

«ҚАЗАҚСТАН РЕСПУБЛИКАСЫНЫҢ  
ҰЛТТЫҚ БАНКІ»

РЕСПУБЛИКАЛЫҚ  
МЕМЛЕКЕТТІК МЕКЕМЕСІ

**БАСҚАРМАСЫНЫҢ  
ҚАУЛЫСЫ**

30 March 2019

Алматы қаласы



REPUBLICAN STATE  
INSTITUTION

NATIONAL BANK OF THE  
REPUBLIC OF KAZAKHSTAN

**RESOLUTION OF THE  
MANAGEMENT BOARD**

No.40

Almaty

## **On Approval of the FX Transactions Rules in the Republic of Kazakhstan**

(as amended:

1. Resolution of the Management Board of the NBRK No.25 dated 19.03.2020
2. Resolution of the Management Board of the NBRK No.93 dated 20.07.2020
3. Resolution of the Management Board of the NBRK No.113 dated 20.12.2021
4. Resolution of the Management Board of the NBRK No.66 dated 26.09.2023
5. Resolution of the Management Board of the NBRK No.48 dated 22.08.2024
6. Resolution of the Management Board of the NBRK No.4 dated 20.02.2025
7. Resolution of the Management Board of the NBRK No.29 dated 31.03.2026)

### **Chapter 1. General Provisions**

1. These Rules for Carrying Out FX Transactions in the Republic of Kazakhstan (the “Rules”) have been developed in accordance with subclause 43) of clause 2 of part 2 of clause 19 of the Regulations on the National Bank of the Republic of Kazakhstan, approved by Decree of the President of the Republic of Kazakhstan No.1271 dated 31 December 2003 “On Approval of the Regulations and Structure of the National Bank of the Republic of Kazakhstan,” and define the procedure for carrying out foreign exchange transactions in the Republic of Kazakhstan by residents and non-residents.

The Rules include the procedure:

carrying out foreign exchange transactions;  
purchasing and/or selling cashless foreign currency on the domestic foreign exchange market of the Republic of Kazakhstan;  
carrying out operations on a bank account related to the withdrawal, crediting, and use of cash foreign currency.

2. The terms used in the Rules shall be applied in the meanings indicated in the Law of the Republic of Kazakhstan “On Currency Regulation and Currency Control” (the “Law on Currency Regulation and Currency Control”).

The Rules also use the following terms and abbreviations:

- 1) BIN – business identification number;
- 2) IIN – individual identification number;

3) threshold value of the amount of cashless foreign currency purchase – the amount of cashless foreign currency purchase on the domestic foreign exchange market of the Republic of Kazakhstan, upon reaching which the requirements for confirming the purpose of purchasing cashless foreign currency for national currency on the domestic foreign exchange market of the Republic of Kazakhstan and its use for the declared purposes apply, determined in accordance with part two Article 10-6 of the Law on Currency Regulation and Currency Control;

4) registration certificate – a document of a standard form issued upon registration of a currency agreement before the Rules came into effect and remains valid;

5) National Bank – National Bank of the Republic of Kazakhstan;

6) notification certificate – a document of a standard form issued for a currency agreement or an account in a foreign bank before the Rules came into effect and remains valid;

7) intracorporate money transfer – a money transfer made by a legal entity to its structural subdivisions or between structural subdivisions of the same legal entity.

## **Chapter 2. Procedure for Carrying Out Foreign Exchange Transactions and notification and (or) submission of information on carried out FX transactions**

### **Paragraph 1. Carrying Out Foreign Exchange Transactions and Submitting Notification and (or) Information on Carried Out FX Transactions.**

3. An authorized bank, a professional participant of the securities market acting as a currency control agent, carries out a foreign exchange transaction upon the availability of documents and/or information submitted by a resident or non-resident in accordance with the Rules.

For the purposes of the Rules, if the currency of payment and/or money transfer differs from the US dollar (the “USD”), the equivalent of the payment and/or money transfer amount shall be calculated using the market exchange rate of currencies on the date the operation is carried out.

These Rules for Carrying Out Export-Import Currency Control in the Republic of Kazakhstan, approved by the joint resolution of the Management Board of the National Bank of the Republic of Kazakhstan No.78 dated 29 September 2023 and the order of the Deputy Prime Minister – Minister of Finance of the Republic of Kazakhstan No.1054 dated 4 October 2023 “On Approval of the Rules for Carrying Out Export-Import Currency Control in the Republic of Kazakhstan” (registered in the State Register of Regulatory Legal Acts under No.33512) (the “Rules for Carrying Out Export-Import Currency Control”), in accordance with Article 5-7 of the Law on Currency Regulation and Currency Control, provide for the specifics of making payments and/or money transfers under currency contracts for export or import, subject to assignment of a registration number.

4. Payment and/or transfer of funds for a resident's foreign exchange transaction from a non-resident's account in a foreign bank, international financial organization for the purpose of fulfilling the resident's obligations is carried out in the event of:

1) crediting of a financial loan received by a resident from a non-resident to the accounts of third parties;

2) provision of financial services in the securities market to a resident by a non-resident who is entitled to engage in professional activities in the securities market under the laws of the state where it is registered;

3) provision of services to a resident by a non-resident under a mandate agreement.

5. When effecting a payment and/or transfer of funds under a foreign exchange contract subject to assignment of a registration number, a resident shall indicate the details of such contract and its registration number in the payment documents. To identify incoming funds, a resident shall notify a non-resident of the need to indicate the details of the foreign exchange contract and its registration number in the payment documents for transfers of funds in its favor.

When effecting a payment and/or transfer of funds under a foreign exchange contract subject to assignment of a registration number, the authorized bank (its branch) verifies the presence of the foreign exchange contract details and its registration number in the payment document.

If changes and/or additions are made to a foreign exchange contract based on which capital movements or transactions equivalent to them are carried out (hereinafter – a foreign exchange contract for capital movements), or payments and/or transfers of funds are made using an account in a foreign bank or international financial institution assigned a registration number or issued a registration certificate or notification certificate, and such changes and/or additions require the assignment of a new registration number in accordance with clauses 14 and 21 of the Rules for Monitoring FX Transactions in the Republic of Kazakhstan, approved by Resolution of the Management Board of the National Bank of the Republic of Kazakhstan No.64 dated 10 April 2019 “On Approval of the Rules for Monitoring FX Transactions in the Republic of Kazakhstan” (registered in the State Register of Regulatory Legal Acts under No.18544) (the “Rules for Monitoring FX Transactions”), effecting a payment and/or transfer of funds using the current registration number (registration certificate number or notification certificate number) is permitted. In this case, the authorized bank (its branch) notifies the resident in free form of the need to assign a new registration number.

If the payment details or registration number of a foreign exchange contract are incorrectly stated or missing in a payment document for funds received by a resident and/or a transfer of funds under such contract, the funds shall be credited by the authorized bank based on the resident's written confirmation of the payment details of the foreign exchange contract and/or its registration number.

In the event of missing data in the payment document necessary to account for funds received under a foreign exchange contract, the authorized bank (its branch) shall credit them to the storage account as indicated by the sender, after first notifying the resident in writing of the need to identify the received amounts. The resident shall inform the authorized bank (its branch) in writing about the nature of the received amount,

indicating the payment details of the foreign exchange contract and its registration number.

6. If the funds received are not identified by the payment details of the foreign exchange contract or its registration number within one hundred and eighty calendar days, or if the resident fails to take other actions to submit the documents and/or information stipulated by the Rules, the authorized bank (its branch) shall return such instruction to the sender without execution.

7. In cases stipulated in Article 7-4 of the Law on Currency Regulation and Currency Control, an individual carries out a money transfer for a foreign exchange transaction within the territory of the Republic of Kazakhstan, from the Republic of Kazakhstan, and to the Republic of Kazakhstan without opening and/or using an account with an authorized bank for an amount not exceeding the equivalent of ten thousand USD.

8. An authorized bank, a professional participant of the securities market acting as a currency control agent, shall report to the National Bank on any facts of violations of the currency legislation of the Republic of Kazakhstan that have become known to it during the calendar month, committed by customers of the currency control agent, no later than the last day of the following calendar month, in accordance with the violation card in the form according to Annex 1 to the Rules.

An authorized bank reports violations related to the fulfillment by residents of the requirement for repatriation of national and (or) foreign currency for export or import, in the manner prescribed by the Rules for Implementing Export-Import Currency Control.

9. An authorized bank shall submit a report on carried out FX transactions to the National Bank's central office monthly, no later than the 10th (tenth) day (inclusive) of the month following the reporting period, in the form according to Annex 3 to the Rules.

The report on carried out foreign exchange transactions includes foreign exchange transactions, including those carried out on behalf of a customer:

1) the amount of which is equal to or exceeds fifty thousand USD in equivalent, and transactions for cashless purchase and (or) sale of foreign currency on behalf of a customer, regardless of the amount of such transaction (for legal entities, with the exception of authorized banks);

2) the amount of which is equal to or exceeds ten thousand USD in equivalent, and transactions for cashless purchase and (or) sale of foreign currency on behalf of a customer, the amount of which is equal to or exceeds one thousand USD in equivalent (for individuals);

3) the amount of which is equal to or exceeds fifty thousand USD in equivalent, and transactions for cashless purchase and (or) sale of foreign currency regardless of the amount of such transaction (for authorized banks).

For the purposes of reflecting information on a foreign exchange transaction in the report on carried out foreign exchange transactions, where the currency of the transaction differs from the USD, the equivalent of the amount of such foreign exchange transaction is calculated using the market exchange rate of currencies on the date it was carried out.

10. Information required in accordance with the Rules shall be submitted by authorized banks in paper form or electronically using a secure information delivery system with cryptographic protection ensuring the confidentiality and authenticity of the transmitted data.

11. For foreign exchange transactions related to reinsurance services in foreign currency from participants of the Astana International Financial Centre, insurance (reinsurance) organizations of the Republic of Kazakhstan shall submit to the National Bank, including a report on reinsurance activities in the form according to Annex 22 to Resolution of the Management Board of the National Bank of the Republic of Kazakhstan No. 86 dated 2 December 2025 “On Approval of the Rules for Submitting Reporting by an Insurance (Reinsurance) Organization, an Islamic Insurance (Reinsurance) Organization, an Insurance Broker, Branches of Non-Resident Insurance (Reinsurance) Organizations of the Republic of Kazakhstan, Branches of Non-Resident Islamic Insurance (Reinsurance) Organizations of the Republic of Kazakhstan, and Branches of Non-Resident Insurance Brokers of the Republic of Kazakhstan” (registered in the State Register of Regulatory Legal Acts under No.37567).

## **Paragraph 2. Documents Required for Carrying Out Foreign Exchange Transactions.**

12. When carrying out a foreign exchange transaction, a resident or non-resident shall submit to an authorized bank or a professional participant of the securities market acting as a currency control agent the following documents:

1) an identity document with an IIN in cases stipulated by the laws of the Republic of Kazakhstan (for an individual), or data verifying (identifying) the identity through a digital document service.

An authorized bank, a professional participant of the securities market acting as a currency control agent, uses data from the digital document service with the owner’s consent, provided through the user’s account on the “digital government” web portal, as well as through the owner’s mobile phone subscriber number registered on the “digital government” web portal by transmitting a one-time password or by sending a short text message in response to a notification from the “digital government” web portal.

2) a document confirming the right to permanent residence in the Republic of Kazakhstan (if available) (for a foreign individual or a stateless person);

3) a license of the National Bank, the authorized body for regulation, control and supervision of the financial market and financial organizations to carry out banking and other operations (if available);

4) copies of documents confirming the fulfillment or on the basis of which the fulfillment of obligations under foreign exchange contracts for export or import is required;

5) the foreign exchange contract or its copy. The foreign exchange contract subject to assignment of a registration number, or its copy, shall be submitted with a mark indicating the assigned registration number (for the foreign exchange contract to which a registration number was assigned after the Rules came into effect);

6) registration certificate or notification certificate – for currency agreements on capital movements or accounts in foreign banks subject to registration, for which a registration certificate or notification certificate was obtained before the Rules came into effect and to which a registration number was not assigned.

Presentation of the foreign exchange contract is not required in the following cases:

if the money transfer for a foreign exchange transaction is carried out between resident individuals or between non-resident individuals within the Republic of Kazakhstan and is gratuitous.

if the payment and (or) transfer of funds for a foreign exchange transaction is made in an amount not exceeding the equivalent of ten thousand US dollars, and the sender or beneficiary of the payment and (or) transfer of funds is a customer of an authorized bank who is an individual, a branch and (or) representation of a foreign legal entity, or a non-resident legal entity (with the exception of payments and (or) transfers of funds under a foreign exchange contract subject to assignment of a registration number);

if the payment and (or) transfer of funds for a foreign exchange transaction is made in an amount not exceeding the equivalent of ten thousand USD, and a resident legal entity (the sender and/or beneficiary of the payment and/or transfer of funds) has made or confirmed a record stating that such payment and/or transfer of funds is not related to the performance of a foreign exchange contract subject to assignment of a registration number (with the exception of payments and/or transfers of funds under a foreign exchange contract subject to assignment of a registration number);

if the payment and (or) transfer of funds for a foreign exchange transaction is made by an individual to their own bank account (from their own bank account) in a foreign bank, international financial organization.

Payment and (or) transfer of funds for a foreign exchange transaction, made to (from) the account of a third-party resident through an authorized bank to fulfill the obligations of a resident and (or) non-resident, is permitted provided that a foreign exchange contract is presented, defining the nature of mutual obligations between the third-party resident and the person for whom the payment and (or) transfer of funds is accepted (sent), unless this follows from the foreign exchange contract on which such payment and (or) transfer of funds is made. If any foreign exchange contract is subject to assignment of a registration number, a copy of the foreign exchange contract with a mark of the assigned registration number is submitted, or a copy of the registration certificate or a copy of the notification certificate (for foreign exchange contracts that were subject to obtaining a registration certificate or notification certificate before the Rules came into force).

If a payment and (or) transfer of funds for a foreign exchange transaction is made by a resident individual to fulfil the obligations of their spouse or close relative, a document confirming that the sender of the funds is the spouse or close relative of the individual whose obligations are being fulfilled shall be submitted as the foreign exchange contract.

13. Payment and (or) transfer of funds for a foreign exchange transaction by a resident or non-resident using a payment card issued by an authorized bank shall be

carried out without a prior request for documents and (or) information required in accordance with the Rules.

If the payment and (or) transfer of funds for such transaction is made in an amount equal to or exceeding fifty thousand USD in equivalent value, the resident or non-resident shall submit information upon request from the authorized bank in accordance with clauses 16 and 17 of the Rules.

If the payment and (or) transfer of funds is made using a corporate payment card by a resident legal entity or a resident branch (representative office) of a foreign non-financial organization in an amount equal to or exceeding fifty thousand USD in equivalent value, such resident shall submit to the authorized bank a foreign exchange contract or a copy thereof within thirty business days from the date of such payment and (or) transfer of funds.

### **Paragraph 3. Information Required for Carrying Out Foreign Exchange Transactions.**

14. When carrying out a foreign exchange transaction for which a currency contract is required, and if a physical person who is a customer (sender or beneficiary of funds) is unable to provide it, an authorized bank or a professional participant of the securities market shall carry out such a foreign exchange transaction upon providing information about a completed or confirmed record made by the physical person.

1) authorizing the authorized bank, professional participant of the securities market to submit information about this foreign exchange transaction to the law enforcement agencies of the Republic of Kazakhstan and/or the National Bank;

2) confirming that this foreign exchange transaction is not related to the fulfillment of a currency agreement subject to assignment of a registration number (for residents);

3) confirming that this foreign exchange transaction is not related to the financing of terrorist or extremist activities and other assistance to terrorism or extremism.

15. A foreign exchange transaction that may be aimed at withdrawing funds from the Republic of Kazakhstan, evading the requirements of the foreign exchange legislation of the Republic of Kazakhstan, and lacking an obvious economic rationale, shall be carried out if there is information available regarding the resident, who is a party to the foreign exchange transaction, having obtained permission from an authorized bank to transmit information about this foreign exchange transaction to the currency control authorities and law enforcement agencies.

Such permission shall be executed in free form. It is permissible to submit one permission in respect of all foreign exchange transactions within the framework of a foreign exchange agreement, on the basis of which foreign exchange transactions are carried out, the implementation of which may be aimed at withdrawing funds from the Republic of Kazakhstan, evading the requirements of the foreign exchange legislation of the Republic of Kazakhstan, and lacking an obvious economic rationale.

16. When effecting a payment and/or transfer of funds under a foreign exchange transaction subject to notification and/or information about which is to be submitted in

accordance with Article 15 of the Law on Currency Regulation and Currency Control in the amount specified in clause 9 of the Rules, the resident shall submit information about the foreign exchange transaction in the form according to Annex 2 to the Rules, including the following:

- 1) the country of registration of the payer and beneficiary in the payment document, if this data does not match the data specified in the payment document;
- 2) the characteristic of an intracorporate money transfer;
- 3) the FX transaction code under which the payment and/or money transfer is carried out;
- 4) information about the sender and/or recipient of funds under the foreign exchange contract, in case of discrepancy with the sender of funds and beneficiary in the payment document;
- 5) the country of registration of the sender and recipient of funds under the foreign exchange contract, in case of discrepancy with the sender of funds and beneficiary in the payment document;
- 6) details of the foreign exchange contract and the registration number of the foreign exchange contract (if available).

For the purpose of specifying the FX transaction code and other information provided for in this clause, a resident legal entity shall submit its founding documents upon request from the authorized bank.

17. When effecting a payment and/or transfer of funds under a foreign exchange transaction subject to notification and/or information about which is to be submitted in accordance with Article 15 of the Law on Currency Regulation and Currency Control in an amount specified in clause 9 of the Rules, a non-resident shall submit to the authorized bank information about the foreign exchange transaction in the form according to Annex 2 to the Rules, including the following:

- 1) the country of registration of the payer and beneficiary in the payment document, if this data does not match the data specified in the payment document;
- 2) the FX transaction code under which the payment and/or money transfer is carried out;
- 3) the characteristic of an intracorporate money transfer.

18. The information on the foreign exchange transaction specified in clauses 16 and 17 of these Rules shall be submitted to the authorized bank by the customer or indicated by the authorized bank independently based on the documents and/or information provided by the customer.

An authorized bank, acting as a currency control agent, verifies the accuracy of the information provided by the customer and the FX transaction code indicated based on the submitted foreign exchange agreement and, if necessary, corrects the data specified by the customer.

**Paragraph 4. Types and criteria of individual FX transactions that may be aimed at withdrawing funds from the Republic of Kazakhstan, evading the requirements of the foreign exchange legislation of the Republic of Kazakhstan, lack an obvious economic rationale, and the procedure for their execution.**

19. The following transactions are classified as foreign exchange transactions that may be aimed at withdrawing funds from the Republic of Kazakhstan:

1) a financial loan providing for the provision of funds by a non-resident to a resident (with the exception of an authorized bank), if the terms of the relevant foreign exchange transaction agreement (initially or after amendments and (or) additions to the foreign exchange transaction agreement) do not provide for the transfer of funds to be received from the non-resident to the bank accounts of the resident in authorized banks.

2) a financial loan providing for the emergence of a claim by the resident (with the exception of an authorized bank) against the non-resident for the return of funds, if the terms of the relevant currency agreement (initially or after amendments and/or additions to the currency agreement) do not provide for the transfer of funds to be received from the non-resident to the bank accounts of the resident in authorized banks.

3) transactions for export, if the terms of the relevant foreign exchange contract (initially or after amendments and (or) additions to the foreign exchange contract) stipulate that the term for the non-resident to fulfil their payment obligations for the export exceeds seven hundred and twenty days from the date of fulfilment of the resident's obligations;

4) transactions for import, if the terms of the relevant foreign exchange contract (initially or after amendments and (or) additions to the foreign exchange contract) stipulate that the term for fulfilment of the non-resident's obligations for the supply of goods (performance of work, rendering of services) or for the return of funds, including an advance payment or the full amount of a prepayment (in the event of non-fulfilment of the non-resident's obligations for import), exceeds seven hundred and twenty days from the date of fulfilment of the resident's obligations.

5) transfer of funds by a resident to a non-resident professional securities market participant carrying out FX transactions on behalf of customers, in an amount exceeding fifty thousand US dollars in equivalent value;

6) transfer of funds by a resident to their own account abroad in an amount exceeding fifty thousand US dollars in equivalent value;

7) gratuitous transfer of funds made by a resident to a non-resident in an amount exceeding fifty thousand US dollars in equivalent value.

Foreign exchange transactions specified in subclauses 1), 2) and 3) of Part One of this Clause do not include financial loans that arise in the course of trade or Islamic finance transactions, as well as transactions carried out by non-residents with their branches (representative offices) in the Republic of Kazakhstan, and transactions between branches (representative offices) of foreign organizations in the Republic of Kazakhstan.

For the purposes of this clause, an affiliated person of a resident shall include:

1) a person who owns ten or more percent of the voting shares of a joint-stock company (ten or more percent of the votes of the participants) of a resident legal entity;

2) a person in which the resident owns ten or more percent of the voting shares of a joint-stock company (ten or more percent of the votes of the participants);

3) a person who, together with this resident, is under the control of a third party.

This Clause does not apply to intracorporate money transfers made by branches (representative offices) of foreign non-financial organizations.

20. The following transactions are classified as foreign exchange transactions that may be aimed at evading the requirements of the foreign exchange legislation of the Republic of Kazakhstan:

1) payments and (or) transfers of funds by one person within a calendar month under two or more foreign exchange contracts concluded with the same non-resident, for a total amount exceeding the threshold above which such foreign exchange contracts are subject to assignment of a registration number;

2) transactions of a non-resident for the purchase of cashless foreign currency from one authorized bank in one business day for an amount exceeding fifty thousand USD in equivalent, if the source of funds in national currency is not related to the receipt of funds by the non-resident from the sale of goods (performance of works, provision of services) to a resident, the sale of other financial assets for national currency, the receipt of dividends in national currency from activities in the Republic of Kazakhstan, the return by tax authorities of taxes and other mandatory payments previously paid by the non-resident to the budget, and other economically justified sources of national currency.

21. A FX transaction with no obvious economic rationale includes a financial loan providing for the provision of funds by a resident to a non-resident who is not an affiliated party, if the terms of the relevant currency agreement (initially or after amendments and/or additions to the currency agreement) do not provide for the payment of remuneration for the use of the subject of the financial loan.

22. When effecting foreign exchange transactions specified in clauses 19, 20, and 21 of these Rules, the customer of the authorized bank shall submit to the authorized bank a consent to the transfer of information about such payment and/or transfer of funds to the currency control authorities and law enforcement agencies.

The customer of the authorized bank, whether a resident or non-resident, effecting foreign exchange transactions, upon the authorized bank's request, shall submit documents and information necessary for the authorized bank to conduct monitoring and scrutiny of the transaction in accordance with the requirements of the Law of the Republic of Kazakhstan "On Counteracting the Legalization (Laundering) of Proceeds from Criminal Activity and the Financing of Terrorism and the Financing of the Proliferation of Weapons of Mass Destruction" (the "Law on AML/CFT/FPWMD").

23. When effecting foreign exchange transactions specified in clauses 19, 20, and 21 of these Rules, the authorized bank shall monitor and examine such transaction in accordance with the customer transaction monitoring and examination program stipulated by the internal control rules developed and adopted in accordance with Article 11 of the Law on AML/CFT/FPWMD.

### **Chapter 3. Procedure for Purchasing and/or Selling Cashless Foreign Currency on the Domestic Foreign Exchange Market of the Republic of Kazakhstan.**

24. Residents and non-residents purchase and/or sell cashless foreign currency on the domestic foreign exchange market of the Republic of Kazakhstan through bank accounts with authorized banks on the basis of an application (applications) for the purchase or sale of cashless foreign currency.

Branches (representative offices) of foreign non-financial organizations (residents and non-residents) purchase and/or sell cashless foreign currency on the domestic foreign exchange market of the Republic of Kazakhstan through bank accounts in authorized banks for the purpose of further intra-corporate money transfer based on a document confirming that such money transfer is intra-corporate.

The requirements of this Chapter do not apply to the purchase or sale of cashless foreign currency by individuals, both residents and non-residents, through authorized banks.

25. Legal entities-residents, when submitting an application (applications) for the purchase or sale of cashless foreign currency in accordance with clause 24 of the Rules, shall indicate the purpose of purchasing cashless foreign currency for national currency on the domestic foreign exchange market of the Republic of Kazakhstan.

Legal entities-non-residents, when submitting an application (applications) for the purchase or sale of cashless foreign currency for national currency through bank accounts in authorized banks in accordance with clause 24 of the Rules, indicate the purpose of the purchase or sale of cashless foreign currency.

26. Legal entities-residents purchase cashless foreign currency for national currency from one authorized bank in one business day for purposes not related to the fulfillment of obligations in foreign currency, in an amount not exceeding the threshold value of the purchase of cashless foreign currency.

Purposes not related to the fulfillment of obligations in foreign currency include crediting and/or transferring cashless foreign currency to the own accounts of a resident legal entity, including to the accounts of its separate divisions, as well as gratuitous transfers of funds in foreign currency.

27. A resident legal entity, when purchasing cashless foreign currency for national currency from one authorized bank in one business day for purposes related to the fulfillment of obligations, for an amount exceeding the threshold value of the cashless foreign currency purchase, shall attach to the application(s) for the purchase of cashless foreign currency:

1) a copy of the foreign exchange contract and invoice or other payment document, in fulfillment of which the cashless foreign currency is purchased (if a bank statement or other payment document is mandatory under the terms of the foreign exchange contract);

2) instruction to the authorized bank, in the event of non-use of the purchased cashless foreign currency for the declared purposes within ten business days from the date of its purchase, to sell it for national currency within the next three business days, except in cases provided for in clause 28 of the Rules.

When purchasing cashless foreign currency for national currency from one authorized bank in one business day through multiple requests, the amount of each of which does not exceed the threshold for the purchase of cashless foreign currency, but the result of their addition exceeds the threshold for the purchase of cashless foreign

currency, the requirements of part one of this clause apply to the requests the execution of which will lead to exceeding the threshold amount established in part one of this clause.

The cashless foreign currency purchased in accordance with this clause of the Rules shall not be used for purposes not related to the fulfillment of obligations in foreign currency.

If the foreign exchange contract is subject to assignment of a registration number, a copy of the foreign exchange contract with a mark of assignment of the registration number, or a copy of the registration certificate, or a copy of the notification certificate shall be submitted.

Purchase of cashless foreign currency by authorized organizations for national currency from an authorized bank is carried out on the basis of a valid license for exchange operations with cash foreign currency and a valid application (valid applications) thereto.

28. When a resident legal entity purchases cashless foreign currency for the purpose of paying out net income or a part thereof distributed by said resident legal entity among its shareholders, founders, or participants, submitting the instruction stipulated in clause 27 of the Rules to the authorized bank is not required.

When a resident legal entity purchases cashless foreign currency from an authorized bank (excluding a professional participant of the securities market without a license from the authorized body to open and maintain bank accounts) in accordance with clause 27 of the Rules for the purpose of fulfilling obligations in foreign currency to a non-resident of the Republic of Kazakhstan on received external loans, where the amount of the currency contract equivalent to exceeds one hundred million USD, and bonds issued in foreign currency, where the nominal amount according to the issuance prospectus exceeds one hundred million USD in equivalent, and where the fulfillment of obligations occurs within ninety calendar days from the date of purchase of the cashless foreign currency, the resident legal entity must attach the following documents to the application(s) for the purchase of cashless foreign currency:

1) an application to open a separate bank account in the corresponding foreign currency;

2) an instruction to credit the purchased non-cash foreign currency to a separate bank account in foreign currency;

3) instruction to sell this currency for national currency within the next three business days, in the event of its non-use within ninety calendar days from the date of purchase for the declared purposes;

4) documents confirming the amount and terms of fulfillment of obligations (loan agreement and payment schedule, other documents that are mandatory in accordance with the terms of the foreign exchange contract).

An authorized bank (except for a professional securities market participant that does not have a license from the authorized body to open and maintain bank accounts) shall credit the cashless foreign currency purchased by a resident legal entity to a separate bank account and ensure its use by the resident legal entity exclusively for the declared purposes.

When in accordance with clause 27 of the Rules a resident legal entity purchases cashless foreign currency from a professional participant of the securities market, acting as an authorized bank and not holding a license from the authorized body to open and maintain bank accounts, for the purpose of fulfilling obligations in foreign currency to a non-resident of the Republic of Kazakhstan on received external loans, where the amount of the currency contract exceeds one hundred million USD in equivalent, and on bonds issued in foreign currency, where the nominal amount, according to the issuance prospectus, exceeds one hundred million USD in equivalent, and where the fulfillment of obligations occurs within ninety calendar days from the date of purchase of the cashless foreign currency, the resident legal entity must attach the following documents to the application(s) for the purchase of cashless foreign currency:

1) an application to open a separate bank account (sub-account) in the corresponding foreign currency;

2) an instruction to credit the purchased non-cash foreign currency to a separate bank account (sub-account) in foreign currency;

3) instruction to sell this currency for national currency within the next three business days, in the event of its non-use within ninety calendar days from the date of purchase for the declared purposes;

4) documents confirming the amount and terms of fulfillment of obligations (loan agreement and payment schedule, other documents that are mandatory in accordance with the terms of the foreign exchange contract).

A professional participant of the securities market acting as an authorized bank and not having a license from the authorized body to open and maintain bank accounts, credits the non-cash foreign currency purchased by a resident legal entity to a separate account (sub-account) and ensures its use by the resident legal entity exclusively for the declared purposes.

29. When fulfilling the request (requests) of a resident legal entity at one authorized bank in one business day for the purchase of cashless foreign currency for national currency in an amount exceeding the threshold purchase value of cashless foreign currency, the authorized bank verifies the purchase purpose and the amount of cashless foreign currency specified in the request(s) against the foreign exchange contract and the account or other document for payment confirming the purpose and amount of the cashless foreign currency purchase, as well as against any available information regarding previously completed purchases of cashless foreign currency for national currency under this foreign exchange contract in accordance with the Rules.

It is not permitted for the total amount of purchases of cashless foreign currency for national currency under the foreign exchange contract to exceed the amount of the foreign exchange contract. The total amount of purchases of cashless foreign currency for national currency under the foreign exchange contract is calculated based on the requests of the resident legal entity and/or information from other authorized banks regarding the purchases of foreign currency made within the framework of this foreign exchange contract.

30. The use of cashless foreign currency acquired in accordance with clauses 26 and 27 of the Rules is permitted for purposes related to the fulfillment of obligations in foreign currency under another foreign exchange contract, with the exception of cases

provided for in clause 28 of the Rules, provided that the resident legal entity submits an additional request to the authorized bank, drawn up in accordance with part one of clause 27 of the Rules, to the previously submitted request under which the cashless foreign currency was acquired.

When a resident legal entity transfers previously acquired cashless foreign currency in accordance with clause 27 and part two of clause 28 of the Rules on Cashless Foreign Currency to its own account in another authorized bank for the purpose of fulfilling obligations in foreign currency under a foreign exchange contract, the authorized bank ensures that the customer indicates in the money transfer request, drawn up according to the form in Annex 3 to the Rules on Cashless Payments and (or) Money Transfers on the Territory of the Republic of Kazakhstan, approved by Resolution of the Management Board of the National Bank of the Republic of Kazakhstan No.208 dated 31 August 2016 “On Approval of the Rules on Cashless Payments and (or) Money Transfers on the Territory of the Republic of Kazakhstan” (registered in the Register of State Registration of Regulatory Legal Acts under No.14419), information about the previously acquired cashless foreign currency in accordance with clause 27 and part two of clause 28 of the Rules on Cashless Foreign Currency with a mandatory indication of the date of its purchase for further foreign exchange control by another authorized bank.

When a resident legal entity transfers previously acquired cashless foreign currency in accordance with clause 27 and part four of clause 28 of the Rules on Cashless FX Transactions to its own account (sub-account) opened with a securities market professional who is an authorized bank, for the purpose of fulfilling obligations in foreign currency under a currency agreement, the authorized bank, with the consent of the resident legal entity, simultaneously with such transfer, sends information about the previously acquired foreign currency in accordance with clause 27 and part four of clause 28 of the Rules on Cashless Foreign Currency Transactions to such securities market professional who is an authorized bank, with a mandatory indication of the date of its purchase for further foreign exchange control by such securities market professional who is an authorized bank.

In the event of its transfer to another authorized bank for the purpose of fulfilling foreign currency obligations under a currency agreement, the other authorized bank shall sell this currency for national currency within the next three business days if it is not used within ten business days from the date of purchase for the declared purposes.

31. An authorized bank shall refuse to fulfill a resident legal entity’s request for the purchase of cashless foreign currency for national currency if it is not executed in accordance with clauses 25, 26, 27, and 28 of these Rules, and also if:

the amount of purchases of cashless foreign currency for national currency under one foreign exchange contract, calculated on the basis of requests from a resident legal entity and/or information from other authorized banks regarding completed foreign currency purchases, exceeds the amount of such foreign exchange contract and invoice or other payment document;

the amount of purchases of cashless foreign currency for national currency by one resident legal entity through one authorized bank in one business day for purposes not related to the fulfillment of obligations in foreign currency, calculated on the basis of

requests from the legal entity, exceeds the threshold value of the purchase of cashless foreign currency.

#### **Chapter 4. Procedure for Carrying Out Operations on a Bank Account Related to the Withdrawal, Crediting, and Use of Cash Foreign Currency.**

32. Individuals may withdraw (deposit) cash foreign currency from (to) their bank accounts at authorized banks without restrictions.

33. Legal entities and branches (representative offices) of foreign organizations are permitted to withdraw cash foreign currency from their bank accounts at an authorized bank for the purpose of making settlements with individuals in cases specified in Article 7 of the Law on Currency Regulation and Currency Control.

34. A legal entity or branch (representative office) of a foreign organization, when withdrawing cash foreign currency from its bank account for the purpose of carrying out a FX transaction to pay for expenses of an individual related to their business trip outside the Republic of Kazakhstan, including representation expenses, shall submit to the authorized bank documents confirming the purpose of the payments made to individuals and indicating the amount of cash foreign currency being withdrawn. Such documents may include an order, directive, decision, or travel expense budget.

In the event of withdrawal of cash foreign currency for the purpose of carrying out a FX transaction to pay for expenses of an individual related to their business trip outside the Republic of Kazakhstan, including representation expenses, using a corporate payment card, these documents must be submitted to the authorized bank within thirty business days from the date of such withdrawal.

35. If cash foreign currency withdrawn for the purpose of carrying out a FX transaction to pay for expenses of an individual related to their business trip outside the Republic of Kazakhstan, including representation expenses, was not used (fully or partially) for the specified purposes, the unused cash foreign currency must be credited to the bank account of the legal entity or branch (representative office) of a foreign organization in the authorized bank within ten business days from the date of the end of the individual's business trip.

A legal entity or branch (representative office) of a foreign organization, when crediting cash foreign currency to its bank account in an authorized bank, shall indicate in the cash receipt the reason for receiving the cash foreign currency.

36. The authorized bank, in accordance with clause 8 of the Rules, shall notify the National Bank of the fact of crediting cash foreign currency to the bank account of a legal entity or branch (representative office) of a foreign organization, with the exception of crediting cash foreign currency in cases provided for in Article 7 of the Law on Currency Regulation and Currency Control.

37. Clauses 33, 34, and 35 of the Rules do not apply to diplomatic missions and those with equivalent status, and consular institutions of foreign states accredited in the Republic of Kazakhstan.



Annex 1  
to the Rules for Carrying Out Foreign  
Exchange Transactions in the Republic of  
Kazakhstan

Form,  
intended for the collection of administrative  
data

Submitted to: the National Bank of the Republic of Kazakhstan

The form intended for collecting administrative data on a gratuitous basis is available on the internet resource: [www.nationalbank.kz](http://www.nationalbank.kz).

Administrative form name: Violation Card No. \_\_

Form index intended for the collection of administrative data on a gratuitous basis: KN1

Frequency: monthly

Reporting period: for \_\_\_\_\_ month \_\_\_\_\_ year

The circle of persons submitting the form intended for collecting administrative data on a gratuitous basis: authorized bank

The deadline for submitting the form intended for collecting administrative data on a gratuitous basis: monthly, no later than the last day of the month following the reporting period.

BIN: \_\_\_\_\_

Collection method: electronically.

Lin e cod e	Type of information	Violation informati on
10	Information on the bank's customer:	
11	name (for legal entities or branches (representations) of legal entities), legal form (if applicable), last name, first name, and patronymic (if applicable) (for natural persons)	
12	BIN (for legal entities or branches (representations) of legal entities)	
13	IIN (for individuals)	
14	customer attribute: 1 – legal entity, 2 – individual. 3 – branch (representation) of a legal entity	
15	permanent place of residence (location)	
16	area code	
20	Information on the foreign exchange transaction:	
21	Date	

22	amount	
23	Currency	
30	Violation information:	
31	type	
32	violation description	
33	foreign exchange contract number (to be indicated without spaces)	
34	foreign exchange contract date (in DD/MM/YYYY format)	
35	registration number (if available)	
36	other information on the foreign exchange contract (if available)	
37	additional violation information	

Name \_\_\_\_\_ Address \_\_\_\_\_

Telephone \_\_\_\_\_

Email address \_\_\_\_\_

Executed by \_\_\_\_\_

last name, first name, and patronymic (if applicable), signature, telephone  
 Manager or a person performing their functions

\_\_\_\_\_

last name, first name, and patronymic (if applicable), signature, telephone

Date “ \_\_\_\_ ” \_\_\_\_\_ 20\_\_ year

Note: The form must be completed in accordance with the instructions for completing the form intended for collecting administrative data on a gratuitous basis, “Violation Card.”

Annex  
to the form intended for the collection of  
administrative data on a gratuitous basis,  
Violation Card

**Explanation  
on completing the form intended for the collection of  
administrative data on a gratuitous basis**

**Violation Card  
(index – KN1, frequency – monthly)**

**Chapter 1. General Provisions**

1. This instruction defines the requirements for completing the form intended for collecting administrative data, “Violation Card” (the “Form”).

**Chapter 2. Completing the Form**

2. Information is submitted in the cases specified in the Rules.
3. In the row with code 11, indicate the last name, first name, and patronymic (if applicable) of a natural person; the name of a legal entity or branch (representation) of a legal entity; and the legal form (if applicable).
4. In the row with code 16, indicate the first 2 digits of the region code according to the National Classifier of the Republic of Kazakhstan RK NC 11 "Classifier of Administrative-Territorial Objects".
5. Rows with codes 21, 22, and 23 are not filled in for cases of violation of deadlines for submitting documents or information.
6. In the row with code 21, indicate the date of the FX transaction performed in violation of currency legislation.
7. In the row with code 22, indicate the amount of the FX transaction performed in violation of currency legislation, in thousands of units of the currency of the transaction.
8. In the row with code 23, indicate the letter code of the currency for the currency operation performed in violation of currency legislation, in accordance with the national classifier of the Republic of Kazakhstan “Codes for representing currencies and funds”. NC RK 07 ISO 42178
9. In the row with code 31, indicate the type of violation in text and/or numeric format.
10. In the row with code 32, provide a brief description of the violation in text format.

11. Rows with codes 34, 35, and 36 are filled in if there is a currency contract for the currency operation performed in violation of currency legislation.

Annex 2  
to the Rules for Carrying Out Foreign Exchange  
Transactions in the Republic of Kazakhstan

Form

**Information on the foreign exchange transaction**

Authorized bank code \_\_\_\_\_  
Payment document number \_\_\_\_\_  
Date \_\_\_\_\_

Line code	Type of information	Information
01	FX transaction code	
02	Payment (money transfer) indicator (“1” – intra-corporate money transfer; “0” – other payment (money transfer))	
10	Information about the sender and beneficiary of the payment or money transfer specified in the payment document.	
11	Sender's country of residence code	
12	Beneficiary's country of residence code	
20	Information on the foreign exchange contract:	
21	Contract (name, if available) number	
22	Contract Date	
23	Contract (name, if available) registration number	
24	Other information on the foreign exchange contract (if available)	
30	Information about the sender of funds under the foreign exchange contract (to be completed in case of discrepancy with the sender of funds indicated in the payment document)	
31	Residency status	
32	Last name, first name, and patronymic (if applicable) of a natural person. Name of a legal entity, its branch (representation).	
33	IIN (for individuals) or BIN (for legal entities or branches (representations) of legal entities) (if applicable)	
34	Economic sector code	
35	Country of residence code	

40	Information about the recipient of funds under the foreign exchange contract (to be completed in case of discrepancy with the beneficiary indicated in the payment document)	
41	Residency status	
42	Last name, first name, and patronymic (if applicable) of a natural person. Name of a legal entity, its branch (representation).	
43	IIN (for individuals) or BIN (for legal entities or branches (representations) of legal entities) (if applicable)	
44	Economic sector code	
45	Country of residence code	

Note: The form must be completed in accordance with the instructions for completing the form “Information on Foreign Exchange Transaction.”

Annex  
to the “Information on the foreign  
exchange transaction” form

## **Explanation on completing the “Information on the foreign exchange transaction” form**

### **Chapter 1. General Provisions**

1. This instruction (the “Instruction”) defines the requirements for completing the form “Information on Foreign Exchange Transaction” (the “Form”).
2. The Form is completed as an attachment to the relevant payment document.

### **Chapter 2. Completing the Form**

3. Rows 01, 02, 11, and 12 are filled in by resident and non-resident customers. Rows 21, 22, 23, 24, 31, 32, 33, 34, 35, 41, 42, 43, 44, and 45 are filled in only by residents.

4. Row 01 is filled in accordance with the table of FX transaction codes, which is an Annex to the Instruction.

5. In rows 11, 12, 35, and 45, indicate the two-digit country of residence code in accordance with the National Classifier of the Republic of Kazakhstan RK ISO 3166-1 "Codes for the representation of names of countries and their administrative-territorial units. Part 1. Country codes.

Country of residence – the country of registration of a legal entity, a structural subdivision of a legal entity, or the country of permanent residence of an individual (based on citizenship or a right granted in accordance with the legislation of the Republic of Kazakhstan or a foreign state).

6. Lines 31, 34, 41, and 44 shall be completed in accordance with the Rules for the Application of Codes of Economic Sectors and Payment Purposes, approved by Resolution of the Management Board of the National Bank of the Republic of Kazakhstan No. 203 dated 31 August 2016 “On Approval of the Rules for the Application of Codes of Economic Sectors and Payment Purposes” (registered in the State Register of Registration of Regulatory Legal Acts under No. 14365), which is consistent with the National Classifier of Economic Sectors (NCES).

Annex  
to explanation on completing the form  
“Information on the foreign exchange  
transaction”

Table

### FX transaction codes

FX transaction codes	Operation names
1. Operations using bank accounts	
11. Foreign trade operations (goods, works, and services), including those under commission agreements and the purchase/redemption of electronic money.	
11.1 payments for goods:	
1111	payments for goods imported into the territory of the Republic of Kazakhstan
1112	payments for goods exported from the territory of the Republic of Kazakhstan
1113	payments for goods acquired or sold within the territory of the Republic of Kazakhstan without their export beyond the territory of the Republic of Kazakhstan
1114	payments for goods acquired or sold outside the territory of the Republic of Kazakhstan without their import into the territory of the Republic of Kazakhstan
11.2 payments for works and services:	
1121	payments for work or services performed or rendered to a resident by a non-resident.
1122	payments for work or services performed or rendered to a non-resident by a resident.
1123	payments for work or services rendered by a resident to a resident.
1124	payments for work or services performed or rendered to a non-resident by a non-resident.
11.3 operations with electronic money.	

1131	transactions with electronic money whose issuer is a resident.
1132	transactions with electronic money whose issuer is a non-resident.
11.4 other payments:	
1141	incidental payments under contracts for the supply of goods, performance of work, and rendering of services.
1142	return of funds incorrectly transferred, as well as payment for goods not delivered, services not rendered, or work not performed.
1143	other payments under contracts for the supply of goods, performance of work, and rendering of services.
12. Transactions with real estate, other equipment and vehicles (excluding purchase or sale), non-produced non-financial assets, intellectual property objects, and intangible assets.	
12.1. acquisition of ownership rights, including equity participation in housing construction, and exclusive rights to intellectual property objects.	
1211	acquisition of ownership rights to real estate, excluding property equated to real estate, non-produced non-financial assets (land, its subsoil resources)
1212	acquisition of ownership rights to property equated to real estate
1213	acquisition of full exclusive rights to intellectual property objects
1214	acquisition of ownership rights to other intangible assets
12.2. current lease (including subsoil use rights), partial acquisition of exclusive rights.	
1221	rental of real estate, excluding property equated to real estate, non-produced non-financial assets (land, its subsoil resources)
1222	rental of property equated to real estate
1223	rental of equipment and vehicles
1224	acquisition of partial exclusive rights to intellectual property objects
1225	license and other payments for the use of other intangible assets.
12.3. finance lease or lease with subsequent redemption.	
1231	rental of real estate, excluding property equated to real estate, with subsequent redemption
1232	finance lease of property equated to real estate
1233	finance lease of equipment and vehicles
12.4 other payments:	
1241	other payments: ancillary payments (fines, penalties, forfeits, commissions), reimbursement of erroneously transferred funds, and other payments for transactions with real estate, other equipment and vehicles (excluding purchase or sale), non-produced non-financial assets, intellectual property objects, and intangible assets.
13. Operations with financial instruments.	
13.1. loans, equity participation instruments, securities, derivative financial instruments.	
1311	loan payments (issuance and borrowing, repayment and income thereon)

1312	payments on derivative financial instruments and payout of income thereon
1313	equity participation (formation of authorized capital, purchase, sale)
1314	dividends (profit distribution)
1315	debt securities (issuance, purchase, sale, redemption, income thereon)
13.2. under brokerage service agreements, portfolio investment management (if it is not possible to identify the financial instrument)	
1321	transactions under agreements concluded with a broker, management company that is a resident.
1322	transactions under agreements concluded with a broker, management company, investment bank that is a non-resident
13.3. asset management, trusts	
1331	transactions under agreements concluded with a trustee – a resident.
1332	transactions under agreements concluded with a trustee – a non-resident.
13.4. fulfillment of obligations of a joint venture participant (excluding transactions included in sections 1 and 2)	
1341	transactions under agreements providing for joint activity on the territory of the Republic of Kazakhstan
1342	transactions under agreements providing for joint activity outside the territory of the Republic of Kazakhstan
13.5 other payments	
1351	other payments: ancillary payments (fines, penalties, forfeits, commissions), reimbursement of erroneously transferred funds, and other payments for transactions with financial instruments, electronic money, under brokerage service agreements, portfolio investment management, trust management, trusts, and joint activities.
14. Payments and/or transfers of funds related to own accounts and non-trading operations.	
14.1. related to own accounts	
1411	transfer of funds to their own account (from their own account) to another resident bank
1412	transfer of funds from (to) their own account (account) in a foreign bank, international financial organization
1413	withdrawal of cash foreign currency from an account in a resident bank
1414	deposit of cash foreign currency to replenish an account in a resident bank
1415	purchase of foreign currency from a customer by an authorized bank, sale of foreign currency by a broker on behalf of a customer for national currency, with the exception of an operation provided for by code 1419.
1416	sale of foreign currency by an authorized bank to a customer, purchase of foreign currency by a broker on behalf of a customer for national currency
1417	purchase (sale) of foreign currency from (to) a customer by an authorized bank, purchase (sale) of foreign currency by a broker on behalf of a customer for another foreign currency.
1418	purchase/sale of other foreign exchange assets.

1419	sale of foreign currency previously purchased by a customer and not used within the established timeframes.
14.2. payments and/or transfers of funds to third parties (government authorities, other organizations, or individuals)	
1421	gratuitous transfers of funds, gratuitous financial assistance, membership fees, and other payments and/or transfers of funds to third parties
1422	deposit of cash foreign currency to replenish a third party's account in a resident bank
1423	payments using a payment card (unless the transaction is otherwise classified)
1424	payment of duties, taxes, fines, court decisions, and the like.
1425	payment of pensions, salaries, and travel expenses.
1426	fees and commissions on bank accounts
14.3 ancillary fees	
1431	other payments: ancillary payments (fines, penalties, forfeits, commissions), reimbursement of erroneously transferred funds, and other transactions not included in sections 14.1, 14.2.
15. operations with digital assets.	
1501	purchase of digital assets
1502	sale of digital assets
2. Transactions without using bank accounts	
21. Purchase of foreign exchange assets from customers (excluding cash foreign currency)	
2101	purchase of checks, bills of exchange, and other payment documents.
2102	purchase of weighted bars of refined gold and other foreign exchange assets
22. Sale of foreign exchange assets to customers (excluding cash foreign currency)	
2201	sale of checks, bills of exchange, and other payment documents.
2202	sale of weighted bars of refined gold and other foreign exchange assets
23. Payments and (or) money transfers without opening an account.	
2301	payment and/or transfer of funds within the territory of the Republic of Kazakhstan
2302	payment and/or transfer of funds sent outside the territory of the Republic of Kazakhstan or received from abroad
24. Payments and (or) transfers of funds related to the authorized bank's own accounts, which is a professional participant in the securities market.	
24.1. related to own accounts	
2415	purchase of foreign currency by an authorized bank, which is a professional securities market participant, for its own purposes for national currency
2416	sale of foreign currency by an authorized bank, which is a professional securities market participant, for its own purposes for national currency

2417	purchase (sale) of foreign currency by an authorized bank, which is a professional securities market participant, for another foreign currency.
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Annex 3  
to Rules for carrying out  
foreign exchange transactions  
in the Republic of Kazakhstan

Form,  
intended for collecting  
administrative data

Submitted to: the central office of the National Bank of the Republic of Kazakhstan

The form intended for collecting administrative data on a gratuitous basis is available on the internet resource: [www.nationalbank.kz](http://www.nationalbank.kz).

Name of the administrative form: report on carried out foreign exchange transactions.

Form index intended for the collection of administrative data on a gratuitous basis: PR-9

Frequency: monthly

Reporting period: \_\_\_\_\_ month \_\_\_\_ year

The circle of persons submitting the form intended for collecting administrative data on a gratuitous basis: authorized bank

The deadline for submitting the form intended for collecting administrative data on a gratuitous basis: monthly, no later than the 10th (tenth) day (inclusive) of the month following the reporting period.

BIN: \_\_\_\_\_

Collection method: electronically.

1. Details of the foreign exchange contract		
Foreign exchange contract number	Foreign exchange contract date	Foreign exchange contract account number
1.1	1.2	1.3

continuation of the table

2. Sender of funds as specified in the payment document.				
Name or last name, first name, and	Business identification number (the “BIN”), individual	Country code	Residency status	Economic sector code

patronymic (if applicable)	identification number (the "IIN")			
2.1	2.2	2.3	2.4	2.5

continuation of the table

3. Beneficiary as specified in the payment document.				
Name or last name, first name, and patronymic (if applicable)	BIN, IIN	Country code	Residency status	Economic sector code
3.1	3.2	3.3	3.4	3.5

continuation of the table

4. Information on the foreign exchange transaction								
Date	Foreign exchange transaction reference	FX transaction code	Payment purpose code (PPC)	Amount in currency units	Currency of payment code	Payment indicator	The characteristic of an intracorporate money transfer.	Type of operation related to the withdrawal of funds, evading the requirements of the foreign exchange legislation of the Republic of Kazakhstan.
4.1	4.2	4.3	4.4	4.5	4.6	4.7	4.8	4.9

continuation of the table

5. Information on the organization (bank) of the counterparty to the foreign exchange transaction.
--

Identification code of the organization (bank) (BIC)	Name	Country code	Cross-border payment indicator
5.1	5.2	5.3	5.4

continuation of the table

6. Sender of funds under the foreign exchange agreement.				
Name or last name, first name, and patronymic (if applicable)	BIN, IIN	Country code	Residency status	Economic sector code
6.1	6.2	6.3	6.4	6.5

continuation of the table

7. Recipient of funds under the foreign exchange agreement.				
Name or last name, first name, and patronymic (if applicable)	BIN, IIN	Country code	Residency status	Economic sector code
7.1	7.2	7.3	7.4	7.5

continuation of the table

8. Note
---------

Name \_\_\_\_\_ Address \_\_\_\_\_

Telephone \_\_\_\_\_

Email address \_\_\_\_\_

Executed by \_\_\_\_\_

last name, first name, and patronymic (if applicable), signature, telephone  
Manager or a person authorized to sign the report.

\_\_\_\_\_

Date \_\_\_\_\_ 20\_\_

Note: The form must be completed in accordance with the instructions for completing the form intended for collecting administrative data on a gratuitous basis, "Report on Completed Foreign Exchange Transactions."

Annex  
to the form intended for the collection of  
administrative data on a gratuitous basis,  
"Report on Completed Foreign Exchange  
Transactions"

**Explanation  
on completing the form intended for the collection of  
administrative data on a gratuitous basis**

**Report on carried out foreign exchange transactions  
(index – PR-9, frequency – monthly)**

**Chapter 1. General Provisions**

1. This instruction defines uniform requirements for completing the form intended for collecting administrative data on a gratuitous basis , “Report on Completed Foreign Exchange Transactions” (the “Form”).

2. The Form shall be submitted by the authorized bank monthly and shall include information on foreign exchange transactions carried out by it, including those executed on customers’ instructions.

3. The form is signed by the Manager or a person authorized to sign the report, and the executor.

**Chapter 2. Filling the Form**

4. The Form includes information on foreign exchange transactions for the reporting period in the amount equal to or exceeding the threshold value determined by the Rules for Carrying Out Foreign Exchange Transactions in the Republic of Kazakhstan, approved by Resolution of the Management Board of the National Bank of the Republic of Kazakhstan No.40 dated 30 March 2019 “On Approval of the Rules for Carrying Out Foreign Exchange Transactions in the Republic of Kazakhstan” (registered in the State Register of Regulatory Legal Acts under No. 18512), (the “Rules for Carrying Out Foreign Exchange Transactions in the Republic of Kazakhstan”).

5. Foreign exchange transactions are reflected in the Form:

for payments and (or) transfers of funds under customer orders (including those made using payment cards) – on the date the funds are credited to the customer’s bank account with an authorized bank (debited from the customer’s bank account with an authorized bank);

for its own payments and (or) transfers of funds – on the date the funds are credited to the authorized bank’s correspondent account (debited from the authorized bank’s correspondent account);

for other foreign exchange transactions – as of the date of the transaction.

Information on payments and (or) transfers of funds for foreign exchange transactions made using payment cards is corrected by an authorized bank as information about such payments and (or) transfers of funds is received from a resident or non-resident.

6. Parts 1, 6, and 7 of the Form are completed in the event of foreign exchange transactions based on a foreign exchange contract.

7. Part 1 of the Form indicates the details of the foreign exchange contract. Row 1.3 is completed if the foreign exchange contract has been assigned a registration number.

8. In Parts 2 and 3 of the Form, information about the sender of funds and the beneficiary is provided in accordance with the payment document.

In columns 2.3 and 3.3, indicate the two-letter code of the country of registration (for a legal entity, branch (representative office) of a legal entity) or the country of permanent residence (for an individual based on citizenship or the right granted in accordance with the legislation of the Republic of Kazakhstan or a foreign state) of the payer and beneficiary in accordance with the National Classifier of the Republic of Kazakhstan NC RK ISO 3166-1 “Codes for representing the names of countries and their administrative-territorial units. Part 1. Country codes”. If the authorized bank does not have reliable information about the country of registration or the country of permanent residence of the payer or beneficiary, these columns shall be filled in based on the data in the payment document.

Columns 2.4, 2.5, 3.4, and 3.5 shall be completed in accordance with the Rules for the Application of Codes of Economic Sectors and Payment Purposes, approved by Resolution of the Management Board of the National Bank of the Republic of Kazakhstan dated No.203 dated 31 August 2016 “On Approval of the Rules for the Application of Codes of Economic Sectors and Payment Purposes” (registered in the State Register of Regulatory Legal Acts under No. 14365), (the “Rules for the Application of Codes of Economic Sectors and Payment Purposes), which is consistent with the National Classifier of Economic Sectors” (NCES).

When depositing (withdrawing) cash to/from a bank account, information about the account holder is completed in Parts 2 and 3 of the Form, except in cases of cash deposits (withdrawals) made by a third party to a physical person’s bank account. When a third party deposits cash to a physical person’s bank account, information about the person making the deposit is completed in Part 2 of the Form, and information about the account holder is completed in Part 3 of the Form.

When cash is withdrawn by a third party from a physical person’s bank account, information about the account holder is completed in Part 2 of the Form, and information about the person withdrawing the funds is completed in Part 3 of the Form.

When an authorized bank sells foreign currency, checks, bills of exchange, other payment documents, or other foreign exchange values, information about the authorized bank is reflected in Part 2 of the Form, and information about the buyer is reflected in Part 3 of the Form.

When an authorized bank purchases foreign currency, checks, bills of exchange, other payment documents, or other foreign exchange values, information about the seller is reflected in Part 2 of the Form, and information about the authorized bank is reflected in Part 3 of the Form.

9. In Part 4 of the Form, information about the foreign exchange transaction is provided.

In column 4.1, the date of the foreign exchange transaction must correspond to the reporting period.

In column 4.2, the reference of the foreign exchange transaction is indicated, consisting of four parts:

1) The first part indicates the three-digit code of the authorized bank assigned by the National Bank of the Republic of Kazakhstan in accordance with the Instruction on the Assignment, Use, and Cancellation of Banking Identification Codes by the National Bank of the Republic of Kazakhstan, as well as the Assignment and Cancellation of Codes of Banks, Branches of Non-Resident Banks of the Republic of Kazakhstan, and Organizations Carrying Out Certain Types of Banking Operations, and Codes of Branches of Banks and Organizations Carrying Out Certain Types of Banking Operations, their Structure, Formation, and Maintenance of the Register of Banks, Branches of Non-Resident Banks of the Republic of Kazakhstan, and Organizations Carrying Out Certain Types of Banking Operations, approved by Resolution of the Management Board of the National Bank of the Republic of Kazakhstan No.128 dated 27 October, 2020 “On Approval of the Instruction on the Assignment, Use, and Cancellation of Banking Identification Codes by the National Bank of the Republic of Kazakhstan, as well as the Assignment and Cancellation of Codes of Banks, Branches of Non-Resident Banks of the Republic of Kazakhstan, and Organizations Carrying Out Certain Types of Banking Operations, and Codes of Branches of Banks and Organizations Carrying Out Certain Types of Banking Operations, their Structure, Formation, and Maintenance of the Register of Banks, Branches of Non-Resident Banks of the Republic of Kazakhstan, and Organizations Carrying Out Certain Types of Banking Operations” (registered in the State Register of Registration of Regulatory Legal Acts under No.21593), (the “Instruction No.128”);

2) The second part indicates the code of the branch of the authorized bank according to Instruction No.128, consisting of three digits;

3) the third part indicates the serial number of the FX transaction in the report;

4) the fourth part indicates the reporting date in the format “DDMMYYYY”.

For professional participants of the securities market, codes for the first and second parts of the reference are entered in accordance with the codes assigned by Kazakhstan Stock Exchange JSC to professional participants of the securities market as members of Kazakhstan Stock Exchange JSC.

Each FX operation must have a unique reference.

Column 4.3 shall be filled in accordance with the Rules for Conducting Foreign Exchange Transactions in the Republic of Kazakhstan.

Column 4.4 shall be filled in accordance with the Rules for the Application of Codes of Economic Sectors and Payment Purposes.

In column 4.5, the amount is indicated in currency units and rounded to the nearest whole number using mathematical rounding.

In column 4.6, indicate the three-letter currency code in accordance with the national classifier of the Republic of Kazakhstan “Codes for Representing Currencies and Funds” NC RK 07 ISO 4217.

In column 4.7, “01” is indicated – for sent payments or money transfers, operations related to the withdrawal of cash foreign currency or the sale of foreign

currency, checks, bills of exchange, other payment documents, or other foreign exchange values by an authorized bank, “02” – for incoming payments or money transfers, operations related to the crediting of cash foreign currency or the purchase of foreign currency, checks, bills of exchange, other payment documents, or other foreign exchange values by an authorized bank.

In column 4.8, “1” is indicated if the payment and/or money transfer is made between a legal entity and its structural subdivisions or between structural subdivisions of the same legal entity; in all other cases, “0” is indicated.

Column 4.9 shall be completed in accordance with clauses 19, 20, and 21 of the Rules for Conducting Foreign Exchange Transactions in the Republic of Kazakhstan as follows:

“1.1” – a financial loan providing for the provision of funds by a non-resident to a resident (with the exception of an authorized bank), if the terms of the relevant currency agreement (initially or after amendments and/or additions to the currency agreement) do not provide for the transfer of funds to be received from the non-resident to the resident’s bank accounts with authorized banks;

“1.2” – a financial loan providing for the emergence of a claim by the resident (with the exception of an authorized bank) against the non-resident for the return of funds, if the terms of the relevant currency contract (initially or after amendments and/or additions to the currency contract) do not provide for the transfer of funds to be received from the non-resident to the resident’s bank accounts with authorized banks.

“1.3” – transactions for export, if the terms of the relevant foreign exchange contract (initially or after amendments and (or) additions to the foreign exchange contract) stipulate that the term for the non-resident to fulfill their payment obligations for the export exceeds seven hundred and twenty days from the date of fulfillment of the resident’s obligations.

“1.4” – transactions for import, if the terms of the relevant foreign exchange contract (initially or after amendments and (or) additions to the foreign exchange contract) stipulate that the term for fulfillment of the non-resident’s obligations for the supply of goods (performance of work, rendering of services) or for the return of funds, including an advance payment or the full amount of a prepayment (in the event of non-fulfillment of the non-resident’s import obligations), exceeds seven hundred and twenty days from the date of fulfillment of the resident’s obligations.

“1.5” – transfer of funds by a resident to a non-resident professional securities market participant carrying out FX transactions on behalf of customers, in an amount exceeding fifty thousand USD in equivalent.

“1.6” – transfer of funds by a resident to their own account abroad in an amount exceeding fifty thousand US dollars in equivalent value;

“1.7” – gratuitous transfer of funds made by a resident to a non-resident in an amount exceeding fifty thousand US dollars in equivalent value;

“2.1” – payments and (or) transfers of funds by one person within a calendar month under two or more foreign exchange contracts concluded with the same non-resident, for a total amount exceeding the threshold above which such foreign exchange contracts are subject to assignment of a registration number;

“2.2” – transactions of a non-resident for the purchase of cashless foreign currency from one authorized bank in one business day for an amount exceeding fifty thousand US dollars in equivalent, if the source of funds in national currency is not related to the non-resident receiving funds from the sale of goods (performance of work, provision of services) to a resident, the sale of other financial assets for national currency, the receipt of dividends in national currency from activities in the Republic of Kazakhstan, the return by tax authorities of taxes and other mandatory payments previously paid by the non-resident to the budget, and other economically justified sources of national currency.

“3.1” – a financial loan providing for the provision of funds by a resident to a non-resident who is not an affiliated party, if the terms of the relevant currency agreement (initially or after amendments and/or additions to the currency agreement) do not provide for the payment of remuneration for the use of the subject of the financial loan.

“0” – in all other cases.

10. In Part 5 of the Form, information is provided regarding the organization (bank) of the counterparty to the foreign exchange transaction – the organization (bank) of the sender of funds for received payments and/or transfers of funds, and the organization (bank) of the beneficiary for sent payments and/or transfers of funds. For intra-bank foreign exchange transactions, information is provided regarding the reporting authorized bank. If the information regarding the organization (bank) of the sender of funds is not available in the documents on the basis of which the payment and/or transfer of funds is made, Part 5 of the Form is not completed.

In column 5.3, indicate the two-letter code of the country of the organization (bank) of the sender of funds or the beneficiary in accordance with the national classifier of the Republic of Kazakhstan “Codes for Representing Names of Countries and Their Administrative-Territorial Units. NC RK ISO 3166-1. Part 1. Country Codes”. For intra-bank foreign exchange transactions, indicate the code “KZ”.

In column 5.4, “1” is indicated under the following conditions:

1) if the country from which the payment or money transfer was initiated (the country where the primary payer’s bank account is opened, from which the payment and/or money transfer was sent) differs from the Republic of Kazakhstan;

2) if the country to which the payment and/or money transfer is directed (the country where the final beneficiary’s bank account is opened, to which the funds are credited) differs from the Republic of Kazakhstan.

In other cases, “2” is indicated.

11. Parts 6 and 7 of the Form provide information about the sender or recipient of funds under the foreign exchange contract. If the sender (recipient) of funds under the foreign exchange contract coincides with the sender of funds (beneficiary) in the payment document, then Part 6 (7) of the Form is completed with information similar to Part 2 (3) of the Form.

In columns 6.3 and 7.3, indicate the two-letter code of the country of registration (for a legal entity, branch (representation) of a legal entity) or the country of permanent residence (for an individual based on citizenship or rights granted in accordance with the legislation of the Republic of Kazakhstan or a foreign state) of the sender or recipient of funds under the foreign exchange agreement in accordance with the national classifier

of the Republic of Kazakhstan “Codes for Representing Names of Countries and Their Administrative-Territorial Divisions. Part 1. Country Codes”. NC RK ISO 3166-1. If the authorized bank does not have reliable information about the country of registration or the country of permanent residence of the sender of funds or the beneficiary, these columns shall be filled in based on the data of the payment document.

Columns 6.4, 6.5, 7.4, and 7.5 shall be completed in accordance with the Rules for the Application of Codes of Economic Sectors and Payment Purposes, which are consistent with the National Classifier of Economic Sectors (NCES).

12. Part 8 of the Form provides additional information not included in Parts 1, 2, 3, 4, 5, 6, and 7 of the Form: information about the investment object, issuer of securities, country of real estate, special payment terms, date of crediting funds to the custody account, and sender’s instructions regarding foreign exchange regulations.

13. The absence of clarifying information in Part 8 of the Form does not constitute a violation. Including foreign exchange transactions with an amount below the established threshold in the Form does not constitute a violation.

14. If information is missing for the reporting period, the Form shall be submitted with zero values.

15. Adjustments (changes, additions) to the Form shall be made no later than the 20th (twentieth) day (inclusive) of the month following the reporting month.

16. The following foreign exchange transactions on behalf of customers are not included in the form:

1) foreign exchange transactions of participants of the Astana International Financial Centre;

2) purchase (sale) of cash foreign currency through exchange offices;

3) transfers of funds by the customer between its accounts within a single authorized bank (including intracorporate transfers);

4) withdrawal (crediting) of cash tenge by a non-resident from (to) his/her own account in an authorized bank;

5) transactions related to obtaining a loan from the reporting authorized bank (issuance, repayment, payment of interest and commissions);

6) payment of salaries by a legal entity under a payroll project (for resident and non-resident customers);

7) transactions on "Loro" accounts on behalf of customers of other banks;

8) transactions of individuals using payment cards for an amount less than fifty thousand US dollars in equivalent;

9) transactions without opening and using a bank account;

10) customer deposits of the reporting authorized bank (opening, closing, payment of interest to an account in the reporting authorized bank);

11) cashless purchase and (or) sale of foreign currency by customers of authorized banks that are professional participants in the securities market and are authorized banks.

17. The following proprietary foreign exchange transactions of an authorized bank are not included in the form:

1) payments and transfers related to the authorized bank’s own accounts, including intracorporate transfers;

2) transactions related to the issuance/receipt of loans by the reporting authorized bank (issuance, repayment, receipt of interest and commissions);

3) over-the-counter transactions with foreign currency (excluding transactions carried out by professional participants in the securities market who are authorized banks);

4) transactions related to interbank loans and deposits, including overnight loans, of the reporting authorized bank;

5) transactions with derivative financial instruments and debt securities (excluding transactions of issuers of debt securities);

6) netting of settlements within payment systems and money transfer systems;

7) transactions within custodial services;

8) transactions through transit accounts;

9) transactions with cash foreign currency (import, export, crediting to or withdrawal from accounts);

10) payments and (or) transfers of funds by professional participants in the securities market who are authorized banks, including in fulfillment of customer orders.