

THE DECREE OF THE PRESIDENT OF TURKMENISTAN

22.01.2015

No. 14074, Ashkhabad

About the matters of the State Commodity and Raw Materials Exchange of Turkmenistan

In order to increase export opportunities of the country in the Era of Happiness of the Independent State, support of manufacturers of the goods and improvement of activity of the State Commodity and Raw Materials Exchange of Turkmenistan, as well as for the execution of the Law of Turkmenistan "About commodity exchanges and exchange trade", I decree:

1. To approve Regulations about the State Commodity and Raw Materials Exchange of Turkmenistan;

To approve the List of kinds of foreign trade and internal trade contracts which are subject to registration at the State Commodity and Raw Materials Exchange of Turkmenistan (is applied).

2. To the State Commodity and Raw Materials Exchange of Turkmenistan to set the following fees for registration of contracts from each of contract parties:

At a rate of 0,2 % from the total cost of the contract concluded in the course of the exchange auctions;

At a rate of 0,1 % from the total cost of the contract concluded without participation at the exchange auctions.

Exchange fees are levied from residents of Turkmenistan in the local currency and from not residents of Turkmenistan in currency of cost of the contract.

3. The following contract parties are released from payment of the Exchange fees levied for registration at the State Commodity and Raw Materials Exchange of Turkmenistan: Contracts on trade operations at the expense of external credits of the Government of Turkmenistan;

Contracts on export of the goods at the expense of repayment of foreign investments;

Contracts on delivery of medical products, medical equipment and equipment of veterinary assignment; Contracts on delivery of the goods on

consignment basis; the Contracts financed at the expense of the State Budget of Turkmenistan and at the expense of accumulated funds for special purpose.

The contracts concluded by organizations, financed by the State Budget of Turkmenistan and the organizations equal to them, irrespective of the source of funding.

Based on acts of the President of Turkmenistan the parties of other contracts, besides the above-stated contracts, may be released from payment of Exchange fees for registration of the contract at the State Commodity and Raw Materials Exchange of Turkmenistan.

4. Export of the goods and products manufactured in Turkmenistan to perform only with participation at the exchange auctions, except the cases provided in item 5 of the present Decree.

5. Contracts for the sale of the goods and products manufactured in Turkmenistan, to the foreign trade houses, founded with the participation of the state bodies, as well as contracts for export of the goods and products of own production of legal entities of non-state ownership and individual entrepreneurs can be concluded without participation at the exchange auctions.

At the conclusion of the contract on export of products and goods manufactured in Turkmenistan, without participation at the exchange auctions, except those specified in the first item of the present Decree, the authorization may be issued by the Cabinet of Ministers of Turkmenistan.

6. The State Commodity and Raw Materials Exchange of Turkmenistan jointly with the Ministry of Justice of Turkmenistan to prepare within one month proposals on entering into the legislation of Turkmenistan changes and additions following from the present Decree, and to submit to the Cabinet of Ministers of Turkmenistan.

7. To consider become invalid:

Item 7 of the Decree of the President of Turkmenistan «On state regulation of prices and tariffs» No. 2057 dated January 11, 1995 (Acts of the President of Turkmenistan and decisions of the Government of Turkmenistan, 1995, No. 1, article 2394);

The Decree of the President of Turkmenistan «On the conclusion of foreign trade contracts by economic entities in the territory of Turkmenistan with foreign firms» No 2191 dated April 28, 1995 (Acts of the President of Turkmenistan and decisions of the Government of Turkmenistan, 1995, 4, article 2580);

Item 1 of the Decree of the President of Turkmenistan «About foreign trade contracts» No. 2615 dated May 7, 1996 (Acts of the President of Turkmenistan and decisions of the Government of Turkmenistan, 1996, 5, article 4085.

The Decree of the President of Turkmenistan «About the matters of the State Commodity and Raw Materials Exchange of Turkmenistan» No. 9911 dated July 21, 2008.

8. Control over execution of the Decree to assign to Vice-chairmen of the Cabinet of Ministers of Turkmenistan, Minister of Economy and Development of Turkmenistan, the Chairman of the State Commodity and Raw Materials Exchange of Turkmenistan, the Chairman of the Board of the Central Bank of Turkmenistan and the Chairman of the Supreme Control Chamber of Turkmenistan.

**President
of Turkmenistan**

**Gurbanguly
Berdimuhammedov**

**Approved by the Decree
of the President of Turkmenistan
for 14074 dated 22.01.2015**

**The list of kinds of foreign trade and in internal trade contracts which are
subject to registration on the State Commodity and
Raw Material Exchange of Turkmenistan**

The foreign trade contract of legal persons of state ownership, including the foreign trade contract of purchase and sale of the goods with rendering of services, and carrying out of works;

The foreign trade contract of legal persons of non-state ownership (including joint stock companies and joint ventures) and individual entrepreneurs, with the cost more than 1,000,000 (one million) US dollars (or equivalent amounts in local currency and other foreign currency), including the foreign trade contract of purchase and sale of the goods with rendering of services, and carrying out of works;

The internal trade contract concluded by legal persons of state ownership with legal persons of non-state ownership (including joint stock companies and joint ventures) and with individual entrepreneurs, with the cost exceeding the limit of freely convertible currency, including the foreign trade contract of purchase and sale of the goods with rendering of services, and carrying out of works;

The export contract concluded as a result of the exchange auctions and without participation at the exchange auctions in accordance with the established procedure.

Note: contracts come into force after registration at the State Commodity and Raw Materials Exchange of Turkmenistan.

Following contracts are not subject to registration at the State Commodity and Raw Materials Exchange of Turkmenistan:

Sale and purchase contracts on removal of the property from the state jurisdiction and state-owned property privatisation;

Real property sale and purchase contract;

Contracts on export of the time filled fuel to aircrafts of foreign airlines at the airports of Turkmenistan and about rendering of services;

Contracts on sale of fixed assets, which are in operation, including those with expired time of operation;

Contracts on delivery, sending and commissioning of the goods on rendering of the technical, financial, charitable assistance, concluded on non-paid and not-compensatory basis;

Contracts on delivery and export of the goods for own needs of representative offices, branches of the foreign and international organizations;

Contracts of foreign legal persons on delivery and export of the goods for needs of own branches and representative offices.