



SAYAT ZHOLSHY  
& PARTNERS  
Lawyers and attorneys at law



OVER  
20 YEARS  
OF SUCCESSFUL  
PRACTICE

## LICENSES AND REGULATORY PERMITS

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We drafted, on the commission of the World Bank, the Kazakhstan Law *On Permits and Notices* that sets out the fundamentals of licensing in Kazakhstan

We have been dealing with licenses and permits since 1998



- *THE BEST ATTORNEYS' OFFICE* by the Kazakhstan Union of Attorneys

## LICENSES AND REGULATORY PERMITS

Sayat Zholshy & Partners drafted the Kazakhstan Law *On Permits and Notices* which is presently in force and encapsulates all licensing and authorisation regulations. This work allowed us to exert a material influence on the legal substance and ideology of the Kazakhstan licensing and approval regulatory framework at large.

Our Firm regularly renders legal assistance with the issuance and maintenance of government licenses, approvals, consents and notices. We not only explain licensing regulations by means of advice, recommendations and legal opinions, but we also implement practical measures, help to compile a set of required documents and represent Clients in government authorities in connection with license issuance, renewal, extension or re-issuance and in connection with related government audits. We have the most advanced experience with challenging acts and decisions of licensing authorities in Kazakhstan.

The current Kazakhstan legislation provides for 84 licenses and 227 other permits. Business regulation through licensing applies to nearly all corporations and sole traders. This sphere is of great importance to us and our Clients because running business without an appropriate license or in violation of licensing regulations gives rise to administrative or criminal liability. Moreover, proceeds from unlicensed business must be confiscated in favour of the national budget.

Licensable activities may be carried out only under relevant licenses. Our lawyers are always ready to assist Clients with prompt and legitimate acquisition of licenses and permits.

We can clarify all licensing regulations and requirements and we can help in preparing documents and materials required by government authorities.

## OUR SERVICES

- Legal support in connection with the issuance of licenses or other regulatory permits
- Assistance with the preparation of documents required for the issuance of licenses or permits
- Legal support in connection with the application for government or other authorities' consents required for the issuance of licenses and permits
- Legal due diligence of Client's business for identification of licenses and other permits required in Kazakhstan
- Training of Client's personnel in connection with government audits aimed to check the validity of earlier issued licenses or other permits
- Challenging, for and on behalf of Clients, acts and decisions of licensing authorities

## EXPERIENCE

- Conducted comprehensive pre-investment due diligence of a major Kazakhstan construction material trading company to identify the licensing and other authorisation requirements applicable to the Client's business; provided comprehensive legal support through the process of obtaining all required licenses and permits
- Conducted comprehensive legal due diligence of a major international joint operating company developing Kashagan oil field in Kazakhstan to identify the licensing and other authorisation requirements applicable to the Client's operations; provided comprehensive legal support through the process of obtaining all required licenses and permits
- Conducted comprehensive pre-investment due diligence of a major Kazakhstan company engaged in crude oil refining, production and marketing of hydrocarbon derivatives to identify the list of documents to be executed/obtained in compliance with applicable technical regulations (documents certifying conformance of products to national technical regulations, corporate standards, chemical products registration, etc.); and explained the terms and procedures for such documents issuance
- Prepared a set of documents and obtained a certificate of registration of hi-tech intellectual property in favour of a large Kazakhstan telecommunications company

- Obtained an environmental design license for an Eastern European development company
  - Obtained a license for a major Kazakhstan insurance company
  - Obtained an alcohol trading license for a leading CIS alcohol producer and trader
  - Obtained a pharmaceutical trading license for a Kazakhstan pharmaceutical company
  - Obtained a pharmaceutical trading license for a leading EU pharmaceutical company
  - Obtained a design, construction and erection license for an Indian development company
  - Obtained and maintained a 1<sup>st</sup> category design, construction and erection license for a major Western European design and construction company
  - Obtained and maintained a design, construction and erection license for a Latvian development company
  - Obtained an oil and gas well drilling license for an Indian oil and gas company
  - Obtained an oil and gas well drilling license for a major Cyprus oil and gas company
  - Obtained an expert opinion from the national environment protection and surveillance authorities required for the licensing of ionizing radiation source operations
  - Obtained two licenses for operations based on hydrogen chloride and the respective substantial quotas simultaneously for two affiliated oil and gas service companies
  - Obtained and renewed, on an annual basis, a substantial number of licenses for well drilling, testing, workover and other related operations carried out by an Indian oil and gas service company
  - Obtained and renewed, on an annual basis, a substantial number of licenses for well drilling, testing, workover and other related operations carried out by a major Serbian oil and gas service company
  - Acquired a license from the Kazakhstan National Bank for capital flow-related transactions at the request of a global electric power company
  - Obtained a license for the use and import of several ionizing radiation sources by an oil and gas service company
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- Obtained and maintained a substantial number of licenses for designing, construction, operation and maintenance of various facilities by several European companies
- Provided legal support through the process of obtaining regulatory authorisations and relevant permits ensuring the Client's (an Indian construction company) conformance to the Kazakhstan regulatory requirements
- Provided legal support through the process of obtaining regulatory authorisations and relevant permits ensuring the Client's (a Serbian design and construction company) conformance to the Kazakhstan regulatory requirements
- Provided legal support through the process of obtaining regulatory authorisations and relevant permits ensuring the Client's (an EU construction company) conformance to the Kazakhstan regulatory requirements
- Provided legal support through the process of obtaining regulatory authorisations and relevant permits ensuring the Client's (an Indian oil and gas company) conformance to the Kazakhstan regulatory requirements

## TEAM



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