



Legal Newsletter

(July 2023)

The present newsletter contains significant legislative amendments made in various legislative and sub-legislative acts in July 2023.

Law of Georgia "on Copyright and Related Rights"

On the 3rd of July, 2023 article 15 (Copyright on Audiovisual Work); Article 18 (property rights of the author of the work); Article 21 (Reproduction of the work by individuals for personal use), etc. on Copyright and Related rights of the Law of Georgia were formed with a new redaction.

You can see the full version of the amendment to the above document at the link: <https://matsne.gov.ge>, with the registration code: 050000000.05.001.021026

The Law, except for the first article of this law, came into force upon its publication

The First article of the Law will come into force from the 1st of September, 2023.

Law of Georgia "on Licenses and Permits"

On the 3rd of July, 2023 an amendment was made to the Law of Georgia "on Licenses and Permits" and Article 11 was supplemented to Article 21 with the following content:



„11. The issuer of the license of the work provided with paragraphs 72-725 of Article 6 of this Law has the right to control the fulfillment of license conditions only three times during a calendar year.

2. Article 221 (suspension of licenses for activities provided with paragraphs 72-725 of Article 6 of this Law) was supplemented to the Law.

You can see the full version of the above Law at the link: <https://matsne.gov.ge>, with the registration code: 300310000.05.001.021020

The Law came into force from the 1st of August, 2023.

Order №258 of the Minister of Finance of Georgia

On the 3rd of July, 2023 the "rule of mutual agreement procedure specified in the international agreement for the avoidance of double taxation" was approved along with the attached appendixes.

You can see the full version of the amendment to the above Law at the link: <https://matsne.gov.ge>, with the registration code: 200080000.22.033.017716

The Order came into force upon its publication.

Order №257 of the Minister of Finance of Georgia



On the 5th of July, 2023 by the Order №259 of the Minister of Finance of Georgia an amendment was made and and Appendix №8 ("On Declaring and Registration of Goods in the Customs Procedure or Re-Export") of the Order №257 made on the 9th of August, 2019 of the Minister of Finance of Georgia "on approving instructions on the Movement and Registration of Goods in the Customs Territory of Georgia" and the "classifier of auxiliary codes for payment calculation" provided with the 5th part of the Appendix №19 of "Declaration Classifier" were formed with a new edition.

You can see the full version of the amendment to the above instruction at the link: <https://matsne.gov.ge>, with the registration code: 230210000.22.033.017717

The order, with the exception of the code column "196" of Part 5 of the "Declaration Classifier" (Appendix №19) provided with paragraph 2 of the first article of this order, came into force immediately after its publication.

Code column "196" of Part 5 of the "Declaration Classifier" (Appendix №19) provided with paragraph 2 of Article 1 of the Order came into force immediately after its publication and its validity shall be extended to legal relationships arising from the 1st of July, 2023.

In the same order, on the 20th of July, 2023, by the Order №279 of the Minister of Finance of Georgia, the instruction "on Customs Control" (Appendix №2); Appendix №8 "on declaration and registration of goods in the customs procedure or re-export" etc. were formed with a new edition.

You can see the full version of the amendment to the above instruction at the link: <https://matsne.gov.ge>, with the registration code: 230210000.22.033.017725



The Order came into force on the 7th day of its publication.

In the same order, on the 20th of July, 2023, by the Order №277 of the Minister of Finance of Georgia, Appendix №2 of the instruction "on Customs Control" ; Appendix №3 of the instruction "on customs supervision" etc. were formed with a new edition.

You can see the full version of the amendment to the above instruction at the link: <https://matsne.gov.ge>, with the registration code: 230210000.22.033.017724

The Order came into force upon its publication.

Order №25/m of the head of the LEPL-Deposit Insurance Agency

On the 5th of July, 2023 by the order №27/m of the head of the LEPL- Deposit Insurance Agency an amendment was made to the instruction of the Order №25/m made on the 23rd of June, 2023 of the head of the LEPL-Deposit Insurance Agency "regarding the issuance of compensation in the event of an insurance event and the approval of instructions for the selection of a commercial bank and/or microbank for this purpose" and Appendix №1 was formed with a new edition.

You can see the full version of the above Appendix at the link: <https://matsne.gov.ge>, with the registration code: 220090000.66.078.016029

The Order came into force upon its publication and extended to the legal relationships arising from the 1st of July, 2023.



Order №001 of the Director of the Legal Entity of Public Law -Pension Agency

On the 6th of July, 2023 by the Order №004 of the director of the legal entity of public law-Pension Agency amendments were made in the instruction of the order №001 of the director of the legal entity of public law - Pension Agency on the 17th of February, 2023 "regarding the approval of the procedure for withdrawing from the accumulated pension scheme, returning pension contributions and investment and/or other income related to these contributions, and re-joining" and Article 2 (definition of terms); Article 4 (Enrollment of the employee in the accumulated pension scheme and registration), etc. were formed with a new edition.

You can see the full version of the amendment to the above instruction at the link: <https://matsne.gov.ge>, with the registration code: 280030000.73.085.016017

The Order came into force from the 7th of July.

Order №002 of the Director of the Legal Entity of Public Law -Pension Agency

On the 6th of July, 2023 by the order №005 of the director of the legal entity of public law-Pension Agency amendments were made in the instructions of the order №005 of the director of the legal entity of public law - Pension Agency made on the 30th of July, 2019 "on the approval of the instructions on the rules for the payment of pension contributions, the forms of information to be submitted, the administration of overpaid amounts, the accrual of pension contributions, expense, surplus income, loss, other income, surpluses and losses to an individual pension account" and Article 1 (scope of regulation and action of the instruction); Article 2 (definition of terms) etc. were formed with a new edition.



You can see the full version of the amendment to the above instruction at the link:
<https://matsne.gov.ge>, with the registration code: 280030000.73.085.016018

The Law came into force on the 7th of July, 2023.

Order №003 of the Director of the Legal Entity of Public Law -Pension Agency

On the 10th of July, 2023 by the order №006 of the director of the legal entity of public law - Pension Agency amendments were made in the instruction of the Order №003 of the director of the legal entity of public law - Pension Agency made on the 17th of February 17, 2023 "on the approval of the instruction on the appointment and issuance of pension and pension assets" and Article 8 (employer's inclusion in the pension declaration of employees); Article 9 (Employees who are not taxed at the source of payment) etc. were formed with a new edition.

You can see the full version of the amendment to the above instruction at the link:
<https://matsne.gov.ge>, with the registration code: 280030000.73.085.016019

The Order came into force upon its publication and its effect was extended to relations arising from the 7th of July, 2023.

Order №1-1/264 of the Minister of Economy and Sustainable Development of Georgia



On the 10th of July, 2023 samples of official correspondence/letter and form of administrative-legal act of a legal entity of public law – technical and construction supervision agency were approved in accordance with Appendix №1–№6.

You can see the full version of the amendment to the above model at the link: <https://matsne.gov.ge>, with the registration code: 010020000.22.024.016810

The Order came into force upon its publication.

Order №996 of the Minister of Finance of Georgia

On the 12th of July, 2023 by the Order №266 of the Minister of Finance of Georgia " an amendment was made in the instruction of the Order №996 of the Minister of Finance of Georgia made on the 31st of December, 2010 on Tax Administration and Article 112 (transitional provisions) was established with a new edition.

You can see the full version of the amendment to the above instruction at the link: <https://matsne.gov.ge>, with the registration code: 200090000.22.033.017719

The Order came into force upon its publication.

In the same order on the 18th of July, 2023 by the Order №275 of the Minister of Finance of Georgia an amendment was made in the instruction of the Order №996 of the Minister of Finance of Georgia made on the 31st of December, 2010 "on Administration of Taxes" and Appendix №II-04 (annual declaration of income tax), etc. was formed with a new redaction.



You can see the full version of the amendment to the above instruction at the link: <https://matsne.gov.ge>, with the registration code: 200090000.22.033.017723.

The Order came into force from the 1st of August, 2023.

In the same order, on the 20th of July, 2023, by the Order №280 of the Minister of Finance of Georgia an amendment was made in the instruction of the Order №996 of the Minister of Finance of Georgia made on the 31st of December, 2010 "on Administration of Taxes" and Article 561 (subscription of tax documents), etc. was formed with a new edition.

You can see the full version of the amendment to the above instruction at the link: <https://matsne.gov.ge>, with the registration code: 200090000.22.033.017726

The Order came into force upon its publication.

Order №229/m of the President of the National Bank of Georgia

On the 18th of July, 2023 by the order №229/m of the President of the National Bank of Georgia an amendment was made in the Regulation of the Education Management Information System of the Order №229/m of the Minister of Education and Science of Georgia made on the 31st of December, 2011 "on the creation of a legal entity of public law- education management information system and approval of its statute and sub-paragraph "w1", paragraph 2, Article 3, (functions of the management system) etc. was formed with a new edition.



You can see the full version of the amendment to the above Resolution at the link:

<https://matsne.gov.ge>, with the registration code: 040030000.22.022.018321

The Order came into force upon its publication.

Order №18/m of the Minister of Education and Science of Georgia

On the 25th of July, 2023 by the order №70/m of the Minister of Education and Science of Georgia the following amendment was made in the "Regulations on the Certification of Education Received in the Form of Externship" approved by the first paragraph of the Order №18/m of the Minister of Education and Science of Georgia made on the 18th of February, 2011 on the approval of the regulation on the certification of education received in the form of an external study"

1. Paragraph 3 of Article 4 was formed with the following redaction:

„3. The individual class/classes/semester of general education, as well as the subject/subjects included in the individual class/semester, can be covered in the languages of instruction of the general educational institution. Externs, who take extern exams in a non-Georgian language, take the exam in Georgian language and literature and in foreign languages, taking into account the relevant study program.

2. Sub-paragraph „a.c”, paragraph 2, Article 5 was formed with the following redaction :

„a.c) The language in which the person wishing to receive education as an external student wants to pass the external exam;"

You can see the full version of the amendment to the above document at the link:

<https://matsne.gov.ge>, with the registration code: 360160000.22.022.018325



The Order came into force upon its publication and extended to legal relationships arising from the 15th of June, 2023.

Order №74 of the Minister of Internal Affairs of Georgia

On the 25th of July, 2023 by the Order №49 of the Minister of Internal Affairs of Georgia the Order №74 of the Minister of Internal Affairs of Georgia „about the determination of different rules in the field of providing some services and international protection and/or against illegal migration in the system of the Ministry of Internal Affairs of Georgia in order to prevent the spread of the new coronavirus (COVID-19)" was declared invalid.

You can see the full version of the amendment to the above document at the link: <https://matsne.gov.ge>, with the registration code: 140130000.22.034.017377

The Order came into force upon its publication.

Order №007 of the Director of the Legal Entity of Public Law - Pension Agency

On the 31st of July, 2023 the "instruction on the selection of an investment portfolio or a combination of investment portfolios by the participant of the accumulated pension scheme" in the form attached to this order was approved.

You can see the full version of the above instruction at the link: <https://matsne.gov.ge>, with the registration code: 280060000.73.085.016020.



The Order came into force from the 6th of August, 2023.

Resolution №322 of the Government of Georgia

On the 3rd of July, 2023 by the Resolution №244 of the Government of Georgia in accordance with Article 25 of the Organic Law of Georgia "on Normative Acts", Resolution №322 of the Government of Georgia made on the 23rd of May, 2020 "on approval of Isolation and Quarantine Rules" was declared invalid.

You can see the full version of the amendment to the above Resolution at the link: <https://matsne.gov.ge>, with the registration code: 470230000.10.003.024077

The resolution came into force upon its publication.

Resolution №43 of the Government of Georgia

On the 10th of July, 2023 by the Resolution №252 of the Government of Georgia in accordance with paragraph 4, Article 20 of the Organic Law of Georgia "on Normative Acts", an amendment was made in the Resolution №43 of the Government of Georgia made on the 29th of January, 2018 "on the approval of the permanent staff list of the administration of the state trustee in the territory of the administrative-territorial units of Georgia and the official positions of the persons employed in the administration" and appendix №9 approved by the resolution was formed with the attached redaction.



You can see the full version of the above Appendix at the link: <https://matsne.gov.ge>, with the registration code: 190020010.10.003.024089

The Resolution came into force upon its publication and extended to the relationships arising from the 1st of July, 2023.

Resolution №85 of the Government of Georgia

On the 17th of July, 2023 by the the Resolution №260 of the Government of Georgia in accordance with paragraph 4, Article 20 of the Organic Law of Georgia "on Normative Acts", an amendment was made in the Resolution №85 made on the 6th of February, 2020 of the Government of Georgia "on approving the Technical Regulations on machines and equipment" and the 7th column of the list of machines and equipments specified in appendix X of the "technical regulation - machines and equipment" approved by the resolution was formed with a new edition.

You can see the full version of the above Appendix at the link: <https://matsne.gov.ge>, with the registration code: 300160070.10.003.024093.

The Resolution came into force upon its publication.

Resolution №488 of the Government of Georgia

On the 24th of July, 2023 by the Resolution №264 of the Government of Georgia in accordance with paragraph 4, Article 20 of the Organic Law of Georgia "on normative acts" an amendment was made in the Resolution №488 of the Government of Georgia made on the 30th



of October, 2017 "on the approval of State Standards for Early and Pre-school Upbringing and Education and the "state standards of early and preschool upbringing and education" approved by the first article of the resolution were established in accordance with the appendix to this resolution.

You can see the full version of the above Appendix at the link: <https://matsne.gov.ge>, with the registration code: 430040000.10.003.024097

The Resolution came into force upon its publication.

Resolution №211 of the Government of Georgia

On the 24th of July, 2023 according to the Resolution №270 of the Government of Georgia, according with the paragraph 4 Article 20 of the Organic Law of Georgia "on Normative Acts", an amendment was made to the Resolution №211 of the Government of Georgia made on the 25th of April, 2017 "on the procedure for sending a professional civil servant on a business trip, reimbursement of his business trip expenses and determination of the amount and conditions of compensation"

1. Paragraph 10 was formed with the following redaction:

„10. The norm of daily expenses for business trips within the country, except for the exception provided in paragraph 101 of this article, is determined in the amount of 30 GEL per day, and outside the country - in accordance with Appendix №1 of this rule.

2. After the paragraph 10, paragraph 10¹ was supplemented with the following content:



„10¹. A military serviceman of the Ministry of Defense of Georgia if he is taken to the place of the business trip for food-stuffs for a business trip within the country, will be reimbursed only 30% of the daily expenses norm of the business trip within the country provided in paragraph 10 of this article.

You can see the full version of the amendment to the above document at the link: <https://matsne.gov.ge>, with the registration code: 010320000.10.003.024101

The Resolution came into force upon its publication.

Resolution №2 of the Government of Georgia

On the 26th of July, 2023 the "rule of activity of the dispute review commission with the National Bank of Georgia" was approved along with the attached appendix.

You can see the full version of the amendment to the above document at the link: <https://matsne.gov.ge>, with the registration code: 220010000.11.004.016080

The Resolution came into force from the 1st of August, 2023.