**On Approving the Procedures**

In accordance with the Rules for the import into and export from the territory of the Kyrgyz Republic of rough natural diamonds, with regard to the Kimberley Process certification scheme, approved by the Resolution of Government of the Kyrgyz Republic No. 349 dated July 15, 2019 and the Regulations on the Precious Metals Department under the Ministry of Economy and Finance of the Kyrgyz Republic No. 128 dated April 1, 2021, it is hereby

**ORDERED**:

1.To approve:

-  the Procedure for execution and issuance of a certificate for rough natural diamonds with consideration to the Kimberley Process certification scheme in accordance with Annex No. 1;

- the Procedure for accounting, storage and writing off of certificate forms for the export of rough natural diamonds in accordance with Annex No. 2.

2. The Precious Metals Department under the Ministry of Economy and Finance of the Kyrgyz Republic to be guided by the Procedure for execution and issuance of a certificate for rough natural diamonds, in case of execution and issuance of a certificate for the export of rough natural diamonds, taking into account the Kimberley Process certification scheme;

3. I reserve the control over the execution of this order for myself.

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| **Director K. Madumarov** |  |
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|  |  | Annex No.1  Approved by the order of the Precious Metals Department under the Ministry of Economy and Finance of the Kyrgyz Republic No. 10-p dated «15» June 2021 |
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**The procedure for execution and issuance of a certificate for the export of rough natural diamonds with consideration to the Kimberley Process certification scheme**

**1. General Provisions**

1.1. This Procedure for execution and issuance of a certificate for the export of rough natural diamonds with consideration to the Kimberley Process certification scheme (hereinafter referred to as the Procedure) has been developed in accordance with the Rules for the import into and export from the territory of the Kyrgyz Republic of rough natural diamonds, with regard to the Kimberley Process certification scheme, approved by the Resolution of Government of the Kyrgyz Republic No. 349 dated July 15, 2019 and determines the procedure for issuing a certificate for the export of rough natural diamonds, confirming that a consignment of rough natural diamonds exported from the Kyrgyz Republic does not contain natural diamonds mined in areas of armed conflict ("Conflict Diamonds").

1.2. A certificate for the export of rough natural diamonds (hereinafter referred to as the Certificate) is issued to the miners of precious stones, entities for cut diamond production, entities for production of goods and products from natural diamonds, legal entities and individual entrepreneurs entitled to carry out operations with precious stones, or their authorized representatives (hereinafter - the applicant (exporter) for each consignment of rough natural diamonds sent in accordance with the terms of one foreign trade agreement (contract) by one applicant (exporter) to the address of one consignee of a consignment of rough natural diamonds under a foreign trade agreement (contract), regardless of the number of packages that make up a consignment of rough natural diamonds and drawn up within the framework of one customs declaration (goods declaration).

1.3. The certificate is issued on the basis of the following documents and information submitted by the applicant (exporter) to the authorized body:

а) a letter of application, which contains information about the applicant (exporter), including the full name of the legal entity and (or) surname, name, patronymic (if any) of an individual entrepreneur, address, telephone number and taxpayer identification number;

б) a copy of the foreign trade agreement (contract), annex and (or) addendum to it;

в) copies of contracts for the purchase of rough natural diamonds on the domestic market, statements (specifications) containing information on the classification characteristics of rough natural diamonds, their weight and cost, including in cases of export from the Kyrgyz Republic to states that are not members of the Eurasian Economic Union, as well as to the states that are members of the Eurasian Economic Union, parts of a consignment of rough natural diamonds purchased under these agreements;

г) a certificate on the use of rough natural diamonds under a foreign trade agreement (contract), drawn up using the pro-forma provided in the Annex No. 3 to the Rules for the implementation of state control of precious stones (*Annex No. 2 to the Regulation on the import into the customs territory of the Eurasian Economic Union and the export from the economic union of precious stones (Annex No. 13 to the Decision of the Board of the Eurasian Economic Commission No. 30 "On measures of non-tariff regulation" dated April 21, 2015).*

1.4. Documents and information specified in clause 1.3. of this Rule are submitted by the applicant (exporter) to the authorized body during state control over the export of rough natural diamonds from the Kyrgyz Republic to the states that are members of the Eurasian Economic Union.

Each sheet of documents’ copies is certified by the signature and seal (if any) of the applicant (exporter), or the copies of these documents are bounded and their last sheets are certified by the signature and seal (if any) of the applicant (exporter).

The certificate is issued on the day the applicant (exporter) submits a consignment of rough natural diamonds by an authorized body for state control and verification of its compliance with the documents and information specified in clause 1.3. of this Procedure, for the period necessary for the delivery of a consignment of rough natural diamonds to the country of destination, but not more than for 30 days.

**2. Execution and issuance of a certificate for the export of rough natural diamonds with consideration to the Kimberley Process certification scheme**

2.1. The certificate is drawn up and issued by the authorized body using the pro-forma provided in the Annex to this Procedure.

2.2. A certificate is issued for each consignment of rough natural diamonds sent in accordance with the terms of one contract, by one sender to the address of one consignee, regardless of the number of packages (parcels) within the consignment and issued within one goods declaration.

2.3. The certificate consists of two parts:

- basic sheet;

- tear-off coupon of confirmation for the import of diamonds (hereinafter - coupon).

**3. Procedure for filling out a certificate for the export of rough natural diamonds**

3.1. The following information is indicated in the columns of the basic sheet of the Certificate:

- "Date of issue" column - the day and month of issue are indicated using two-digit numbers. The year of issue is indicated in full;

- "Period of validity" column - the day and month of issue are indicated using two-digit numbers. The year is indicated in full;

- "Exporter" column - the code of the Kyrgyz Republic according to the "Alfa-2" system (in accordance with the ISO 3166-1 standard) and the name of the exporting company are indicated.

The name of the exporting company is indicated in accordance with the organization’s registration documents;

- "Consignee" column - the code of the country to which the diamonds are exported using the "Alfa-2" system (in accordance with the ISO 3166-1 standard), and the name of the goods receiver are indicted.

The name of the consignee is indicated in Latin letters, in accordance with the data of the foreign trade agreement, or other document determining the parties to the transaction with diamonds;

- "Contract No." column is filled in in strict accordance with the letter and number designation of the foreign trade agreement or other document, which defines the parties involved in transactions with diamonds and their obligations. In the absence of a number of a foreign trade agreement, it is allowed to indicate its date;

- "Commodity code" column - in accordance with the requirements of the Foreign Economic Activity Commodity Nomenclature (hereinafter – FEA CN of the CU), one of the following product codes is indicated in accordance with the FEA CN: 7102 10 000 0, 7102 21 000 0, 7102 31 000 0.

The commodity code and the name of the goods placed under the customs procedure of customs transit remain unchanged;

- "Country of origin (mining)" column - indicates the country in which the diamonds from the consignment were mined or recovered;

- "Quantity" column - indicates the number of packages (parcels) included in the exported consignment of rough natural diamonds, for which the Certificate is issued;

- "Total carat weight" column - the total net weight of the consignment of diamonds in carats is indicated in accordance with the data from the accompanying documents;

- "Total diamond price" column - the total cost of a consignment of diamonds is indicated in accordance with the data from the accompanying documents;

- "State inspector" column - the seal and signature of the head of the authorized body are affixed;

- the numbers of the seals of the parcel of the exported consignment are affixed in the lower left corner of the Certificate’s basic sheet.

3.2. The coupon is an integral part of the Certificate and serves as a confirmation of delivery at place.

3.3. The coupon is filled in by the authorized body of the consignee country of exported rough natural diamonds consignment.

3.4. In the case of import, upon receipt of a Certificate for a consignment of diamonds, the state inspector tears off the coupon and sends it to the exporting country by e-mail.

3.5. Handwriting is acceptable in the coupon.

3.6. The following information is indicated in the columns of the basic sheet of the Certificate:

- "Country of import" column is filled in with the full name of the country;

- "Name of a consignor" column is filled in with the full name of the consignor (name of a legal entity, full name of an individual entrepreneur);

- "Name of a consignee" column is filled in with the full name of the consignee (name of a legal entity, full name of an individual entrepreneur);

- "Contract No." column is filled in according to the data of the contract;

- "Weight" column is filled in according to certificate data or control results;

- "Cost" column is filled in according to the certificate data or the assessment results;

- "Commodity code" column - in accordance with the requirements of the Foreign Economic Activity Commodity Nomenclature (hereinafter – FEA CN), one of the following product codes is indicated in accordance with the FEA CN: 7102 10 000 0, 7102 21 000 0, 7102 31 000 0;

- "Date of receipt" column - the date of receipt of the consignment of diamonds for control by the body responsible for carrying out the procedures of the Kimberley Process is indicated;

- "State inspector" column is filled in in those countries where there is a service of state inspectors or other persons authorized by the state, who are responsible for the import of natural diamonds. This column contains the signature, its decoding and the stamp of the inspector;

- "Date of coupon issue" column - the date of issuance of a coupon for the confirmation of receipt of diamonds consignment is indicated;

The "Customs mark" column is filled in if control over compliance with the requirements of the Kimberley Process Certification Scheme in the recipient country is entrusted to the customs authorities.

3.7. The authorized body organizes the production of forms. Forms are made in accordance with the terms of reference.

3.8. The certificate is issued in one copy, which is handed to the sender, while a copy is retained in the authorized body.

3.9. A certificate is considered invalid if it contains erasures, crossed out words, unauthenticated corrections and the necessary signatures and seals.

3.10. If the Certificate was damaged for any reason, it must be returned to the authorized body within five working days in order a duplicate of the Certificate can be issued.