of justice, the major of justice;
The lawyer of 1 class, the captain of justice;
The lawyer 2 classes, the senior lieutenant of justice;
The lawyer 3 classes, the lieutenant of justice;
The younger lawyer.

2. Class ranks of the state adviser of justice of the higher class, the state advisers of justice 1, 2 and 3 classes, and military ranks of generals of justice are appropriated by the President of Republic of Kazakhstan.

3. Employees of authorities of the Prosecutor's office by whom class ranks or military ranks are appropriated, are free of charge provided with uniform.

4. Samples of the form and distinction signs, an order of carrying of uniform and norm of assurance (supporting), and also an order of assignment and deprivation of class ranks or military ranks are defined by Position about service in authorities of the Prosecutor's office, the confirmed President of Republic of Kazakhstan.

5. To the persons having class ranks or military ranks, according to the Republic of Kazakhstan legislation surcharge for class ranks or salaries on military ranks is established.

There is footnote. Article 49 with the changes brought by Law RK from 02.07.1998 N 266. New edition is entered by Law RK from 09.08.2002 N 346. Article with the changes brought by Law RK from 22.05.2007 N 255 (it is installed from the date of its official publication).

Article 50. The Legal protection of employees of authorities of the Prosecutor's office

1. Employees of authorities of the Prosecutor's office are representatives of the government and are under state protection.

2. Default of legal requirements of the prosecutor (attorney), the insult, threat, violence or an encroachment for a life, health, property of the prosecutor or members of his family in connection with its office activity, other actions interfering performance by the prosecutor of official duties, attract the responsibility established by the law.

3. Any check of the message on the fact of the administrative offence made by the prosecutor, is carried out with participation of representatives of authorities of the Prosecutor's office.

4. On duty administrative detention, personal inspection of the prosecutor, examination of its things and transport used by him, except for cases when he is provided by the legislation is not supposed.

Article 51. Application of fire-arms and use of special means

1. Employees of authorities of the Prosecutor's office have the right:

- 1) on acquisition, carrying and storage of fire-arms and an ammunition;
- 2) to apply fire-arms in cases of necessary defense and emergency in an order established by the Prosecutor general's office of Republic of Kazakhstan.

2. In all cases of application of the weapon the employee of authorities of the Prosecutor's office is obliged to take necessary measures for assurance (supporting) of safety of surrounding citizens, rendering of urgent medical aid by the victim and informing of the higher public prosecutor.

Article 52. Legal regulation of work

Labour relations:

1) employees of authorities of the Prosecutor's office are regulated by the labour legislation of Republic of Kazakhstan with the features provided by the present Law, Position about service in authorities of the Prosecutor's office and also the legislation on public service in a part which are not contradicting the present Law;

2) workers of authorities of the Prosecutor's office are regulated by the labour legislation of Republic of Kazakhstan, the legislation of Republic of Kazakhstan on public service.

There is footnote. Article 52 - with the changes brought by Laws RK from 02.07.1998 N 266; from 23.07.1999 N 454 (it is installed from 01.01.2000). New edition is entered by Law RK from 10.10.2001

N 247 (it is installed from 01.01.2001). With the changes brought by Law RK from 15.05.2007 N 253.

Article 53. Material and social security of employees of the Prosecutor's office

1. The payment of employees of authorities of the Prosecutor's office is established on the basis of uniform system of a payment of workers of authorities of the Republic of Kazakhstan containing at the expense of the state budget, Republic of Kazakhstan confirmed by the President.
 2. Annual holidays at a rate of thirty calendar days are given to employees of authorities of the Prosecutor's office.
 3. Employees of authorities of the Prosecutor's office use the right of prime assurance (supporting) with a floor space from office available housing.
 4. The office premises occupied for constant residing with employees of authorities of the Prosecutor's office, in the service more than ten calendar years, at will of the named employees are transferred to them and their families under contracts of rent or redeemed in a personal property at residual cost.
 5. Employees and pensioners of authorities of the Prosecutor's office are not subject to eviction from office premises without granting of other premises.
 6. In case of destruction of the employee of authorities of the Prosecutor's office on duty the family of the victim has the right to reception not later than one year from the date of his destruction of a floor space from the state available housing on conditions and in an order, established by the legislation.
 7. (Subparagraph 7 is excluded by Law RK from 10.10.2001 N 247)
 8. In case of destruction (death) of the employee of authorities of the Prosecutor's office on duty, or within a year after dismissal from service owing to a injury or a mutilation, received on duty, to dependents and successors single indemnification in size sixty months monetary assurance (supporting) on last post in an order defined by the Government of Republic of Kazakhstan is paid. The monetary assurance (supporting) applied to calculation of single indemnification, provided present article, consists of the official salary and surcharge (salary) for a class rank (on a military rank)
 9. Employees of authorities of the Prosecutor's office and members of their families use in established the Government of Republic an order health services.
 10. Employees of authorities of the Prosecutor's office, except experts and workers, have the right:
 - 1) (subparagraph 1 is excluded by Law RK from 07.04.1999 N 374);
 - 2) on a presentation of office and travelling acts to get out of turn travel papers on all types of transport and to receive a place for residing at hotels.
 11. For burial of the died or lost employees of authorities of the Prosecutor's office which have retired from a post of the employee of authorities of the Prosecutor's office, single monetary indemnification at a rate of their three-monthly assurance (supporting) is paid.
 12. The provision of pensions, payment of the state social benefits on physical inability and on the occasion of loss of the supporter of employees of authorities of the Prosecutor's office are carried out according to the Republic of Kazakhstan legislation.
- There is footnote. Article 53 with the changes brought by Laws RK from 19.06.1997 N 134; from 02.07.1998 N 266; from 23.07.1999 N 454 (it is installed from 01.01.2000); from 10.10.2001 N 247 (it is installed from 01.01.2001).

Article 54. (It is excluded by Law RK from 10.10.2001 N 247 (it is installed from 01.01.2001))

Article 55. The experience of special service

1. The service (work) in authorities of the Prosecutor's office is a special kind of public service. In the experience of special service (work) besides service (work) in authorities of the Prosecutor's office time of service (work) is set off:
 - 1) in Armed forces, law-enforcement authorities, national safety and other law enforcement authorities;

- 2) in judicial authorities;
- 3) findings on public service;
- 4) scientific and pedagogical work on a legal specialty;
- 5) on elective offices in the state authorities of the representative power.

There is footnote. Article 55 in edition of Law RK from 10.10.2001 N 247 (it is installed from 01.01.2001).

Chapter 12. Other questions of the organization and activity of the Prosecutor's office

Article 56. Financing of authorities of the Prosecutor's office

Financing of authorities of the Prosecutor's office of Republic Kazakhstan is carried out at the expense of budgetary funds.

There is footnote. Article 56 with the changes brought by Law RK from 20.12.2004 N 13 (it is installed from 01.01.2005).

Article 57. The press and acts

1. To the Prosecutor general of Republic of Kazakhstan, his assistants to the act of the established sample stand out by the President of Republic.
2. The Prosecutor general of Republic of Kazakhstan, prosecutors of areas give out acts of the established sample to the subordinated employees.
3. The State Prosecutor general's office of Republic and the Prosecutor's office subordinated to have the press with the image of the State Emblem of Republic of Kazakhstan and the name in the Kazakh and Russian languages, corresponding accounts in Republic of Kazakhstan banking establishments.

Article 58. An order of coming into force of the present Law

The present Law comes into force from the date of publication.

Article 59. Measures on realization of the present Law

1. To the State Prosecutor's office of Republic of Kazakhstan to develop and submit to the President of Republic of Kazakhstan:
 - 1) Position about a service order in authorities of the Prosecutor's office of Republic of Kazakhstan;
 - 2) the text of the oath of employees of authorities of the Prosecutor's office.
2. To recognize as become invalid the Law of Republic of Kazakhstan from January, 17th, 1992 "About Prosecutor's office of the Republic of Kazakhstan" (Sheets of the Supreme body of Republic of Kazakhstan, 1992, N 5, item 104; 1993, N 8, item 179; 1994, N 9-10, item 148, item 158; 1995, N 3-4, item 34).

The President of Republic of Kazakhstan

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