

Approved by Kyrgyz Republic
Government Resolution No. 330 of May 4, 2004

REGULATIONS

on the Commission on Military and Technical Cooperation and Export Control

The Commission on Military-and Technical Cooperation and Export Control (hereinafter referred to as the CMTCEC) is a consultative body that coordinates the actions of government administrative agencies and monitors the activities of entities engaged in military and technical cooperation in matters related to cooperation with foreign countries and export control with respect to controlled products. It also provides them with government legal support.

1.

The CMTCEC is guided in its activities by the Constitution of the Kyrgyz Republic, the laws of the Kyrgyz Republic, the decrees of the President of the Kyrgyz Republic, the resolutions of the Government of the Kyrgyz Republic, international treaties, and these Regulations. The working bodies of the CMTCEC are:

- The Ministry of Defense of the Kyrgyz Republic – in matters relating to military and technical cooperation; the Ministry of Economic Development, Industry, and Trade of the Kyrgyz Republic—in matters relating to export control.

2. Main tasks of the CMTCEC:

1.

organizing monitoring of compliance by government administrative agencies with the resolutions and decisions of the Government of the Kyrgyz Republic in matters relating to export, import, re-export, and transit of items subject to export control;

2.

drafting proposals on improving the export control system in the Kyrgyz Republic, including those on the exercise of state oversight over the export of nuclear materials and dual-use items, and improvement of the legislation of the Kyrgyz Republic in the field of export control, and on participation by the Kyrgyz Republic in international export control regimes;

3.

harmonizing procedures and rules of the export control system of the Kyrgyz Republic with the norms and rules of international non-proliferation regimes;

4.

further development of military and technical cooperation of the Kyrgyz Republic with foreign countries, introduction of a national export control system, and improvement of the legal and regulatory framework in these areas;

5.

coordinating the actions of government administrative agencies and entities involved in military and technical cooperation in matters related to military and technical cooperation;

6.

drafting recommendations for businesses engaged in export, import, re-export, and transit of items subject to export control;

7.

developing a uniform military and technical policy to provide government support for entities engaged in military and technical cooperation that produce and sell military items, for the purpose of promoting them on the foreign market, and state regulation in the field of military and technical cooperation;

8.

monitoring the implementation of the international treaties of the Kyrgyz Republic in the area of non-proliferation of weapons of mass destruction and the means of their delivery, as well as the regulations of the Kyrgyz Republic on export control and the conduct of foreign trade activity with respect to controlled items;

9.

drafting proposals on the conduct of negotiations by the Government of the Kyrgyz Republic and the signing of new international and intergovernmental treaties in the area of military and technical cooperation and export control, as well as proposals regarding additional obligations of the Kyrgyz Republic in this field;

10.

review of proposals by ministries, departments, enterprises, and organizations for expanding production and sale of dual-use items and services and creating conditions for the integration of domestic production of those items into relevant sectors of the world economy, and for organizing joint activities of entities in the Kyrgyz Republic engaged in military and technical cooperation with foreign countries;

11.

decisions on matters related to export, import, re-export, and transit of controlled items, and drafting of proposals for the Government of the Kyrgyz Republic on quantitative restriction of foreign economic transactions involving controlled items and on the List of Countries (List No. 1) to which the export of those items is prohibited or restricted.

3. The CMTCEC has the right to:

1.

submit proposals to the Government of the Kyrgyz Republic on amending and supplementing the regulations of the Kyrgyz Republic concerning matters of military and technical cooperation and export control;

2.

coordinate the activities of governmental administrative agencies and entities engaged in military and technical cooperation in the field of export control and in matters related to military and technical cooperation with foreign countries;

3.

make decisions on export (re-export) and import in cases where military items have not been included in the List of Items Permitted for Transfer to Foreign Countries (List No. 2), or where a country to which transfer of military items is permitted has not been included in List No. 1;

4.

provide assistance to businesses in expanding production and sales of military items and services, in creating conditions for integration of domestic production of those items into relevant sectors of the world economy, and in organizing the joint activities of entities in the Kyrgyz Republic engaged in military and technical cooperation with foreign countries;

5.

coordinate the proposals of the security and defense agencies for sales of armaments and military equipment, their components and spare parts, and other military and technical assets removed from the inventory of the Armed Forces of the Kyrgyz Republic, as well as the basic production assets industrial stocks and other equipment of enterprises in the military-industrial complex of the Kyrgyz Republic;

6.

hear reports delivered at meetings of the CMTCEC by officials of ministries, state committees, and administrative agencies, enterprises, and organizations regarding their implementation of the regulatory enactments of the Kyrgyz Republic and the decisions of the CMTCEC in matters related to military and technical cooperation and export control;

7.

Engage for work in the CMTCEC, in accordance with established procedure, directors and specialists from ministries, state committees and administrative agencies, enterprises, and organizations of the Kyrgyz Republic that have a direct relationship with the matters under consideration;

8.

establish working groups and commissions of experts to make assessments and draft proposals for further development of a legal and regulatory framework in the area of military and technical cooperation and export control;

9.

Carry out other actions necessary for attaining the objectives and accomplishing the tasks of the CMTCEC.

4.

Organization of the Commission's work. The CMTCEC is comprised of a chairperson and the Commission members. The Commission is directed by the Prime Minister of the Kyrgyz Republic, who serves as its Chairperson. For the purpose of organizing current work, monitoring implementation of decisions made by the CMTCEC, and maintaining files, an executive secretary of the CMTCEC is appointed by the joint order of the Minister of Economic Development, Industry and Trade of the Kyrgyz Republic and the Minister of Defense of the Kyrgyz Republic. Decisions made by the CMTCEC within the limits of its competency are mandatory for implementation by government administrative and oversight agencies of the Kyrgyz Republic and by legal entities and natural persons irrespective of organizational and legal form.

5. The Chairperson of the CMTCEC:

1. sets the agenda for and conducts the meetings of the CMTCEC;
2. signs instructions and the minutes of meetings and approves the decisions of the CMTCEC;
3. organizes the work of the commissions and working groups of experts to draft proposals for further development of the legal and regulatory framework in the area of military and technical cooperation and export control, and submits them for consideration by the CMTCEC;
4. performs other functions related to the activities of the CMTCEC.

6. The executive secretary of the EMTCEC:

1. prepares necessary materials and documents for meetings of the CMTCEC and keeps the minutes of its meetings;
2. oversees the implementation of the decisions made by the Commission;
3. organizes current work and performs other functions related to the activities of the CMTCEC;

7. The CMTCEC organizes its work in accordance with the bylaws approved by it and with its annual and quarterly plans.