



## **On the status of the capital of the Republic of Kazakhstan**

### *Unofficial translation*

The Law of the Republic of Kazakhstan dated July 21, 2007 № 296.

#### **Unofficial translation**

This Law regulates social relations in the sphere of functioning of the capital of the Republic of Kazakhstan, defines the legal, economic and organizational basis for its activities.

### **Chapter 1. General Provisions Article 1. The capital of the Republic of Kazakhstan**

1. The capital is determined by the Constitution of the Republic of Kazakhstan.

2. The capital of the Republic of Kazakhstan (hereinafter - the capital) is:

1) the political and administrative center of the state;

2) the location of the original text of the Constitution of the Republic of Kazakhstan, the standards of the National Flag and National Emblem of the Republic of Kazakhstan, which are kept in the residence of the President of the Republic of Kazakhstan “AkOrda”.

3. The residence of the President of the Republic of Kazakhstan “AkOrda”, the Parliament, the Government, the Supreme Court and other central state bodies of the Republic of Kazakhstan are situated in the capital.

Some central state bodies, in accordance with the legislation of the Republic of Kazakhstan, may be outside of the capital.

**Footnote. Article 1 as amended by the Law of the Republic of Kazakhstan dated 27.12.2019 № 291-VI (shall be enforced upon expiry of ten calendar days after its first official publication); dated 05.11.2022 № 157-VII (shall be enforced upon expiry of ten calendar days after the day of its first official publication).**

### **Article 2. Legislation on the status of the capital**

1. The legislation on the status of the capital is based on the Constitution of the Republic of Kazakhstan and consists of this Law and other regulatory legal acts of the Republic of Kazakhstan.

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

### **Article 3. Regional symbols of the capital**

**Footnote. The heading of Article 3 as revised by Law of the Republic of Kazakhstan № 213-VIII of 17.07.2025 (shall enter into force upon expiry of ten calendar days after the date of its first official publication).**

The capital shall have its own regional symbols.

The description and rules for using regional symbols shall be decided by the capital's maslikhat.

**Footnote. Article 3 as amended by Law of the Republic of Kazakhstan № 213-VIII of 17.07.2025 (shall be effective upon expiry of ten calendar days after the date of its first official publication).**

#### **Article 4. The title and promotion of the city**

1. The citizens of the Republic of Kazakhstan, foreigners and stateless persons may be awarded with the title "Astana kalasynyn qyrmetti azamaty" for special merits in the development of the economy, social sphere, science, and culture of the capital by the maslikhat, on the proposal of the Akim of the capital.

2. The local representative body (maslikhat) and the local executive body (akimat) of the capital are entitled to establish and apply different types of incentives.

**Footnote. Article 4 as amended by the Law of the Republic of Kazakhstan dated 27.12.2019 № 291-VI (shall be enforced upon expiry of ten calendar days after its first official publication); dated 05.11.2022 № 157-VII (shall be enforced upon expiry of ten calendar days after the day of its first official publication).**

#### **Article 5. Territory and suburban area of the capital**

1. The territory of the capital is made up of land, and water objects within the boundaries of the administrative-territorial units of the capital, established and changed by the Government of the Republic of Kazakhstan, taking into account the opinions of local representative and executive bodies.

2. The land outside the city limits, constituting with the city a single social, natural and economic area, forms a suburban area of the capital, the size and boundaries of which are set and changed by the Government of the Republic of Kazakhstan at the joint proposal of the akimat and maslikhat of the capital, and the maslikhat and akimat of the region, which territory is included in the suburban area.

The procedure and regime of land use, included in the suburban area, shall be determined by the Government of the Republic of Kazakhstan on the joint proposal of the maslikhat and akimat of the capital, and agreed with the regional akimat and maslikhat, which territory is included in the suburban area.

**Footnote. Article 5 as amended by the Law of the Republic of Kazakhstan dated 03.07.2017 № 86-VI (shall be enforced upon expiry of ten calendar days after the day its first official publication); dated 27.12.2019 № 291-VI (shall be enforced upon expiry of ten calendar days after its first official publication); dated 05.11.2022 № 157-VII (shall be enforced upon expiry of ten calendar days after the day of its first official publication).**

## **Article 6. Competence of the Government of the Republic of Kazakhstan**

Footnote. Article 6 is excluded by the Law of the Republic of Kazakhstan dated 19.04.2023 № 223-VII (shall be enforced ten calendar days after the date of its first official publication).

### **Chapter 2. Features of the local public**

#### **administration in the capital Article 7. Tasks of the bodies of local public administration of the capital**

The tasks of the bodies of local public administration of the capital to ensure the implementation by the city the functions of the capital of the Republic of Kazakhstan are:

- 1) creation of conditions for the implementation of the capital as a political, administrative, cultural and economic center of the Republic of Kazakhstan;
- 2) increase of the competitive capacity of the capital, among other capitals of the world, creating a city with sustainable development;
- 3) development of the capital as a center of international relations;
- 4) creation of conditions for the activities of the President of the Republic of Kazakhstan, the Parliament, the Government, the Supreme Court, other central state bodies, as well as diplomatic missions of foreign states;
- 5) creation of conditions for the organization and holding of national and international events;
- 6) fulfillment of other functions, provided by the legislation of the Republic of Kazakhstan.

#### **Article 8. Powers of the maslikhat of the capital**

In addition to the powers, provided by the legislation of the Republic of Kazakhstan, the maslikhat of the capital, within its competence, shall:

1) establish the international relations with the local representative bodies of other states in accordance with the legislation of the Republic of Kazakhstan;

2) is excluded by the Law of the Republic of Kazakhstan dated 28.10.2015 № 366-V (shall be enforced upon expiry of ten calendar days after the day its first official publication);

- 3) approve:
- the plans for economic and social development programs of the capital, the capital budget and reports on its implementation;
  - the rules for regulation of migration processes in the territory of the capital;
  - the amount and order of social assistance to certain categories of citizens in need;
  - schemes of urban development of the capital's territory, developed for implementation of the capital master plan;
  - urban-planning regulations of the territory of the capital;

rules for managing the forest park zone of the capital and the restricted activities permitted within it;

regulations for registering at one's place of residence and place of temporary stay (residence) within the capital's territory;

a comprehensive traffic management scheme in the capital;

4) approve draft agreements on alienation of a land plot or other immovable property in connection with withdrawal of a land plot for state needs.

Footnote. Article 8, as amended by the Law of the Republic of Kazakhstan dated 01.03.2011 № 414-IV (shall be enforced from the day of its first official publication); dated 28.10.2015 № 366-V (shall be enforced upon expiry of ten calendar days after the day its first official publication); dated 22.12.2016 № 28-VI (shall be enforced upon expiry of ten calendar days after the day its first official publication); dated 05.05.2017 № 59-VI (shall be enforced upon expiry of ten calendar days after the day its first official publication); dated 08.01.2019 № 215-VI (shall be enforced upon the expiration of three months after the date of its first official publication); dated 21.01.2019 № 217-VI (shall be enforced upon the expiration of ten calendar days after the date of its first official publication); dated 27.12.2019 № 291-VI (shall be enforced upon expiry of ten calendar days after its first official publication); dated 05.11.2022 № 157-VII (shall be enforced upon expiry of ten calendar days after the day of its first official publication); № 213-VIII of 17.07.2025 (see Article 2 for the enactment procedure); dated 26.06.2025 dated № 198-VIII (shall enter into force dated 01.01.2026); dated 09.01.2026 № 254-VIII (shall enter into force dated 01.07.2026).

## **Article 9. Powers of the local executive body of the capital**

Footnote. Title, as amended by the Law of the Republic of Kazakhstan dated 01.03.2011 № 414-IV (shall be enforced from the day of its first official publication).

In addition to the powers, provided by the legislation of the Republic of Kazakhstan, the local executive body of the capital, within its competence, shall:

1) approve the list of municipal property, not assigned to municipal entities, possess, use and dispose of the state-owned stakes of joint stock companies and stakes in limited liability companies, registered on the territory of the capital, except for legal entities, referred to the republican property;

2) exercise possession, use, and disposal of communal property of the capital;

3) issue resolutions regulating relations on the privatization of communal property of the capital;

4) Is excluded by the Law of the Republic of Kazakhstan dated 03.04.2019 № 243-VI (shall be enforced upon expiry of ten calendar days after its first official publication);

5) Is excluded by the Law of the Republic of Kazakhstan dated 03.04.2019 № 243-VI (shall be enforced upon expiry of ten calendar days after its first official publication);

6) Is excluded by the Law of the Republic of Kazakhstan dated 03.04.2019 № 243-VI ( shall be enforced upon expiry of ten calendar days after its first official publication);

7) carry out borrowing in accordance with the budget legislation of the Republic of Kazakhstan;

8) participate in the formulation of the state architectural, urban planning and construction policy, used in the capital and suburban areas;

9) coordinate the activities of the subjects for the implementation of the approved in accordance with the legislation of the Republic of Kazakhstan order the master plan for the development of the capital, the complex schemes of urban planning of the surrounding areas ( draft regional planning), referred to the suburban area of the capital;

10) organize the drafting of a master plan for the development and construction in the capital and suburban areas;

11) Is excluded by the Law of the Republic of Kazakhstan dated 28.10.2015 № 366-V ( shall be enforced upon expiry of ten calendar days after the day its first official publication);

12) prepare materials of the preliminary conclusions for the Town Planning Board of the capital;

13) control the period of design, construction and commissioning of the objects of the reconstruction;

14) Is excluded by the Law of the Republic of Kazakhstan dated 03.07.2013 № 124-V ( shall be enforced upon expiry of ten calendar days after its first official publication);

15) develop the amount and order of social assistance to certain categories of citizens in need;

16) coordinate the issues of labour and ensure the implementation of employment policy in the capital;

17) carry out international cooperation on the development of the capital;

18) create the conditions for national and international events in the capital in accordance with the legislation of the Republic of Kazakhstan;

18-1) determine a legal entity with a 100% participation of the state in the authorized capital, the main activities of which are the promotion of socio-economic development of the capital, development of business tourism, as well as preparation of the capital for an international exhibition;

19) coordinate activities in the field of the effective functioning of systems of heat, energy , water, gas-supply, sewerage and drainage, road activities, all kinds of metropolitan transport and communications, landscaping, gardening, sanitary cleaning of the city, as well as engineering, maintenance and repair of housing fund;

19-1) establish a list of multi-apartment residential buildings subject to renovation aimed at creating a uniform architectural appearance and adhering to the capital's design code;

19-2) from among legal entities with 100% state participation in the authorised capital, established by decision of the local executive body of the capital, designate an authorised

organisation for the repair of multi-apartment residential buildings, aimed at giving them a uniform architectural appearance and complying with the capital's design code;

19-3) approve the rules for organising and repairing multi-apartment residential buildings in the capital, aimed at giving them a uniform architectural appearance and observing the capital's design code;

19-4) approve the rules for compensating owners of premises (flats) for costs associated with the renovation of multi-family residential buildings aimed at creating a uniform architectural appearance and complying with the capital's design code;

19-5) through an authorised organisation, using local budget funds, fully compensate owners of premises (flats) for costs associated with the renovation of multi-unit residential buildings, aimed at creating a uniform architectural appearance and adhering to the capital's design code;

19-6) organize the demolition of emergency multi-apartment residential buildings;

19-7) ensure that, at the expense of the local budget, a state technical inspection of functioning multi-apartment residential buildings is carried out, with the compilation of an inventory list of the common property of the condominium, as well as the preparation (restoration) of a cadastral passport for the real estate object for a multi-apartment residential building and the adjacent land plot, including upon receipt of a corresponding request from the owners of apartments and non-residential premises based on a decision of the meeting of owners of apartments and non-residential premises of a multi-apartment residential building, the chairperson of the association of owners of property in a multi-apartment residential building, or the entity managing the condominium in line with the requirements of the laws of the Republic of Kazakhstan “On Housing Relations” and “On State Registration of Rights to Real Estate”;

19-8) be entitled, subject to the availability of local budget funds, to organize and finance the major repair of the common property of the condominium, provided that the owners of flats, non-residential premises, parking spaces and storage rooms in multi-apartment residential buildings ensure the return of the funds;

19-9) have the right to organize and finance the repair and replacement of elevators in a multi-apartment residential building with the condition of ensuring the return of funds by the owners of apartments, non-residential premises of a multi-apartment residential buildings if local budget funds are available;

19-10) develop and approve the rules for ensuring the return of money by owners of flats, non-residential premises, parking spaces, storage rooms, related to the repair and replacement of lifts, major repairs of common property of the condominium;

19-11) organize the work of the housing inspection on implementation of state control in relation to the subjects of control within the boundaries of settlements at the objects of social infrastructure in the spheres of housing fund management, gas and gas supply;

19-12) arrange the work of the housing inspectorate to exercise state control and supervision of control and supervision entities within the boundaries of populated areas at social infrastructure facilities in the field of industrial safety for compliance with the requirements for the safe operation of hazardous technical devices;

19-13) determine the city operator of the life support system for residents of the capital with one hundred percent participation of the state in the authorized capital;

19-14) if there are funds of the local budget, has the right to organize and finance reconstruction, the current or overhaul repairs of external walls, the roof of apartment buildings aimed at making a single architectural appearance and the street and road network in the capital;

19-15) designate a legal entity wholly owned by the state for the cleaning and sanitation of special routes and adjacent sections of motorways, streets and the street and road network in the capital;

20) coordinate the activities of health care organizations that provide medical services in the capital;

21) implement the policy in the development and operation of the objects of internal trade and consumer services;

22) take measures to ensure the unity and safety of municipal facilities, elements of improvement and development of the city;

23) Is excluded by the Law of the Republic of Kazakhstan dated 03.07.2013 № 124-V ( shall be enforced upon expiry of ten calendar days after its first official publication);

24) in coordination with the interested state bodies determine the scheme and the order for the movement of transit vehicles;

25) organize the paid parking lots (car parks);

26) approve:

the list of streets of the capital;

the rules for organization of parking lots (car parks, parking) and defining their categories;

the rules for the use of municipal paid car parks (parking);

in agreement with the authorized state body for transport, rules for the carriage of passengers and luggage by road in the capital;

in agreement with the interested central authorized state bodies, the rules for the provision by individuals and legal entities of trade, entertainment, hotel, medical and other services in the capital;

27) forcibly alienate land plots and (or) other immovable property associated with the seizure of a land plot for state needs in the manner prescribed by the Land Code of the Republic of Kazakhstan and the Law of the Republic of Kazakhstan “On State Property”;

27-1) takes a decision on establishment, reorganization, liquidation of a state-owned enterprise on the basis of the right of economic management in the field of ensuring the

compulsory seizure of land plots for state needs, their vacation from buildings (buildings, structures), and coordinates its activities;

28) make claims to the court for compulsory seizure of land plots, not used for its intended purpose on the territory of the capital, on compulsory acquisition of the land plot or other immovable property in connection with the seizure of the land plot for state needs;

29) ensure the performance of track works on the navigable section of the Yesil river within the administrative-territorial border of the capital;

30) develop and approve the tariff policy, applied by public transport of the capital;

31) develop and approve the rules for the transfer to the management of the transport infrastructure of the capital;

32) determine the company performing the functions of management of the transport infrastructure of the capital;

32-1) designate a legal entity wholly owned by the state, in charge of organising road traffic and managing parking spaces in the capital (hereinafter referred to as the traffic management centre);

33) take measures to the transfer for management of the transport infrastructure of the capital;

34) develop and approve the rules for implementation and operation of automated systems of traffic control;

35) develop and approve the rules for management and operation of transport infrastructure;

36) as excluded by the Law of the Republic of Kazakhstan dated 21.05.2024 № 86-VIII ( shall enter into force upon expiry of sixty calendar days after the day of its first official publication).

37) draw up rules for regulating migration processes in the capital in line with the standard rules for regulating migration processes in regions, cities of national importance and the capital, as approved by the authorized body for population migration issues;

38) develop urban planning regulations for the territory of the capital;

39) coordinates drafts of state standards (state normative documents) in the field of architectural, town-planning and construction activities used in the territory of the capital and the suburban area;

40) prepares schemes for urban development of the territory of the capital, worked out for implementation of the master plan of the capital.

41) ensure coordination of the activities of management companies of special economic zones;

42) develop and approve the rules for installation of summer playgrounds, public catering facilities, service facilities;

43) determine a legal entity with one hundred percent state participation in the authorized capital for the maintenance and development of the forest park zone of the capital;

44) develop rules governing the management of the capital's forest park area and the restricted activities permitted within it;

45) draft regulations on registration at the place of residence and place of temporary stay (residence) in the capital;

46) grant land plots pursuant to sub-paragraph 4-1) of paragraph 2 of Article 16 of the Land Code of the Republic of Kazakhstan;

47) coordinate activities aimed at establishing and developing national crafts in the capital and its infrastructure;

48) develop a comprehensive traffic management scheme.

Footnote. Article 9, as amended by the Laws of the Republic of Kazakhstan dated 28.12.2010 № 369-IV (shall be enforced upon expiry of ten calendar days after its first official publication); dated 01.03.2011 № 414-IV (shall be enforced from the day of its first official publication); dated 03.07.2013 № 124-V (shall be enforced upon expiry of ten calendar days after its first official publication); dated 07.11.2014 № 248-V (shall be enforced upon expiry of ten calendar days after its first official publication); dated 05.05.2015 № 312-V (shall be enforced upon expiry of ten calendar days after its first official publication); dated 27.10.2015 № 362-V (shall be enforced upon expiry of ten calendar days after the day its first official publication); dated 28.10.2015 № 366-V (shall be enforced upon expiry of ten calendar days after the day its first official publication); dated 22.12.2016 № 28-VI (shall be enforced upon expiry of ten calendar days after the day its first official publication); dated 05.05.2017 № 59-VI (shall be enforced upon expiry of ten calendar days after the day its first official publication); dated 03.04.2019 № 243-VI (shall be enforced upon expiry of ten calendar days after its first official publication); dated on 26.12.2019 № 284-VI (shall be enforced upon expiry of ten calendar days after its first official publication); dated on 27.12.2019 № 291-VI (shall be enforced upon expiry of ten calendar days after its first official publication); № 60-VII of 30.06.2021 (shall come into force ten calendar days after the date of its first official publication); dated 05.11.2022 № 157-VII (shall be enforced upon expiry of ten calendar days after the day of its first official publication); dated 15.03.2023 № 207-VII (shall be enforced sixty calendar days after the date of its first official publication); dated 05.04.2023 № 221-VII (shall be enforced from 01.07.2023); dated 19.04.2023 № 223-VII (shall be enforced ten calendar days after the date of its first official publication); dated 21.05.2024 № 86-VIII (shall enter into force upon expiry of sixty calendar days after its first official publication); dated 22.11.2024 № 138-VIII (shall be enforced ten calendar days after the day of its first official publication); № 196-VIII of 24.06.2025 (shall enter into force on 01.01.2026); dated 26.06.2025 № 198-VIII (shall enter into force dated 01.01.2026); dated 15.07.2025 № 207-VIII (shall go into effect upon expiry of sixty calendar days after the day of its first official publication); № 213-VIII of 17.07.2025 (see Article 2 for the enactment procedure).

**Article 9-1. Organization, providing assistance to socio-economic development of the capital, development of business tourism, as well as preparation of the capital for an international exhibition**

Footnote. The title as amended by the Law of the Republic of Kazakhstan dated 27.12.2019 № 291-VI (shall be enforced upon expiry of ten calendar days after its first official publication).

An organization that promotes the socio-economic development of the capital, development of business tourism, as well as preparation of the capital for an international exhibition:

- 1) carry out the development and submission for consideration of the akimat of the capital of proposals for holding events aimed at promoting the brand of the capital, and the implementation of these events;
- 2) renders services to the capital akimat in promoting the brand of the capital;
- 3) attracts investments and implements projects within the framework of development of tourist destination;
- 4) carry out the development of industrial and innovative activities in the field of renewable energy sources;
- 5) promotes activities contributing to development of business tourism in the capital;
- 6) provides necessary information about the capital to local and foreign tourists;
- 7) carries out search, study, attraction and introduction of innovative solutions in the field of tourism;
- 8) makes proposals for development of tourist potential of the capital;
- 9) carries out other activities determined by the capital akimat.

Footnote. Chapter 2 is supplemented by Article 9-1 in accordance with the Law of the Republic of Kazakhstan dated 27.10.2015 № 362-V (shall be enforced upon expiry of ten calendar days after the day its first official publication); as amended by the Law of the Republic of Kazakhstan dated 27.12.2019 № 291-VI (shall be enforced upon expiry of ten calendar days after its first official publication); dated 27.12.2021 № 87-VII (effective after ten calendar days after the date of its first official publication); dated 05.11.2022 № 157-VII ( shall be enforced upon expiry of ten calendar days after the day of its first official publication ).

**Article 9-2. State enterprise on the basis of the right of economic management in the sphere of ensuring compulsory seizure of land plots for state needs, their vacation from buildings (buildings, structures)**

1. State enterprise on the basis of the right of economic management in the sphere of ensuring compulsory seizure of land plots for state needs, their vacation from buildings ( buildings, structures) in accordance with the Law of the Republic of Kazakhstan "On State Property":

- 1) notifies the owners or non-state land users of the beginning of compulsory alienation of a land plot or other real property in connection with the seizure of a land plot for state needs;
- 2) ensures determination of the market value of a land plot or other real property alienated in connection with the seizure of a land plot for state needs, determines the amount of compensation;
- 3) provides preparation of the estimated cost of vacation of the seized land plots from buildings (buildings, structures);
- 4) ensures the conduct of negotiations, conciliation procedures with owners of the seized property or non-state land users;
- 5) represents the interests of the capital akimat in the courts on the issues of compulsory seizure of land plots or other property for state needs;
- 6) at the expense of budgetary funds, ensures reimbursement of the cost of a land plot or other real property in connection with the seizure of a land plot for state needs and losses subject to reimbursement;
- 7) ensures the vacation of land plots from buildings (buildings, structures).

2. Local executive body of the capital acquires services and works in the sphere of compulsory seizure of land plots for state needs, their vacation from buildings (buildings, structures) from a state enterprise specified in paragraph 1 of this article.

**Footnote. Chapter 2 is supplemented by Article 9-2 in accordance with the Law of the Republic of Kazakhstan dated 27.10.2015 № 362-V (shall be enforced upon expiry of ten calendar days after the day its first official publication).**

#### Article 9-3. Traffic management centre

1. The Traffic Management Centre shall:

- 1) organise and manage street, intercepting and municipal car parks (parking lots, car parks), special (guarded) premises, areas and parking spaces, parking spaces;
- 2) monitoring the use of car parks and parking spaces;
- 3) organising activities associated with the delivery (evacuation) of vehicles detained pursuant to the Code of the Republic of Kazakhstan on Administrative Offences to special sites and parking lots, their temporary storage, payment of the cost of delivery (evacuation) and storage, and the return of vehicles in the event of administrative offences, abandoned or ownerless vehicles, vehicles recognised as material evidence, as well as vehicles that have been impounded in special (guarded) premises, yards and car parks;
- 4) traffic light control;
- 5) development of traffic management projects and schemes;
- 6) analysis, forecasting and management of traffic flows;
- 7) organisation of the functioning of intelligent transport systems;
- 8) management of transport infrastructure facilities;
- 9) organisation of measures for traffic management and territorial transport planning;
- 10) preparation of reports on road safety issues;

- 11) development of recommendations on road safety;
- 12) development and implementation of measures for the organisation of road traffic on roads;
- 13) developing recommendations for the section on territorial and transport planning and traffic management in urban planning documentation;
- 14) participating in monitoring losses from road traffic accidents and budgetary costs for ensuring road safety, as well as the efficiency of measures taken to reduce the accident rate on roads;
- 15) implementation of measures to reduce traffic congestion in populated areas by:
  - developing comprehensive traffic management plans and integrated transport system development programmes;
  - providing traffic information in cities;
- 16) organising the movement of heavy and large-sized freight transport, including administering its movement on the street and road network;
- 17) coordinating transport service plans for mass cultural, sporting and other events;
- 18) coordinating public transport routes and parameters and the location of stops.

2. Delivery (evacuation) and storage of vehicles mentioned in sub-paragraph 3) of paragraph 1 of this article shall be performed by the traffic management centre on a paid basis pursuant to the rules of traffic management in the cities of Astana and Almaty in matters not regulated by traffic rules.

**Footnote. Chapter 2 has been supplemented with Article 9-3 under Law № 213-VIII of 17.07.2025 (shall enter into force upon expiry of ten calendar days after the date of its first official publication).**

## **Article 10. Akim of the capital**

In addition to the powers, provided by the legislation of the Republic of Kazakhstan, Akim of the capital, within its competence, shall:

- 1) represent the capital in a relationship with the President of the Republic of Kazakhstan, the Parliament, the Government, other central state bodies of the Republic of Kazakhstan, international organizations and representatives of foreign states;
- 2) approve the draft regulatory legal acts of the Republic of Kazakhstan, directly affecting the interests of the capital, in accordance with the legislation of the Republic of Kazakhstan;
- 3) submit for the consideration of the Government of the Republic of Kazakhstan the draft regulatory legal acts and other proposals on the functioning and development of the capital;
- 4) participate in resolving issues of holding in the capital the events of national and international character;
- 5) submit to the relevant state authorities the proposals on the transfer to the municipal property of the city the objects owned by the Republic and located in the capital, which are essential to ensure the city functions as the capital.

## **Article 11. Municipal property of the capital**

Municipal property of the capital is an integral part of the state property of the Republic of Kazakhstan and consists of:

- 1) the ownership of land in the territory of the capital, except for land plots, which are privately owned;
- 2) the rights of ownership of shares in joint stock companies, shares in limited partnerships, where the akimat of the capital acts as a shareholder (member);
- 3) the streets of the capital, ownership of the property;
- 4) the property of the state institutions and municipal state enterprises, where the akimat of the capital acts as owner;
- 5) other property and rights, including the right of ownership, and assets.

**Footnote. Article 11, as amended by the Law of the Republic of Kazakhstan dated 01.03.2011 № 414-IV (shall be enforced from the day of its first official publication).**

## **Article 12. Architectural, urban planning and construction activity in the capital**

1. Within the territory of the capital, architectural, urban planning and construction activities must be performed pursuant to the capital's master plan, urban planning and architectural and construction documentation, state standards (state regulatory documents), requirements for a unified architectural appearance, the capital's design code, and pursuant to the legislation of the Republic of Kazakhstan on architectural, urban planning and construction activities in the Republic of Kazakhstan.

**2. Is excluded by the Law of the Republic of Kazakhstan dated 05.05.2017 № 59-VI (shall be enforced upon expiry of ten calendar days after the day its first official publication).**

3. Akim of the capital creates a town-planning council of the capital to review and coordinate construction in the capital.

Akim of the capital heads the town-planning council of the capital.

The composition of the town-planning council includes representatives of the akimat of the capital, the head of the local executive body for architecture, urban planning and construction, the state architectural and construction control and supervision of the capital, leading architects. The representatives of public organizations, associations and other persons may be involved in the work of the town-planning council.

Town-planning council of the capital:

- 1) examines the architectural and urban development projects in the capital and suburban areas;
- 2) examines and makes recommendations on issues of monumental decoration of the capital;
- 3) performs other functions in accordance with the regulations on Town-planning council.

The frequency of the town-planning council meeting is determined by akim of the capital.

4. In order to give a uniform architectural appearance and ensure compliance with the capital's design code, the local executive body of the capital shall conduct technical inspections of multi-apartment residential buildings.

Based on technical inspection reports, the local executive body of the capital shall establish the list of multi-apartment residential buildings subject to renovation aimed at giving them a uniform architectural appearance and ensuring compliance with the capital's design code.

After the local executive body of the capital has determined the list of houses, the meeting of owners of flats and non-residential premises in a multi-apartment residential building shall decide on (about):

carrying out repairs aimed at creating a uniform architectural appearance and ensuring compliance with the capital's design code, with the involvement of an authorised organisation ;

selecting a contractor;

through an association of owners of property in a multi-apartment residential building, the condominium management entity, when the owners of apartments and non-residential premises choose the form of condominium management in the form of direct joint management with full compensation for the costs associated with the repair of multi-apartment residential buildings, aimed at giving a uniform architectural appearance and ensuring compliance with the capital's design code.

when the owners of flats and non-residential premises choose the form of management of the condominium property in the form of direct joint management, based on the minutes of the meeting of owners of flats and non-residential premises in a multi-apartment residential building, the association of owners of property in a multi-apartment residential building, the entity managing the condominium property shall conclude an agreement with an authorised organisation for the organisation of repairs.

When the owners of apartments and non-residential premises choose the form of management of the condominium property in the form of direct joint management and decisions of the meeting of owners of apartments and non-residential premises, based on the agreement concluded with the association of owners of an apartment building, the entity managing the condominium property, the authorised organisation shall conclude an agreement with the contractor.

When the owners of apartments and non-residential premises choose the form of condominium management in the form of direct joint management, upon completion of the work, the authorised organisation jointly with the association of owners of the multi-apartment residential building, the condominium management entity shall accept the results of the work from the contractor.

When owners of flats and non-residential premises choose the form of condominium management in the form of direct joint management, based on the minutes of the meeting of owners of flats and non-residential premises of a multi-apartment residential building, the association of owners of property in a multi-apartment residential building, the condominium management entity shall apply to the local executive body of the capital for full compensation to the owners of apartments and non-residential premises for the costs associated with the repair of multi-apartment residential buildings aimed at giving them a uniform architectural appearance and ensuring compliance with the capital's design code.

Payment to the contractor for the work performed shall be made by the authorised organisation from funds received from the local executive body of the capital and intended to fully compensate the owners of flats and non-residential premises for the costs associated with the repair of multi-apartment residential buildings.

5. For giving a uniform architectural appearance and ensuring compliance with the capital's design code, the authorised organisation shall be empowered to:

1) organise the renovation of multi-apartment residential buildings with a view to giving them a uniform architectural appearance and ensuring compliance with the capital's design code;

2) to conclude contracts with:

when the owners of flats and non-residential premises choose the form of management of the condominium property in the form of direct joint management, by an association of owners of property in a multi-unit residential building, the entity managing the condominium property;

a contractor organization;

3) to pay for the work performed;

4) to monitor and control the work performed by contractor organizations in relation to the common property of the condominium object.

**Footnote. Article 12, as amended by the Law of the Republic of Kazakhstan dated 06.01.2011 № 378-IV (shall be enforced upon expiry of ten calendar days after its first official publication); dated 28.10.2015 № 366-V (shall be enforced upon expiry of ten calendar days after the day its first official publication); dated 05.05.2017 № 59-VI (shall be enforced upon expiry of ten calendar days after the day its first official publication); dated 27.12.2019 № 291-VI (shall be enforced upon expiry of ten calendar days after its first official publication); dated 05.11.2022 № 157-VII (shall be enforced upon expiry of ten calendar days after the day of its first official publication); № 207-VIII of 15.07.2025 (shall be enacted upon expiration of sixty calendar days after the day of its first official publication); № 213-VIII of 17.07.2025 (shall come into effect upon expiry of ten calendar days after the date of its first official publication).**

Article 12-1. Uniform architectural appearance and design code of the capital

1. Requirements for a unified architectural appearance and design code for the capital shall apply to design code facilities, which include buildings and structures, engineering and transport communications, non-stationary objects, infrastructure objects of the capital, their complexes in residential, public, industrial, recreational and other functional areas of the capital, objects of unfinished construction, the street and road network, as well as objects of external decoration, lighting and illumination, advertising objects, signs and signposts.

2. The organisation, urban planning, development and construction of the capital's territory shall be performed with regard to the requirements for a unified architectural appearance and design code for the capital.

3. Construction, expansion, modernisation, technical re-equipment, reconstruction, restoration, repair, conservation and post-restoration, temporary or permanent placement of design code objects, as well as the organisation of these types of work, engineering preparation of the territory, improvement, landscaping and exterior design shall be implemented pursuant to the requirements for the unified architectural appearance and design code of the capital in the manner prescribed by the rules for administering the capital's design code.

4. Observance of the requirements for the unified architectural appearance and design code of the capital shall be estimated by the organisation in charge of the formation and administration of the design code of the capital.

5. When organising urban infrastructure, an accessible environment must be ensured, expressed in the proper condition of the capital's road transport and social infrastructure, ensuring comfortable access to it for all categories of citizens, including road users, persons with disabilities, minors and pensioners.

**Footnote. Chapter 2 has been supplemented with Article 12-1 under Law № 213-VIII of 17.07.2025 (shall enter into force upon expiry of ten calendar days after the date of its first official publication).**

#### **Article 12-2. Features of the forest park zone of the capital**

1. Under the forest park zone of the capital, land within the territory of the capital shall be recognized, intended and performing protective, health and recreational functions.

2. The decision to establish and change the boundaries of the forest park zone of the capital shall be made by the Government of the Republic of Kazakhstan on the proposal of the local executive body of the capital.

3. On the lands of the forest park zone of the capital, any activity shall be prohibited, adversely affecting the state and restoration of the ecological system, plants, animals and other organisms, including grazing and running of farm animals, storage of garbage, violation of soil cover, hunting, illegal capture, seizure and killing of animals, violation of the environment and their living conditions, other activities that may entail a change in its natural appearance or a violation of the stability of ecological systems.

Footnote. Chapter 2 has been supplemented with Article 12-2 under Law № 213-VIII of 17.07.2025 (shall enter into force upon expiry of ten calendar days after the date of its first official publication); in the wording of the Law of the Republic of Kazakhstan dated 26.06.2025 №198-VIII (shall enter into force dated 01.01.2026).

### **Article 13. Infrastructure of the capital**

Infrastructure of the capital includes:

- 1) engineering infrastructure;
- 2) transport infrastructure;
- 3) system of engineering support, maintenance and repair of housing, health facilities, education and internal trade;
- 4) system of general improvement and landscaping;
- 5) other facilities and systems, necessary for the functioning of the capital.

### **Article 13-1. Budget of the capital**

Footnote. Article 13-1 is excluded by the Law of the Republic of Kazakhstan dated 15.03.2025 № 172-VIII (effective from 01.01.2025).

## **Chapter 3. FINAL PROVISIONS**

Footnote. Title of Chapter 3 is in the wording of the Law of the Republic of Kazakhstan dated 01.03.2011 № 414-IV (shall be enforced from the day of its first official publication).

### **Article 14. Features of seizure of land plots for state needs**

Footnote. Article 14 is excluded by the Law of the Republic of Kazakhstan dated 01.03.2011 № 414-IV (shall be enforced from the day of its first official publication).

### **Article 15. The procedure for the enforcement of this Law**

1. This Law enters into force from the day of its official publication.
2. Is excluded by the Law of the Republic of Kazakhstan dated 03.04.2019 № 243-VI ( shall be enforced upon expiry of ten calendar days after its first official publication).
3. The Law of the Republic of Kazakhstan “On the status of the capital of the Republic of Kazakhstan” dated May 20, 1998 shall be deemed to have lost force (Bulletin of the Parliament of the Republic of Kazakhstan, 1998, № 7-8, Art. 79; 2001, № 15-16, Art. 228, 229; 2002, № 6, Art. 75; 2003, № 24. Art. 178; 2004, № 23, Art. 142).

Footnote. Article 15 as amended by the Law of the Republic of Kazakhstan dated 03.04.2019 № 243-VI (shall be enforced upon expiry of ten calendar days after its first official publication).

*The President  
of the Republic of Kazakhstan*

© 2012. «Institute of legislation and legal information of the Republic of Kazakhstan» of the Ministry of Justice of the Republic of Kazakhstan