

This is an unofficial translation.

**Instruction No. 86/36 of 12.06.01 of the General Office of Public Prosecutor
of the Republic of Kazakhstan**
**“On the procedure for delivery of messages on detention of foreign citizens
staying on the territory of the Republic of Kazakhstan”**

Analysis of information available to the Office of Public Prosecutor shows on delayed delivery by public prosecutors of messages on detention of foreign citizens and stateless persons from far abroad countries staying on the territory of the Republic of Kazakhstan. Due to this, in order to increase the effectiveness of the public prosecutors supervision over the unified application and implementation of international agreements by all departments and officials as well as the provision of the rights and lawful interests of foreign citizens and stateless persons from far abroad countries staying on the territory of the Republic of Kazakhstan, governing by article 22 of the Decree of the President of the Republic of Kazakhstan having the force of law “On the Office of Public Prosecutor of the Republic of Kazakhstan”, I OBLIGATE public prosecutors of oblasts and public prosecutors equated with them:

To notify, immediately during 24 hours in writing (by fax or modem), the General Office of Public Prosecutor of the Republic of Kazakhstan on all cases of detention (including administrative detention) of foreign citizens and stateless persons from far abroad countries staying on the territory of the Republic of Kazakhstan.

Information should contain the data on the circumstances of detention of foreign citizens and stateless persons, their application form data and causes of detention.

A special attention should be paid to the legitimacy of detentions detention of foreign citizens and stateless persons, to prevent the practice of the use of detention as a mean of the identity of citizenship and collection of proofs.

District, city public prosecutors and public prosecutors equated with them must have a list of names of all detained foreign citizens and stateless persons, information on their release or expel.

I draw attention to that that delayed delivery of such information is virtually a non-fulfillment by the Kazakhstan side of international obligations.

Deputy General Public Prosecutor Mr Kim G.V. will be responsible for control over implementation of this instruction.

R. Tusupbekov

General Public Prosecutor
of the Republic of Kazakhstan