



RESOLUTION OF THE GOVERNMENT OF THE KYRGYZ REPUBLIC

“On Improving Implementation of Extractive Industries Transparency Initiative in the Kyrgyz Republic”

For the purpose of improving further implementation of principles under Extractive Industries Transparency Initiative in the Kyrgyz Republic, and in the light of changes introduced to structure and composition of government agencies of the Kyrgyz Republic, and a need to bring up to date the regulatory framework jointly with all stakeholders representing mining companies, government agencies and civil society, the Government of the Kyrgyz Republic hereby resolves:

1. To establish Extractive Industries Transparency Initiative Implementing Supervisory Board in the Kyrgyz Republic as per Appendix 1.
2. To approve:
 - Regulation on Extractive Industries Transparency Initiative Implementing Supervisory Board in the Kyrgyz Republic as per Appendix 2;
 - Reporting indicators for Extractive Industries Transparency Initiative in the Kyrgyz Republic (hereafter – EITI) for mining companies as per Appendix 3;
 - Annual cash flow statements of mining companies operating in the Kyrgyz Republic submitted to government agencies as per Appendix 4;
 - Annual Statistical Reporting on cash flow statements of mining companies operating in the Kyrgyz Republic (EITI-Form 4) as per Appendix 5;
 - The instruction for preparing cash flow statements by mining companies operating in the Kyrgyz Republic (EITI-Form 4) as per Appendix 6.
3. To entrust Ministry of Natural Resources of the Kyrgyz Republic with coordination of EITI implementation.
4. To establish that financial statements of mining companies in the Kyrgyz Republic with minimal annual income threshold of 1 (one) million USD and respective information on government agencies are subject to reconciliation by an independent firm; financial statements of mining companies with an annual income lower than the threshold value will be submitted without reconciliation.
5. Ministry of Natural Resources of the Kyrgyz Republic to:
 - ensure that all mining companies operating in the Kyrgyz Republic to prepare and submit by May 15 of the year following the reporting period annual cash flows statements;

- put together a list of mining companies with the annual income exceeding USD 1 (one) million (hereafter – EITI Company List) and submit it to government agencies involved in EITI implementation;
- submit to the independent company for reconciliation of financial statements on the annual basis cash flow statements of mining companies included in the EITI Company List;
- ensure that companies in the EITI Company List give a written consent to submit cash flow statements.

6. State Tax Service under Government of the Kyrgyz Republic, State Customs Service under Government of the Kyrgyz Republic, Ministry of Natural Resources of the Kyrgyz Republic, Ministry of State Property of the Kyrgyz Republic, State Agency for Environmental Protection and Forestry under Government of the Kyrgyz Republic, State Registration Service under Government of the Kyrgyz Republic, Social Fund of the Kyrgyz Republic (subject to approval), State Industrial Safety and Mines Inspectorate under Ministry of Natural Resources of the Kyrgyz Republic, state district administrations together with local self-governing agencies by May 15 of the year following the reporting period shall submit to EITI Secretariat under EITI Implementing Supervisory Board filled-out forms of annual cash flow statements prepared by mining companies in the EITI Company List for further forwarding of thereof to the independent firm for reconciliation purposes.

7. To deem invalid:

- Item 2, Government Resolution of the Kyrgyz Republic “On Steps to Ensure Increased Extractive Industries Transparency” as of May 14, 2004, # 361;
- Government Resolution of the Kyrgyz Republic “On Approving Reporting Indicators (Established Forms) for Reflecting Cash Flow Data of Mining Companies Operating in the Kyrgyz Republic under Extractive Industries Transparency Initiative Implementation” as of September 23, 2004, # 710;
- Government Ordinance of the Kyrgyz Republic as of August 4, 2006, # 435-r;
- Government Resolution of the Kyrgyz Republic “On Further Steps to Implement Extractive Industries Transparency Initiative” as of July 18, 2008, # 382.

8. To publish the present resolution in mass media.

9. Control for executing the present resolution is vested upon Energy and Mineral Resources Department of President’s Office of the Kyrgyz Republic.

10. The present resolution comes into force once published.

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President of the Kyrgyz Republic

R. Otunbaeva