AIFC REGULATIONS ON AIFC INVESTMENT TAX RESIDENCY PROGRAMME

AIFC REGULATIONS No. 57 of 2026

August 6, 2026
Astana, Kazakhstan

CONTENTS

PART 1: GENERAL

1. Name

These Regulations are the *AIFC Investment Tax Residency Programme Regulations 2026*.

2. Date of enactment

These Regulations are enacted on the day they are adopted by the Governor.

3. Commencement

These Regulations commence on the day of their publication on the AIFC website and, upon such commencement, AIFC Regulations on AIFC Investment Tax Residency Programme No. 42 shall cease to have effect.

4. Legislative authority

These Regulations are adopted by the Governor under article 5-1 of the Constitutional Statute and subparagraph 3) of paragraph 9 of the Management Council Resolution.
In accordance with Article 5-1 of the Constitutional Statute these Regulations of 2026 were made with the agreement of the national security and internal affairs bodies, the central authorised body for state planning, the state body responsible for ensuring tax revenues and other mandatory payments to the budget, and the state body responsible for implementing the state policy on attracting investments.

5. Application of these Regulations

These Regulations apply within the jurisdiction of the AIFC.

6. Object of these Regulations

The object of these Regulations is to make provision for the AIFC Investment Tax Residency Programme (the ***Programme***) provided for by article 5-1 of the Constitutional Statute.

7. Interpretation

Schedule 1 contains definitions used in these Regulations.

PART 1-1: PROGRAMME OFFICE

7-1. Programme office

By virtue of these Regulations, the Programme Office is established within the framework of the AIFC Authority or its affiliated legal entity registered under the Acting Law of the AIFC.

7-2. Objectives and Functions of the Programme Office

(1) The Programme Office shall pursue the following objectives:

(a) to promote good practices and observance of the requirements of these Regulations;

(b) to administer these Regulations in an effective and transparent way.

(2) The authorised employee of the Programme Office shall manage the day-to-day operations and shall also exercise any other powers conferred by these Regulations and/or by the resolutions of the Board of Directors of the AIFC Authority.

(3) Without limiting subsection (1), the Programme Office Functions include the following:

(a) preparing draft rules, standards and codes of practice;

(b) preparing and adopting non-binding guidance, and advising the Board of Directors of the AIFC Authority of any guidance adopted by the Programme Office;

(c) issuing or prescribing forms to be used for these Regulations;

(d) issuing or prescribing procedures and requirements relating to these Regulations;

(e) specifying procedures for the filing, or lodgement with the Programme Office, of application, or any other documents, under or for these Regulations, whether by electronic or any other means;

(f) Exercising any Function delegated to the Programme Office under these Regulations and Rules.

(4) The objectives and/or functions of the Programme Office; the general terms and conditions of the Programme supplementing the provisions of these Regulations; matters relating to the preparation and publication of information concerning these Regulations for AIFC Participants and AIFC Bodies, as well as their directors, officers, partners, employees and Agents; procedures and other measures relating to the submission and resolution of complaints; and the requirements applicable to Investment Instruments are to be determined by the Rules.

7-3. Fees

(1) The Rules may require the payment to the Programme Office of fees by Applicants of the Programme.

(2) The Programme Office may charge a fee for any services provided by the Programme Office under these Regulations or the Rules.

(3) The payment made to the Programme Office is non-refundable.

(4) If a fee is prescribed or charged under this section for the Exercise of a Function, or the provision of services, by the Programme Office, no action need be taken by the Programme Office until the fee is paid and, if the fee is payable to the Programme Office on the receipt by the Programme Office of a Document required to be, or that may be, given or delivered to, or filed with, (however described) with the Programme Office, the Programme Office is taken not to have received the Document until the fee is paid.

PART 2: INVESTMENT RESIDENT

CHAPTER 1: ELIGIBILITY TO APPLY TO PARTICIPATE IN THE PROGRAMME

8. Right to apply to participate in the Programme

A natural person may apply to the Programme Office to participate in the Programme if the person satisfies the following conditions:

(a) the person is a foreign national or a stateless person;

(b) the person is 18 years old or older;

(c) the person has not been a resident of the Republic of Kazakhstan for the purposes of the Tax Code at any time within the last 20 years preceding the initial application to participate in the Programme;

(d) the person is not a person whose citizenship of the Republic of Kazakhstan (if any) has been terminated at any time within the last 20 years preceding the initial application to participate in the Programme;

(e) the person intends to execute investments required by the Programme.

9. General Terms and Conditions and application to participate in the Programme

(1) By signing the application to participate in the Programme, which is the acceptance of the General Terms and Conditions, any natural person, who complies with the conditions set out in section 8, obtains the right to participate in the Programme. Herewith, a natural person is recognised as a participant of the Programme after execution of investments in accordance with these Regulations and obtaining of the Investment Resident Certificate.

(2) An application to participate in the Programme must be accompanied by the following documents:

(a) a questionnaire;

(b) a consent to the collection, processing and storage of personal data;

(c) a copy of the natural person’s passport or another document confirming the natural person’s citizenship or that the natural person is stateless;

(d) a bank account statement that:

(i) is issued not earlier than 30 days before the day the application is made to the Office;

(ii) specifies all transactions conducted through the account in the 3 months before the date of issuance of the statement;

(iii) confirms that the Applicant has the funds available to execute the investments required by the Programme;

(e) documents confirming the legitimacy of the source of the funds to be invested under the Programme that comply with the requirements provided for in the General Terms and Conditions;

(f) confirmation letter on compliance with the provisions of the Constitutional Statute;

(g) a document confirming the Payment for the Office's services rendered in relation to the natural person's participation in the Programme; and

(h) other documents, the provision of which is required in accordance with the Acting Law of the AIFC.

(3) The application to participate in the Programme and any document accompanying the application must be in English or Kazakh, or Russian languages. If the original language of the document is not English or Kazakh, or Russian, the document must be accompanied by a translation into English or Kazakh, or Russian and the accuracy of the translation or the authenticity of the translator's signature must be certified by a notary in accordance with the acting legislation of the Republic of Kazakhstan and international treaties ratified by the Republic of Kazakhstan.

(4) In addition to the documents provided for by subsection (2), the Office may request other documents, required in accordance with the Acting Law of AIFC.

(5) The Office may use an independent professional service provider (Agent) to provide consulting services to potential Programme participants, submit applications for participation in the Programme, and fulfill all necessary requirements and formalities associated with participating in the Programme.

(6) The Programme Office sets criteria for an Agent in accordance with the Office`s internal documents.

(7) The Programme Office, its authorised officers, any member of the AIFC Authority's staff, and other delegates shall not be personally liable for any acts or omissions in the exercise, or purported exercise, of Programme functions, including acts or omissions carried out by Agents acting on behalf of the Programme Office. This does not apply to an act or omission if the act or omission is shown to have been in bad faith.

10. Decision on application to participate in the Programme

(1) This section applies if a natural person (the ***applicant***) applies to the Programme Office under section 8 to participate in the Programme.

(2) The Office must decide whether the applicant satisfies the conditions mentioned in section 8 and is, therefore, eligible or not eligible to apply to participate in the Programme.

(3) However, the Office may, by notice given to the applicant, require the applicant to provide any information or document that the Office reasonably needs to decide whether the applicant is eligible to apply to participate in the Programme.

(4) If the Office requires the applicant to provide information or a document, the Office does not need to make a decision under this section until the applicant complies with the requirement.

11. Due diligence checks

(1) This section applies if the Programme Office decides under section 10 that a natural person (the ***applicant***) is eligible to apply to participate in the Programme.

(2) The applicant must undergo the due diligence checks that the Office considers appropriate to decide whether the Office is satisfied with the following matters (the ***due diligence matters***):

(a) the applicant and each Family Member of the applicant is a person of good character; and

(b) the funds that the applicant proposes to invest in the Programme have been obtained legitimately.

(3) The Office may use an independent professional service provider to conduct all or any of the due diligence checks on its behalf.

(4) The Office may, by notice to the applicant, require the applicant to provide any information or document that it reasonably needs for the due diligence checks.

(4-1) The Office may conduct where necessary due diligence checks to oversee the compliance of the Investment Resident and each Family Member of the Investment Resident with the requirements of these Regulations and Rules.

(5) Without limiting subsection (2)(a), a person is not a person of good character if:

(a) the person has an outstanding conviction in the person's country of citizenship or residence;

(b) the person has been convicted or found guilty, or is reasonably suspected, of any of the following:

(i) offences related to terrorism or the financing of terrorism;

(ii) war crimes, crimes against humanity or crimes against human rights and fundamental freedoms, as well as offences against the person, sexual violence, and crimes against children; or

(iii) money laundering offences;

(c) the person is on the International Criminal Police Organisation (commonly known as INTERPOL) lists; or

(d) the person poses a threat to national security, public safety, or health, order of the population of the Republic of Kazakhstan.

(e) the person is not complying with the requirement set by the Rules.

(6) Without limiting subsection (2)(b), funds have not been obtained legitimately if they have been obtained directly or indirectly as a result of the commission of or involvement in the commission of a criminal offence.

(6-1) The applicant or the Investment Resident must notify the Programme Office if the applicant/or Investment Resident/ or Family Member is unable to comply with subsection (5) or (6).

(7) If after conducting the due diligence checks the Office is satisfied with the due diligence matters, the applicant must provide the Office with the documents confirming the execution of the investments set out in section 17 within the period determined by the Office and set out in the application to participate in the Programme.

(8) If the Office is not satisfied with the due diligence matters, the Office must, by notice given to the applicant, inform the applicant that the applicant is not eligible to become an Investment Resident.

(9) The Office reserves the right to check the legality of the origin of funds when Investment Resident replenishes investments to the Minimum Investment Volume or replaces investments.

CHAPTER 2: INVESTMENT REQUIREMENTS FOR THE PROGRAMME

12. Application of the chapter

This chapter applies to a natural person (the ***applicant***) if the Programme Office is satisfied with the due diligence matters.

13. Minimum Investment Volume

(1) The Minimum Investment Volume for the Investment Instruments referred to in subparagraphs (a), (b), and (c) of paragraph (1) of section 15 for the purposes of the Programme is 60,000 US dollars or an equivalent amount in another currency, which must be maintained at all times.

(2) The Minimum Investment Volume for the Investment Instrument referred to in subparagraph (d) of paragraph (1) of section 15 is 150,000 US dollars, calculated at the market rate of the respective digital asset on the date of investment, which must be maintained at all times.

(3) Where the value of the relevant Investment Instruments falls below the Minimum Investment Volume, the Investor shall be required to restore (“top up”) the value of such Investment Instruments to the required threshold. The procedure and timeframes for such top-up are to be prescribed by the Programme Rules.

14. Requirements for invested funds

Funds invested in the Programme must satisfy the following requirements:

(a) the funds must be free from any pledge, lien, arrest, security interest, claim, rights of a third party, or other encumbrance, whether private or public;

(b) the funds must be in the possession, or under the exclusive control of the applicant; and

(c) the funds must not be subject to any existing or expected decision, injunction, decree, ruling, arbitral award, or undertaking, arising from legal or arbitral proceeding.

15. Investment Instruments

(1) For participation in the Programme, the funds must be invested in the following Investment Instruments:

(a) Shares, stakes in the capital, units in Funds incorporated in the AIFC;

(b) Securities listed on the Astana International Exchange (AIX);

(c) investments in the share capital of an AIFC Participant~~.~~

(d) Digital assets traded on platforms operated by digital asset service providers licensed by the AFSA.

(2) Requirements for Investment Instruments, as well as decisions regarding the inclusion or removal of any Investment Instruments listed in paragraph (1), are to be determined by the Rules.

(3) The Office must publish Investment Instruments as in force from time to time on the Official Public Source.

(4) Amendments to the list of Investment Instruments may be made only through formal amendments to these Regulations.

(5) Only investments executed in the Investment Instruments that meet the requirements, conditions and restrictions set by the Rules in accordance with these Regulations shall be permitted.

CHAPTER 3: INVESTMENT RESIDENT

16. Application of the chapter

This chapter applies to a natural person (the ***applicant***) if the Programme Office is satisfied with the due diligence matters and executed investments in accordance with requirements provided for in Chapter 2.

17. Confirmation of execution of investments

(1) The applicant must provide the Programme Office with documents confirming the execution of investments.

(2) One or more of the following documents must be provided to confirm the execution of investments:

(a) Shares, interests, or units in Funds registered in the AIFC

(i) an extract from a register of shareholders provided by the AIFC Registrar of Companies or an extract from a register of shareholders of an AIFC Participant;
(ii) an extract from the register of partners;
(iii) an extract from the unitholder register;
(iv) a payment document confirming the contribution to the capital or payment of shares, participation interests.

(b) Securities listed on the Astana International Exchange (AIX)

(i) a copy of the warrant or share certificate;
(ii) a statement from a brokerage account, a broker's report;
(iii) a statement from a register of securities on investments in securities listed on AIX;

(c) Investments in the share capital of an AIFC Participant

(i) a copy of the bank transfer or payment order to the personal account of the AIFC Participant, in whose favour investments were executed;
(ii) a document, containing a confirmation by the AIFC Participant, in whose favour investments were executed, on the receipt of funds from the applicant to the bank account of the AIFC Participant;
(iii) an extract from a register of shareholders provided by the AIFC Registrar of Companies or an extract from a register of shareholders of an AIFC Participant;
(iv) a payment document confirming the contribution to capital or payment of shares, participation interests.

(d) Digital assets traded on the platforms of digital asset service providers licensed by the AFSA.

(i) Account statement issued by a trading platform licensed by the AFSA.

(e) other documents satisfying the requirements provided for in the General Terms and Conditions.

(3) The above list is not exhaustive and the Office, at its reasonable discretion, has the right to request additional documents confirming the execution of investments, the provision of which is necessary in accordance with the requirements of the Acting Law of the AIFC.

18. Procedure for combination of Investment Instruments

(1) Investing funds in more than one Investment Instrument provided for by section 15 at a time is prohibited.

19. Investment Resident

(1) A natural person will only be recognised as a participant of the Programme after investing funds in accordance with these Regulations and obtaining the Investment Resident Certificate.

(2) To qualify to become an Investment Resident, the applicant must satisfy the following requirements:

(a) the applicant must within the required period provide the Office with the documents confirming the execution of investments in Investment Instrument provided for by section 15(1);

(b) the funds must be invested in a single Investment Instrument;

(c) the funds invested must total at least the Minimum Investment Volume;

(d) the funds invested must satisfy the requirements of section 14;

(e) the applicant must, within the required period, notify the Office that the requirements mentioned in paragraphs (a), (b) and (c) have been satisfied; and

(f) the applicant must provide the Office with any information or document that the Office reasonably requires by notice given to the applicant.

(3) For subsection (2), funds invested by the applicant before the required period are taken to be funds invested within that period if the funds are approved under section 24.

(4) If the Office is satisfied that the applicant is qualified to become an Investment Resident, the Office may issue the Investment Resident Certificate to the applicant. The Investment Resident Certificate must be in accordance with Appendix 2.1 of Schedule 2.

(5) On the issuance of the Investment Resident Certificate, the applicant becomes an Investment Resident for the period (not longer than 5 years) stated in the Investment Resident Certificate, but subject to the other provisions of these Regulations that provide for the earlier termination of the Investment Resident Certificate.

(6) For the avoidance of any doubt, the issuance of the Investment Resident Certificate to the applicant operates solely in relation to the status of the applicant as an Investment Resident and does not operate to make a Family Member or anyone else an Investment Resident.

(7) In this section:

required period means the period specified by the Office and set out in the application to participate in Programme.

CHAPTER 4: PRESERVATION, REPLACEMENT, AND MONITORING OF INVESTMENTS

20. Application of the chapter

This chapter applies to the Investment Resident and the funds invested (***investments***) in Investment Instrument.

21. Preservation of investments

(1) An Investment Resident must keep investments for the entire period of the validity of the Investment Resident Certificate unless an Investment Resident exercises the right to replace the Investment Instrument as provided for in section 22.

(2) After the replacement of the Investment Instrument, the Investment Resident must keep investments until the expiration of the Investment Resident Certificate.

22. Replacement of Investment Instrument

(1) An Investment Resident has the right to replace the Investment Instrument in which the funds were invested subject to compliance with the requirements set out in this section.

(2) The Investment Resident must notify the Programme Office of making the replacement of the Investment Instrument by attaching documents confirming the execution of subsequent investments that meet the requirements of section 17 within 10 business days from the date of the replacement. Investment Resident is allowed to make a full replacement of the Investment Instrument.

(3) If the market value of subsequent investments executed by the Investment Resident in accordance with this section is lower than the Minimum Investment Volume, the Investment Resident must invest additional funds to comply with the Minimum Investment Volume.

23. Monitoring and revaluation of investments

(1) The Programme Office on a regular basis monitors the conditions for preserving the investments in the Investment Instrument throughout the entire period of the validity of the Investment Resident Certificate.

(2) The Office may request the Investment Resident or the AIFC Participant, in whose favour investments were executed, to provide specified documents to the Programme Office for monitoring the preservation of investments. The Investment Resident must provide or ensure the provision by AIFC Participant of documentary evidence within the period specified in the request.

(3) For monitoring purposes the Office has the right to request in electronic form and/or in hard copy, and the Investment Resident must provide a detailed report on the current (fair) value of the investments for each Investment Instrument and in aggregate as of the date and in the form determined by the Office, and, if necessary, a market value assessment report of the investments determined by the appraiser in accordance with the acting law of the Republic of Kazakhstan on valuation activity at the date determined by the Office within the period specified in the respective request of the Office.

CHAPTER 5: PRE-EXISTING INVESTMENTS AND INVESTMENTS EXECUTED DURING THE PREVIOUS PARTICIPATION IN THE PROGRAMME

24. Pre-existing investments

(1) This section applies if:

(a) a foreign national or stateless person has funds invested in Investment Instrument; and

(b) the funds were invested in the Investment Instrument after the commencement of these Regulations.

(2) The person may apply to the Programme Office for approval for the funds to qualify for section 24(1).

(3) The Office must decide the application and inform the person whether it has granted the approval.

25. Investments executed during the previous participation in the Programme

(1) A foreign national or stateless person who previously participated in the Programme is allowed to re-participate in the Programme, provided that such foreign national or stateless person's Investment Resident Certificate has not been terminated in accordance with section 27 and such foreign national or stateless person is a person who has complied with and complies with the requirements of the migration legislation of the Republic of Kazakhstan.

(2) A foreign national or stateless person who previously participated in the Programme has the right to request the Programme Office to admit the funds invested in Investment Instrument during the previous participation in the Programme partially or wholly, for the current participation in the Programme.

(3) If the current (fair) value of investments determined in the report at the date of submission of the application to participate in the Programme in the form determined by the Office and, if necessary, a market value of investments, determined by the appraiser in accordance with the acting law of the Republic of Kazakhstan on valuation activity at the date of submission of the application to participate in the Programme, invested by a foreign national or stateless person in the Investment Instrument during the previous participation in the Programme that the Office admits for the current participation in the Programme is less than the Minimum Investment Volume, a foreign national or stateless person must invest additional funds to comply with the Minimum Investment Volume requirements.

CHAPTER 6: EARLY EXIT FROM THE PROGRAMME AND TERMINATION OF THE INVESTMENT RESIDENT CERTIFICATE

26. Early exit from the Programme

(1) The Investment Resident has the right to terminate the participation in the Programme before the expiration of the Investment Resident Certificate by submitting a respective notice of termination to the Programme Office.

(2) In case of early termination of the participation in the Programme, the Office sends a request to the relevant state bodies of the Republic of Kazakhstan to cancel the Investor Visa or terminate the Temporary Residence Permit of the Investment Resident, as well as the Investment Resident’s Family Members. Provided that, the Investment Resident and the Investment Resident’s Family Members must leave the Republic of Kazakhstan within the period specified by the acting migration legislation of the Republic of Kazakhstan.

27. Termination of the Investment Resident Certificate

(1) Upon the Programme Office’s discovery of non-compliance of an Investment Resident with the requirements and conditions of the Programme, the Investment Resident will be subject to termination of the Investment Resident Certificate.

(2) The termination of the Investment Resident Certificate refers to the notice of termination of the Investment Resident Certificate that is sent by the Office in the manner provided for in the General Terms and Conditions.

(3) In cases of detection of non-compliance with the requirements and conditions of the Programme, the Office notifies the Investment Resident of the failure to fulfill the obligations specified in these Regulations, Rules and/or in the General Terms and Conditions and the need to eliminate the non-compliance within a period specified in the respective notice of the Office.

(4) If the Investment Resident does not take measures to eliminate the non-compliance with the requirements and conditions of the Programme within the period specified in the notice on non-compliance, the Office notifies the Investment Resident of the termination of the Investment Resident Certificate and initiates a request for cancellation of the Investor Visa or the termination of the Temporary Residence Permit of the Investment Resident and the Investment Resident’s Family Members.

(5) After the termination of the Investment Resident Certificate, the Investment Resident is not entitled to use the tax benefits provided for by the Tax Code and the Constitutional Statute under the Programme.

(6) The Programme Office may, in its discretion, determine that the termination of the Investment Resident Certificate and initiation of cancellation of the Investor Visa and/or the termination of the Temporary Residence Permit of the Investment Resident and the Investment Resident’s Family Members be effected immediately, where the Head of the Programme considers it necessary or desirable in the interests of the AIFC or the Republic of Kazakhstan.

(7) Without limiting subsection (6), the Rules may determine grounds for immediate termination of the Investment Resident Certificate and initiation of cancelation of the Investor Visa Investor Visa or the termination of the Temporary Residence Permit of the

Investment Resident and the Investment Resident's Family Members.

CHAPTER 7: INVESTOR VISA AND TEMPORARY RESIDENCE PERMIT

28. Investor Visa and Temporary Residence Permit

(1) The issuance of an Investor Visa to an Investment Resident or Temporary Residence Permit to an Investment Resident, who is a citizen of a country, with which Republic of Kazakhstan has ratified a visa waiver agreement, as well as to Family Members of an Investment Resident, is carried out in accordance with the acting migration legislation of the Republic of Kazakhstan. The validity period of an Investor Visa or Temporary Residence Permit for Family Members of an Investment Resident cannot exceed the validity period of an Investment Resident's Investor Visa or a Temporary Residence Permit.

(2) An Investor Visa and Temporary Residence Permit gives an Investment Resident and Family Members of an Investment Resident the right to multiple entry into the Republic of Kazakhstan, travel through its territory, stay in the Republic of Kazakhstan and leave the Republic of Kazakhstan for a time, for the purposes and under the conditions established by the acting migration legislation of the Republic of Kazakhstan.

(3) At the request of an Investment Resident, the Programme Office may send the documents required in accordance with the acting migration legislation of the Republic of Kazakhstan to the Ministry of Foreign Affairs or the Internal Affairs Bodies for processing for the issuance of an Investor Visa for the Investment Resident or a Family Member of the Investment Resident.

(4) At the request of an Investment Resident, the Office may send the documents required in accordance with the acting migration legislation of the Republic of Kazakhstan to the Internal Affairs Bodies for processing for the issuance of a Temporary Residence Permit for the Investment Resident or a Family Member of the Investment Resident.

(5) To obtain an Investor Visa for an Investment Resident, the request of the AIFC Authority for provision of an Investor Visa to a person who is a non-resident of the Republic of Kazakhstan and who is an Investment Resident is sent to the state bodies of the Republic of Kazakhstan. The request must be in accordance with Appendix 2.3 of Schedule 2.

(6) The Ministry of Foreign Affairs and the Internal Affairs Bodies consider the documents provided by the Office and/or AIFC Authority in accordance with the acting migration legislation of the Republic of Kazakhstan, and, upon meeting the requirements of the acting migration legislation of the Republic of Kazakhstan, provide an Investment Resident and Family Members of an Investment Resident with an Investor Visa or a Temporary Residence Permit in the manner and on the terms set out by the legislation of the Republic of Kazakhstan.

(7) The Office is not liable to the Investment Resident for the refusal of the state bodies of the Republic of Kazakhstan to issue an Investor Visa or Temporary Residence Permit to the Investment Resident and Family Members of the Investment Resident.

PART 3: TAX RESIDENCY UNDER PROGRAMME

29. Obtaining the residency of the Republic of Kazakhstan for the purposes of the Tax Code

(1) An Investment Resident by complying with all the requirements provided for by the acting tax legislation of the Republic of Kazakhstan obtains the residency of the Republic of Kazakhstan for the purposes of the Tax Code.

(2) To obtain a document confirming residency of the Republic of Kazakhstan for the purposes of the Tax Code, an Investment Resident must provide, along with other documents determined by the Tax Code, a confirmation letter issued by the AIFC Authority for the relevant period on the execution of investments in compliance with the Programme in accordance with Appendix 2.2 of Schedule 2.

30. Document confirming the residency of the Republic of Kazakhstan for the purposes of the Tax Code

(1) Subject to compliance with the requirements set out by the acting tax legislation of the Republic of Kazakhstan, an Investment Resident may apply to the Territorial Body of State Revenue Committee for the issuance of a document confirming the residency of the Republic of Kazakhstan for the purposes of the Tax Code.

(2) A document confirming the residency of the Republic of Kazakhstan for the purposes of the Tax Code is issued for the year in which the fee for the issuance of a document confirming the residency of the Republic of Kazakhstan for the purposes of the Tax Code was paid.

(3) The amount of the fee for the issuance of a document confirming the residency of the Republic of Kazakhstan for the purposes of the Tax Code is established by the acting tax legislation of the Republic of Kazakhstan.

(4) If the Territorial Body of State Revenue Committee refuses to provide a document confirming the residency of the Republic of Kazakhstan for the purposes of the Tax Code to an Investment Resident, the Investment Resident may submit a tax application for confirmation of residency as a foreign national or stateless person who is a resident for the purposes of the Tax Code in accordance with acting tax legislation of the Republic of Kazakhstan.

(5) The Programme Office is not liable to the Investment Resident for the decision of the Territorial Body of State Revenue Committee with respect to the rejection to grant the Investment Resident with a document confirming the residency of the Republic of Kazakhstan for the purposes of the Tax Code.

(6) Where an Investment Resident is refused both (a) the issuance of a document confirming residency of the Republic of Kazakhstan for the purposes of the Tax Code under subsections (1)–(4), and (b) recognition of migration status under the applicable migration legislation of the Republic of Kazakhstan, the status of the individual as an Investment Resident under these Regulations shall be deemed to have terminated.

(7) In such circumstances, the Programme Office must, as soon as practicable, issue a notice to the Investment Resident confirming the termination of their Investment Resident Certificate.

PART 4: TAXATION UNDER PROGRAMME

31. Applicable tax regime for Investment Resident

(1) An Investment Resident, who is a resident of the Republic of Kazakhstan for the purposes of the Tax Code is subject to the tax benefits provided for by the Constitutional Statute and the Tax Code, only if the fee for the issuance of a document confirming the residency of the Republic of Kazakhstan for the purposes of the Tax Code was paid.

(2) The income of the Investment Resident, who is a resident of the Republic of Kazakhstan for the purposes of the Tax Code, received from the sources in the Republic of Kazakhstan is subject to taxation in accordance with the acting tax legislation of the Republic of Kazakhstan.

32. Applicable tax regime for Family Members of Investment Resident

The income of a Family Members of an Investment Resident is subject to taxation in accordance with the acting tax legislation of the Republic of Kazakhstan.

PART 5: INTERACTION WITH STATE BODIES

33. Application of the chapter

This chapter applies to the natural person who signed the application to participate in the Programme (the ***applicant***), Investment Resident and their Family Members.

34. Interaction of the Office with state bodies

(1) The Office within its competence coordinates with the state bodies of the Republic of Kazakhstan on issues related to the applicants and Investment Residents, as well as their Family Members under the Programme. The Office may request a state body of the Republic of Kazakhstan to provide information required under the Programme relevant to an applicant, Investment Resident and their Family Members.

(2) The request must be made by sending an official request to the state body with a copy of the consent to the collection, processing, and storage of personal data of the applicant, Investment Resident and their Family Members.

(3) The state body must provide the information to the Office within 15 working days from the day the state body receives the official request of the Office.

35. Interaction of the Office with Ministry of Foreign Affairs

The Office within its competence coordinates with the Ministry of Foreign Affairs on issues related to the granting and extension of Investor Visas as well as issues relating to their cancellation.

36. Interaction of the Office with Internal Affairs Bodies

(1) The Office within its competence coordinates with the Internal Affairs Bodies on issues related to the citizenship of Applicants under these Regulations and the granting and extension of Investor Visas or and Temporary Residence Permits, as well as issues related to their cancellation or termination.

(2) The Office requests the Internal Affairs Bodies for information in relation to the Applicant about the citizenship or absence of citizenship of the Republic of Kazakhstan of the latter. The request for information must be in accordance with Appendix 2.4 of Schedule 2.

(3) The Internal Affairs Bodies provide information on the Applicant's citizenship or absence of citizenship of the Republic of Kazakhstan within 15 working days from the date of sending the request. The Internal Affairs Bodies provide information with the identification data of the Applicant via an electronic document management system.

37. Interaction of the Office with State Revenue Committee

(1) The Office within its competence coordinates with the State Revenue Committee on the payment by the Investment Resident of the fee for the issuance of a document confirming the residency of the Republic of Kazakhstan for the purposes of the Tax Code and receipt of a document confirming the residency of the Republic of Kazakhstan for the purposes of the Tax Code by the Investment Resident.

(2) The Office requests the State Revenue Committee for information in relation to the Applicant about the residency or absence of residency of the Republic of Kazakhstan for the purposes of the Tax Code of the latter. The request for information must be in

accordance with Appendix 2.5 of Schedule 2.

(3) The State Revenue Committee provides information on the Applicant's residency or absence of residency of the Republic of Kazakhstan for the purposes of the Tax Code within 15 calendar days from the date of sending the request. The State Revenue Committee provides information in writing with the identification data of the Applicant.

(4) At the request of the Office, the State Revenue Committee provides information on the payment by the Investment Resident of the fee for the issuance of a document confirming the residency of the Republic of Kazakhstan for the purposes of the Tax Code, within 15 calendar days from the date of sending the respective request.

PART 6: MISCELLANEOUS

38. Authorised representative

(1) The applicant may appoint a Representative to represent the investor's interests of the Investment Resident/ applicant for the purposes of the Programme (including these Regulations).

(2) The applicant must notify the Programme Office of the appointment of the Representative.

(3) If the applicant acts through a Representative, the Office must be provided with the copy of the identity document of a Representative and a document confirming the authority to represent the interests of the applicant in relation to the specified matters. Provided that, such a document must be:

(a) certified in accordance with the procedure provided for by the legislation of the Republic of Kazakhstan; or

(b) legalised or apostilled in accordance with international treaties ratified by the Republic of Kazakhstan, and if the original language of the document is not in English, Kazakh or Russian language, the document must be accompanied by a translation into English, Kazakh or Russian language respectively, and the accuracy of the translation or the authenticity of the translator's signature must be certified by a notary in accordance with the acting legislation of the Republic of Kazakhstan and international treaties ratified by the Republic of Kazakhstan.

(4) If the authority given to the Representative has been revoked or amended, the applicant must notify the Programme Office (in force when the subsequent notice is given to the Office).

(5) The subsequent notice to the Office revokes, as the case may be, the authority given to the Representative by the earlier notice (in force when the subsequent notice is given to the Office).

(6) If the authority given to the Representative have been amended, the Office must be provided with an updated document confirming the authority to represent the interests of the applicant. Such document is subject to requirements provided for in subsection (3).

SCHEDULE 1: INTERPRETATION

1. Definitions

In these Regulations:

Acting Law of the AIFC has the meaning given by article 4 of the Constitutional Statute.

Agent means a legal entity authorised by the Programme Office and included in the list of Programme agents, entitled to enter into independent contracts with applicants for consultations, support and interaction with the Programme Office, acting in the interests of applicants independently of the Programme Office.

AIFC means Astana International Financial Centre.

AIFC Authority means a non-profit organisation established by the National Bank of the Republic of Kazakhstan. The AIFC Authority supports the activities of the other AIFC Bodies and their organisations, as well as the AIFC Participants and their Employees, and represents their interests to the extent of its competence.

AIFC Participant has the meaning provided for in paragraph 5) of Article 1 of the Constitutional Law.

Applicant means a natural person who submits the Application to participate in the Programme.

Application means the application of a natural person for participation in the Programme which is also the acceptance of these General Terms and Conditions and the indication of joining the Programme.

Constitutional Statute means Constitutional Statute of the Republic of Kazakhstan dated 7 December 2015 № 438-V entitled *On the Astana International Financial Centre*.

Exercise a Function includes perform the Function.

Family Member, of a natural person (the ***relevant person***), means:

(a) a person (a ***spouse***) 18 years old or older who is married to the relevant person; or

(b) a person under 18 years old who is a child (including an adopted child) of the relevant person or a spouse of the relevant person;

but does not include a natural person who is an Investment Resident.

Fees means fees, commissions and payments for any services provided by the Programme Office to the Applicant or Investment Resident under the General Terms and Conditions.

Function includes authority, duty and power.

General Terms and Conditions: means a public offer for natural persons who meet the requirements of the Programme provided for in section 9 of these Regulations that defines the general conditions for participation in the Programme, including the rights and obligations of the Applicant / Investment Resident and the rights and obligations of the Office.

Governor means the Governor of the Astana International Financial Centre.

Internal Affairs Bodies mean law enforcement agencies intended for protection of life, health, rights and liberties of an individual and a citizen, interests of society and the state from unlawful encroachments, protection of public order and ensuring public safety.

Investment Resident means a foreign national or stateless person who has made an investment in accordance with the Programme and also meets the conditions set out in paragraph 1 of article 5-1 of the Constitutional Statute.

Investment Resident Certificate, in relation to a natural person, means a document issued by the Office to the person that confirms that the person is an Investment Resident.

Investment Instruments, for the Programme: see section 15.

Investor Visa means a visa (investor visa) issued under the acting migration legislation of the Republic of Kazakhstan.

Minimum Investment Volume, for the Programme: see section 13.

Ministry of Foreign Affairs means the Ministry of Foreign Affairs of the Republic of Kazakhstan and its foreign missions, as well as any legal successor.

Management Council means the Management Council of the Astana International Financial Centre.

Management Council Resolution means *The Structure of the Bodies of the Astana International Financial Centre*, adopted by resolution of the Management Council on 26 May 2016 (as amended and supplemented as of 1 July 2021).

Programme means AIFC Investment Tax Residency Programme.

Programme Office (or Office) means AIFC Authority or its affiliated legal entity registered under the Acting Law of the AIFC.

Representative means a person or a legal entity who has the authority to represent the interests of the Applicant/Investment Resident, as well as to perform certain actions under the Programme.

Rules mean rules adopted by the Board of Directors of the AIFC Authority under Section 7-2(4).

***State Revenue* Committee** means a state body that, within its competence, provides for the receipt of taxes and payments to the budget, customs regulation in the Republic of Kazakhstan, powers to prevent, identify, suppress and disclose administrative offenses attributed to the jurisdiction of this body by the legislation of the Republic of Kazakhstan, as well as exercising other powers, provided for by the legislation of the Republic of Kazakhstan.

Tax Code means the Code of the Republic of Kazakhstan *On Taxes and Other Obligatory Payments to the Budget* of 25 December 2017 No. 120-VI.

Temporary Residence Permit means a document issued by the Internal Affairs Bodies to immigrants upon compliance with the requirements set out by the acting migration legislation of the Republic of Kazakhstan, and granting them the right to reside for a certain period in the territory of the Republic of Kazakhstan depending on the purpose of stay.

Territorial Body means a territorial subdivision of the State Revenue Committee of the Ministry of Finance of the Republic of Kazakhstan for regions, cities of republican significance and the capital.

SCHEDULE 2: FORMS FOR INTERACTION WITH STATE BODIES

(provided in separate documents)

Appendix 2.1 (Template of the Investment Resident Certificate)

INVESTMENT RESIDENT CERTIFICATE

[insert the legal name of the Office], [in accordance with] hereby certifies that

[Full Name]
Citizen ***[state the country of nationality, if applicable]***
Passport/other document ***[document number, date and authority of issue]***

is the Investment Resident
with the following identification number

[Identification number]

in accordance with the Constitutional Statute of the Republic of Kazakhstan *On Astana International Financial Centre* and the Acting Law of the AIFC for the period from [**date**] to [**date**]**.**

[Seal]
Astana, the Republic of Kazakhstan

Appendix 2.2 (Template of the confirmation letter on execution of investments in accordance with the AIFC Investment Tax Residency Programme)

The State Revenue Committee of the Ministry of Finance of the Republic of Kazakhstan

CONFIRMATION LETTER
on execution of investments in accordance with the AIFC Investment Tax Residency Programme

Under section 29(2) of the AIFC Regulations On the AIFC Investment Tax Residency Programme (hereinafter referred to as "AIFC Regulations"), the Astana International Financial Center Authority JSC hereby confirms that [Full Name], citizen of [country of citizenship, if applicable], Passport/Other document No. [●], executed investments in the amount of [●] US dollars (or an equivalent amount in another currency) on [date of execution of investments] in accordance with the AIFC Investment Tax Residency Programme provided for by the Constitutional Statute of the Republic of Kazakhstan dated 7 December 2015 № 438-V "On Astana International Financial Center" and the AIFC Regulations "On AIFC Investment Tax Residency Programme".

This confirmation letter is issued for the period from [**date**] to [**date**].

Full name of the AIFC investment resident:______________________
Number of the Investment Resident Certificate:___________________

Position of an authorized person	*Full name of an authorized person*
	Signature

Appendix 2.3 (Template of the Programme Office's request to the state bodies of the Republic of Kazakhstan for the provision of an Investor Visa to a person who is a non-resident of the Republic of Kazakhstan and the Investment Resident)

[to whom] Full name of the investment resident
Address of the place of temporary residence
(Indicated if the AIFC investment resident
is on the territory of the Republic of Kazakhstan)

Request for the provision of an investor visa to person who is non-resident of the Republic of Kazakhstan and the AIFC investment resident

Based on the results of consideration of the application, the Astana International Financial Centre Authority considers it possible to issue an investor visa to the AIFC investment resident for a period of ________ years.

Full name of the AIFC investment resident:______________________
Number of the Investment Resident Certificate:___________________

Position of an authorized person	*Full name of an authorized person*
	Signature

Appendix 2.4 (Template of the Office's request to the Internal Affairs Bodies for the provision of information on the applicant's citizenship or absence of citizenship of the Republic of Kazakhstan)

The Ministry of Internal Affairs of the Republic of Kazakhstan

Regarding the provision of information on the natural person's citizenship or absence of citizenship of the Republic of Kazakhstan

[insert the legal name of the legal Office] (hereinafter referred to as "***Programme Office***") administers the AIFC Investment Tax Residency Programme (hereinafter referred to as "***Programme***") under the Constitutional Statute of the Republic of Kazakhstan dated 7 December 2015 № 438-V "On Astana International Financial Centre" (hereinafter referred to as "***Constitutional Statute***") and the AIFC Regulations On the AIFC Investment Tax Residency Programme (hereinafter referred to as "***AIFC Regulations***").

Under paragraph 1 of article 5-1 of the Constitutional Statute, an investment resident of the AIFC is a foreign national or a stateless person who is not a person whose citizenship of the Republic of Kazakhstan has been terminated within the last 20 years prior the application to participate in the Programme.

Under article 30 of the Law of the Republic of Kazakhstan dated 20 December 1991 No. 1017-XII "On citizenship of the Republic of Kazakhstan" the internal affairs bodies register the acquisition of citizenship of the Republic of Kazakhstan and renunciation of citizenship of the Republic of Kazakhstan, register the admission to citizenship of the Republic of Kazakhstan, as well as register its loss.

Under section 36 of the AIFC Regulations, the internal affairs bodies provide information on the Applicant's citizenship or absence of citizenship of the Republic of Kazakhstan with the identification data of the Applicant within 15 business days from the date of sending the request via an electronic document management system.

Thus, based on the above, please confirm that **[Full Name], Citizen [country of citizenship, if applicable], [Passport/other document number]** is not a person whose citizenship of the Republic of Kazakhstan has been terminated within the last 20 years before the application to participate in the Programme.

Annexes:
1) a copy of the passport/other document if applicable **[Full Name];**
2) a copy of the consent to the collection, processing and storage of personal data

Position of an authorized person	*Full name of an authorized person*
	Signature

Appendix 2.5 (Template of the Office's request to the State Revenue Committee for the provision of information on the Applicant's residency or absence of residency of the Republic of Kazakhstan for the purposes of the Tax Code)

The State Revenue Committee of the Ministry of Finance of the Republic of Kazakhstan

Regarding the provision of information on the natural person's residency or absence of residency of the Republic of Kazakhstan for the purposes the Code of the Republic of Kazakhstan "On taxes and other obligatory payments to the budget"

[insert the name of the legal entity or AIFC Body] (hereinafter referred to as "***Programme Office***") administers the AIFC Investment Tax Residency Programme (hereinafter referred to as "***Programme***") under the AIFC Regulations *On the AIFC Investment Tax Residency Programme* (hereinafter referred to as "***AIFC Regulations***").

Under paragraph 1 of article 5-1 of the Constitutional Statute of the Republic of Kazakhstan dated 7 December 2015 № 438-V "On Astana International Financial Center", an investment resident of the AIFC is a foreign national or a stateless person who the person that has not been a resident of the Republic of Kazakhstan for the purposes of the Code of the Republic of Kazakhstan "On taxes and other obligatory payments to the Budget" (hereinafter referred to as "***the Tax Code***") at any time during the twenty year period preceding the initial request to participate in the Programme.

Thus, based on the above, please confirm that [**Full Name**], Citizen [**country of citizenship, if applicable**], [**Passport/other document number**] is not a person who has been a resident of the Republic of Kazakhstan for the purposes of the Tax Code at any time during the twenty- year period preceding the initial request to participate in the Programme.

Annexes:
1) a copy of the passport/other document if applicable [**Full Name**];
2) a copy of the consent to the collection, processing and storage of personal data.

Position of an authorized person	*Full name of an authorized person*
	Signature