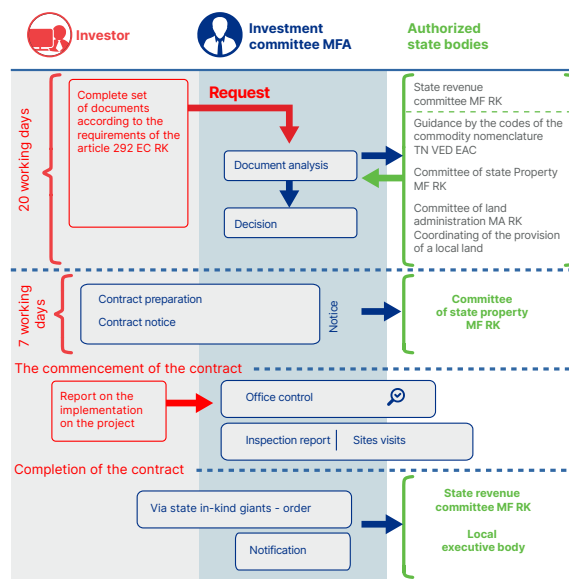


## GRANTING INVESTMENT PREFERENCES SCHEME



### Part 1. List of priority kinds of activities for investment projects implementation

Chapter	Section name (classes)
01	Crop and animal husbandry, hunting and provision of services in these areas (01.11, 01.12, 01.13, 01.14, 01.16, 01.19, 01.21, 01.22, 01.23, 01.24, 01.25, 01.26, 01.27, 01.29, 01.30, 01.41, 01.42, 01.43, 01.44, 01.45, 01.46, 01.47, 01.49, 01.64)
03	Fishing and aquaculture (03.21, 03.22)
10*	Food production (10.11, 10.12, 10.13, 10.20, 10.31, 10.32, 10.39, 10.41, 10.42, 10.51, 10.61, 10.62, 10.71, 10.72, 10.73, 10.81, 10.82, 10.83, 10.84, 10.85, 10.86, 10.89, 10.91, 10.92)
11*	Beverage production (11.06, 11.07)
13	Manufacture of textile products (13.10, 13.20, 13.30, 13.91, 13.92, 13.93, 13.94, 13.95, 13.96, 13.99)
14	Clothing production (14.11, 14.12, 14.13, 14.14, 14.19, 14.20, 14.31, 14.39)
15	Manufacture of leather and related products (15.11, 15.12, 15.20)
16	Manufacture of wooden and cork products, except furniture; manufacture of straw products and materials for weaving (16.10, 16.21, 16.22, 16.23)
17	Production of paper and paper products (17.11, 17.12, 17.21, 17.22, 17.23, 17.24, 17.29)
19	Production of coke and refined petroleum products (19.10, 19.20)
20	Production of chemical industry products (20.11, 20.12, 20.13, 20.14, 20.15, 20.16, 20.17, 20.20, 20.30, 20.41, 20.42, 20.51, 20.52, 20.53, 20.59, 20.60)
21	Production of basic pharmaceutical products (21.10, 21.20)
22	Manufacture of rubber and plastic products (22.11, 22.19, 22.21, 22.22, 22.23, 22.29)
23	Production of other non-metallic mineral products (23.11, 23.12, 23.13, 23.14, 23.19, 23.20, 23.31, 23.32, 23.41, 23.42, 23.43, 23.44, 23.49, 23.51, 23.52, 23.61, 23.62, 23.63, 23.64, 23.65, 23.69, 23.70, 23.91, 23.99)
24	Metallurgical production (24.10, 24.20, 24.31, 24.32, 24.33, 24.34, 24.41, 24.42, 24.43, 24.44, 24.45, 24.46, 24.51, 24.52, 24.53, 24.54)
25	Production of finished metal products, except machinery and equipment (25.11, 25.12, 25.21, 25.29, 25.30, 25.40, 25.50, 25.61, 25.62, 25.71, 25.72, 25.73, 25.91, 25.92, 25.93, 25.94, 25.99)
26	Production of computers, electronic and optical products (26.11, 26.12, 26.20, 26.30, 26.40, 26.51, 26.60, 26.70, 26.80)
27	Production of electrical equipment (27.11, 27.12, 27.20, 27.31, 27.32, 27.33, 27.40, 27.51, 27.52, 27.90)
28	Manufacture of machinery and equipment not included in other categories (28.11, 28.12, 28.13, 28.14, 28.15, 28.21, 28.22, 28.23, 28.24, 28.25, 28.29, 28.30, 28.41, 28.49, 28.91, 28.92, 28.93, 28.94, 28.95, 28.96, 28.99)
29	Production of motor vehicles, trailers and semi-trailers (29.10, 29.20, 29.31, 29.32)
30	Production of other vehicles (30.11, 30.12, 30.20, 30.30, 30.40, 30.91, 30.92)
31	Furniture manufacturing (31.01, 31.02, 31.03, 31.09)
32	Production of other finished products (32.50)
33	Repair and installation of machinery and equipment (33.11, 33.12, 33.13, 33.14, 33.15, 33.16, 33.17, 33.19, 33.20)
35	Power supply, gas supply, steam and air conditioning (35.11, 35.12, 35.13, 35.14, 35.21, 35.22, 35.23, 35.30)
36	Water collection, treatment and distribution (36.00)
38	Waste collection, treatment and disposal; waste disposal (38.12, 38.21, 38.32)
42	Civil engineering (42.11, 42.12, 42.13, 42.21, 42.22, 42.91, 42.99)

49	Land transport and pipeline transportation (49.10, 49.20, 49.31, 49.39, 49.41, 49.50)
50	Water transport (50.10, 50.20, 50.30, 50.40)
51	Air transport (51.10, 51.21, 51.22)
52	Warehousing and auxiliary transport activities (52.10, 52.21, 52.22, 52.23, 52.24, 52.29)
55	Provision of temporary accommodation services (55.10, 55.30, 55.90*****)
61	Connection (61.20, 61.30)
85	Education (85.10, 85.20, 85.31, 85.32, 85.41, 85.42)
86	Health care activities (86.10)
91*****	Activities of libraries, archives, museums and other cultural activities (91.02)
93	Activities in the field of sports, recreation and entertainment (93.11, 93.29)

### Part 2. List of priority kinds of activities, identified for the investment priority projects implementation

Chapter	Section name (classes)
05*****	Coal mining (05.10.3)
07*****	Extraction of metal ores (07.10.3)
10**	Food production (10.11, 10.12, 10.13, 10.20, 10.31, 10.32, 10.39, 10.41, 10.42, 10.61, 10.62, 10.81, 10.82, 10.83, 10.85, 10.86)
16	Manufacture of wooden and cork products, except furniture; manufacture of straw products and materials for weaving (16.21)
19	Production of coke and refined petroleum products (19.10, 19.20)
20	Production of chemical industry products (20.11, 20.12, 20.13, 20.14, 20.15, 20.16, 20.17, 20.20, 20.30, 20.41, 20.51, 20.59)
21	Production of basic pharmaceutical products (21.10, 21.20)
22	Manufacture of rubber and plastic products (22.11, 22.21, 22.23)
23	Production of other non-metallic mineral products (23.11, 23.12, 23.13, 23.14, 23.19, 23.20, 23.31, 23.32, 23.42, 23.43, 23.49, 23.51, 23.52, 23.61, 23.62, 23.63, 23.64, 23.65, 23.69, 23.70, 23.99)
24	Metallurgical production (24.10, 24.20, 24.31, 24.32, 24.33, 24.34, 24.41, 24.42, 24.43, 24.44, 24.45)
25	Production of finished metal products, except machinery and equipment (25.21, 25.29, 25.30)
27	Production of electrical equipment (27.11, 27.12, 27.20, 27.31, 27.32, 27.33, 27.40, 27.90)
28	Manufacture of machinery and equipment not included in other categories (28.11, 28.12, 28.13, 28.14, 28.25, 28.29, 28.30, 28.41, 28.49, 28.91, 28.92, 28.99)
29	Production of motor vehicles, graders and semi-trailers (29.10, 29.20, 29.31, 29.32)
30	Production of other vehicles (30.20)
35	Power supply, gas supply, steam and air conditioning (35.11)
49**	Land transport and pipeline transportation (49.39)
55**	Accommodation services (55.10)
56***	Food and beverage services (56.10)
86**	Health care activities (86.10.3)
93**	Activities in the field of sports, recreation and entertainment (93.29.9)

#### Note:

- \* From January 1, 2020, white sugar is not exempt from import customs duties (код ТНВЭД 170199);
- \*\* located in rural settlements, small towns, put into effect from January 2019;
- \*\*\* located on the roadside of roads of republican, regional and local significance, put into effect from January 1, 2019;
- \*\*\*\* refers exclusively to the production of iron ore concentrate and (or) pellets;
- \*\*\*\*\* refers exclusively to the enrichment of coal;
- \*\*\*\*\* refers exclusively to obtaining investment preferences in the form of a state in-kind grant for the construction of dormitories for students, undergraduates and doctoral students;
- \*\*\*\*\* refers exclusively to obtaining investment preferences in the form of a state in-kind grant.

#### LIST OF REGULATORY LEGAL ACTS

- ✓ Entrepreneurial Code of the Republic of Kazakhstan
- ✓ Tax Code of the Republic of Kazakhstan
- ✓ Land Code of the Republic of Kazakhstan
- ✓ The Law on Migration of the Population
- ✓ The Law on State Property
- ✓ Resolution of the Government of the Republic of Kazakhstan No. 13 dated January 14, 2016 on Some Issues of Implementation of State Support for Investments
- ✓ Resolution of the Government of the Republic of Kazakhstan No. 312 dated May 17, 2022 on Approval of the Rules for Concluding, Amending, Terminating the Agreement on Investment Obligations and the Standard Form of the Agreement on Investment Obligations
- ✓ Order of the Minister of Investment and Development of the Republic of Kazakhstan No. 1281 dated December 30, 2015 Rules for Accepting, Registering and Reviewing Applications for Investment Preferences
- ✓ Order of the Minister of Investment and Development of the Republic of Kazakhstan No. 1133 dated November 30, 2015 on Some Issues of State Support for Investments
- ✓ Order of the Minister of Foreign Affairs of the Republic of Kazakhstan No. 11-1-4/106 dated March 26, 2021 on Approval of the Rules for Concluding an Investment Tax Credit Agreement for Obtaining an Investment Tax Credit
- ✓ Order of the Minister of Investment and Development of the Republic of Kazakhstan No. 140 dated February 27, 2018 On Approval of the List of Raw Materials and (or) Materials, the Import of Which is Exempt From Value Added Tax Under the Investment Contract

#### CONTACT INFORMATION

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INVESTMENT COMMITTEE  
OF THE MINISTRY OF FOREIGN AFFAIRS  
OF THE REPUBLIC OF KAZAKHSTAN



STATE INVESTMENT  
SUPPORT MEASURES

ASTANA, 2023

## INVESTMENT CONTRACT

An **investment contract** is an agreement for the implementation of an investment project for the provision of investments and investment preferences.

### Types of investment preferences

#### For investment projects:

- Exemption from customs duties when importing technological equipment, its components and spare parts, commodities and (or) materials for up to 5 years;
- Exemption from value added tax on imports of commodities and (or) materials for a period of 5 years;
- State in-kind grant.

**For reference:** *an investment project is a set of activities involving investments in the creation of new, expansion and (or) upgrade of existing industries, including those created, expanded and (or) upgraded during the implementation of a public-private partnership project, including a concession project.*

#### For priority investment projects:

- Exemption from customs duties when importing technological equipment, its components and spare parts, commodities and (or) materials for up to 5 years;
- State in-kind grant;
- Tax preferences:
  - for the creation of new industries – 10 year exemption from corporate income tax and land tax, 8 years exemption from property tax;
  - for the expansion and (or) renewal of existing industries – 3 year exemption from corporate income tax.
- The right to recruit foreign labour without quotas and permits.

**For reference:** *Priority investment priority project is an investment project:*

*- for the creation of new industries, involving investments by a legal entity in the construction of new industrial facilities, in the amount of at least 2 million MCI (monthly calculation indexes);*  
*- for the expansion and (or) upgrade of existing industries, involving investments by a legal entity in fixed assets, including the upgrade (renovation, reconstruction, or modernization) of existing industrial manufacturing facilities in the amount of at least 5 million MCI.*

*When creating new investment projects in food and light industry, the amount of investment by a legal entity should be at least 1 million MCI established by the Law on the Republican Budget and effective on the date of filing an application for investment preferences;*

*When creating projects that can cater to tourists in priority tourist areas, the amount of investment by a legal entity should be at least 200 thousand MCI established by the Law on the Republican Budget and effective on the date of filing an application for investment preferences*

## List of documents for obtaining investment preferences

- ✓ Application for investment preferences;
- ✓ A copy of the charter of the legal entity, bearing the signature of the CEO and the seal of the legal entity.
- ✓ Business plan of the investment project;
- ✓ Report on the evaluation of the state in-kind grant and preliminary approval of its provision by the local executive body;
- ✓ If the application stipulates the right to recruit foreign labor, the investor submits a copy of the passport or ID of the recruited foreign employee with a translation into Kazakh or Russian, as well as the employment contract concluded between the employer and the foreign employee with a translation into Kazakh or Russian, and documents confirming their qualifications and (or) education with translation into Kazakh or Russian;
- ✓ In case of implementation of a priority investment project in priority tourist territories, the investor submits a letter from the central executive agency, which administers the functions of government in the field of tourism. This letter confirms the implementation of a priority investment project in priority tourist territories;
- ✓ If the application for investment preferences stipulates the granting of tax preferences, the investor submits the conclusion of a comprehensive independent expert review of construction projects, bearing the signature of the CEO, in accordance with the procedure established by the legislation of the Republic of Kazakhstan.

The conditions for obtaining investment preferences are set out in Article 286 of the Entrepreneurial Code of the Republic of Kazakhstan

An application for investment preferences is submitted on the eLicense web portal: Finance-Conclusion of an investment contract.

## AGREEMENT ON INVESTMENT OBLIGATIONS

An agreement on investment obligations is an agreement concluded between the Government of the Republic of Kazakhstan and a legal entity. The agreement obliges a legal entity to finance capitalized follow-up expenses and (or) expenses for the acquisition, production, and construction of new fixed assets, as well as to finance other costs that increase the value of fixed assets in accordance with international financial reporting standards and (or) the requirements of the legislation of the Republic of Kazakhstan on accounting and financial reporting, for eight years, including the year of filing an application for the conclusion of such an agreement. The financing shall total at least 75 million MCI established by the Law on the Republican Budget and effective as of January 1 of the year in which the application for the conclusion of such agreement was submitted.

The Agreement on Investment Obligations provides a guarantee of stability of the tax legislation of the Republic of Kazakhstan for 10 years

**The Agreement on Investment Obligations is concluded with a legal entity of the Republic of Kazakhstan that meets the following conditions:**

- the legal entity is a manufacturer, with the exception of subsoil users extracting hydrocarbon minerals and petrochemical producers. For the purposes of this chapter, a manufacturer is a legal entity, which earned at least seventy percent of the total annual income in the year prior to the filing an application for an Agreement on Investment Obligations, by selling self-manufactured goods, minerals extracted by such legal entity and (or) products obtained through the mineral processing done by such entity;
- the legal entity is a large or medium business as consistent with the Entrepreneurial Code of the Republic of Kazakhstan;
- the legal entity does not manufacture excisable goods;
- the legal entity does not apply special tax regimes.

## INVESTMENT TAX LOAN

An investment tax loan is an opportunity to change the term of payment of corporate income tax and property tax by reducing payments due by 100%, followed by payment by installments within 3 years.

The investment tax loan is provided as part of an investment contract for the implementation of an investment project (before the commissioning of the facility under the investment project), with the exception of the investment priority project and the investment agreement.

**Taxpayers who fulfil one of the following conditions are not eligible for an investment tax loan:**

- taxpayers that apply special tax regimes provided for by Section 20 of the Tax Code of the Republic of Kazakhstan;
- taxpayers that manufacture and (or) sell all types of alcohol, alcoholic beverages, tobacco products;
- taxpayers that are taxed in accordance with sections 21 and 23 of the Tax Code of the Republic of Kazakhstan.