



Legal Newsletter

(November 2021)

The present newsletter contains significant legislative amendments made in various legislative and sub-legislative acts in November 2021.

[The Order №01-11/m of the Minister of Internally Displaced Persons from the Occupied Territories, Labor, Health and Social Affairs](#)

On 10th of November, 2021, an amendment was made in the Order №01-11/m of the Minister of Internally Displaced Persons from the Occupied Territories, Labor, Health and Social Affairs of February 3, 2021 on the approval of the rules for immunization management of and the implantation of the COVID-19 Vaccine and

1. The first and second articles of annex №5¹ approved by the Order (on the implementation of additional measures in the process of vaccination against COVID-19) was formed as follows:

Article 1:

The rules for administering additional (booster) dose of Covid-19 vaccine should be determined as follows:

1. Employees of the state jurisdictional institution - special penitentiary service operating in the field of governance of the Ministry of Justice of Georgia and accused/convicted persons over 18 years of age placed in penitentiary institutions should be given an additional dose



(booster shot) of the COVID-19 vaccine (Despite not having of citizenship status and identification documents required by law).

2. Bosterdosis should be administered at intervals of at least 6 months after the completion of the initial vaccination course, which is calculated from the date of the second dose. The same or a different vaccine can be used as booster.

3. Vaccinated with Covid-19 Inactivated Vaccines (Sinovac, Sinopharm) people over 60 years of age, the booster dose can be given at intervals of 3-6 months after completing the initial course of vaccination.

4. The Pfizer–BioNTech vaccine can be used as a booster dose for people vaccinated with the AstraZeneca vaccine against Covid-19.

Article 2

Children from age 12 to 15 years should be added to the Pfizer–BioNTech contingent to be vaccinated against Covid-19.”

2. Article 4 was formed with the following redaction

Article 4

The persons specified in the first paragraph of Article 3 of this annex, if they wish to be vaccinated, shall submit a travel ticket/reservation, or an invitation, or a letter of business trip from the work, or a letter from the employer about frequent business visits, etc. Otherwise the vaccination will not be carried out.

You can see the document of the above amendment at the link: <https://matsne.gov.ge> with the registration code: 470230000.22.035.016915

The Order came into force upon publication.

On 30th of November, 2021, by the same order amendments were made regarding immunization service issues.



You can see the amendment of the above document fully at the link: <https://matsne.gov.ge> with the registration code: 470230000.22.035.016918

The Order came into force from 1st of December, 2021.

The Order №579 of the Minister of Justice of Georgia

On 29th of November, 2021 "in order to prevent the spread of the New Coronavirus (COVID-19), the following Article 2¹ was supplemented to the Order №579 of the Minister of Justice of Georgia of July 15, 2020, of „administration of the activities of the Legal Entity under Public Law-the State Service Development Agency and on the definition of temporary rules different from those established by the legislation on the service of persons ":

„Article 2¹. Additional cases of exemption from payment of fees for services provided by the agency:

1. In accordance with the Communication Strategy of the Vaccination of Government of Georgia, Georgian citizens vaccinated with the new coronavirus (COVID-19) vaccine at specially arranged vaccination points in municipalities, in the territorial bodies of the House of Justice - legal entity of public law operating in the field of governance of the Ministry of Justice of Georgia - in Mobile Justice Houses "Legal Entity under Public Law operating in the field of governance of the Ministry of Justice of Georgia - within the scope of the Public Service Development Agency and the delegated authority, on the approval of the rules for the terms of service provided by the consular officer, the amounts of fees charged for these services and for the payment of the fee", on the provision of the services provided by the paragraphs 2-71, 9th, 13th, 16th, 17th, 202-22, 28th, 31,34, 38 and 39-44 from the article 2 of the rule approved by the Resolution №508 of the Government of Georgia of December 29,



2011 , in case of submission of the application on the day of vaccination, they shall be exempted from paying the fees for the services (except for the expedited service) established by the same paragraphs.

2. The persons referred in the paragraph 1 of this article shall, together with the request, submit a document certifying the vaccination against the new coronavirus (COVID-19) at the relevant vaccination points. It is not necessary to submit this document if the fact of vaccination against the new coronavirus (COVID-19) can be verified by the appropriate electronic means."

You can see the amendment of the above document at the link: <https://matsne.gov.ge> with the registration code: 040030000.22.027.017271

The Order came into force upon publication and spread to legal relationship arising from 20th of November 2021

The Order №580 of the Minister of Justice of Georgia

On 29th of November, 2021 "in order to prevent the spread of the New Coronavirus (COVID-19), the following Article 3³ was supplemented to the Order №580 of the Minister of Justice of Georgia of July 15, 2020, of „administration of the activities of the Legal Entity under Public Law-National Agency of Public Registry and on the definition of temporary rules different from those established by the legislation on the service of persons ":

„1. In accordance with the Communication Strategy of the Vaccination of Government of Georgia, Georgian citizens vaccinated with the new coronavirus (COVID-19) vaccine at specially arranged vaccination points in municipalities, in the territorial bodies of the House of Justice - legal entity of public law operating in the field of governance of the Ministry of Justice of Georgia - in Mobile Justice Houses in case of submitting an application on the render



of agency services on the day of vaccination, they shall be exempted from paying the fees for the services (except for the expedited service) provided by the resolution №509 of the Government of Georgia made on December 29, 2011, on the approval of the service fee rates, rules for payment of fees and terms of service" of "Legal Entity under Public Law operating in the field of governance of the Ministry of Justice of Georgia - National Agency of Public Registry, only once.

2. The persons referred in the paragraph 1 of this order shall, together with the request, submit a document certifying the vaccination against the new coronavirus (COVID-19) at the relevant vaccination points. It is not necessary to submit this document if the fact of vaccination against the new coronavirus (COVID-19) can be verified by the appropriate electronic means. "

You can see the amendment of the above document fully at the link: <https://matsne.gov.ge> with the registration code: 040030000.22.027.017273

The Order came into force upon publication and is spread to legal relationship arising from 1st of November 2021.

The Order №581 of the Minister of Justice of Georgia

On 29th of November, 2021 "in order to prevent the spread of the New Coronavirus (COVID-19), the following Article 2¹ was supplemented to the Order №581 of the Minister of Justice of Georgia of July 15, 2020, of „administration of the activities of the Legal Entity under Public Law-Public Service Development Agency and on the definition of temporary rules different from those established by the legislation on the service of persons ":

„1. In accordance with the Communication Strategy of the Vaccination of Government of Georgia, Georgian citizens vaccinated with the new coronavirus (COVID-19) vaccine at



specially arranged vaccination points in municipalities, in the territorial bodies of the House of Justice - legal entity of public law operating in the field of governance of the Ministry of Justice of Georgia - in Mobile Justice Houses in case of submitting an application on providing services from the Notary Chamber of Georgia on the day of vaccination, they shall be exempted from paying the fees for the services, provided by the resolution №507, Article 41, paragraph 1 of the Government of Georgia made on December 29, 2011, "on approval of the amounts of fees for performing of Notarial Acts and amounts of fees set for the Notary Chamber of Georgia, rules for their payment and terms of service" , only once.

2. The persons referred in the paragraph 1 of this order shall, together with the request, submit a document certifying the vaccination against the new coronavirus (COVID-19) at the relevant vaccination points. It is not necessary to submit this document if the fact of vaccination against the new coronavirus (COVID-19) can be verified by the appropriate electronic means. "

You can see the full version of the above document's amendment at the link: <https://matsne.gov.ge> with the registration code: 170020000.22.027.017272

The Order came into force upon publication and is spread to legal relationship arising from 20th of November 2021

The Order №01-93/m of the Minister of Internally Displaced Persons from the Occupied Territories, Labor, Health and Social Affairs of Georgia

On 30th of November, 2021, rules, forms and requisites for issuing a document concerned with vaccination, testing, and /or recovery of New Coronavirus (COVID-19) were approved by the Order 01-93 /m and it is attached as an appendix to the mentioned Order.



You can see the amendment of the above document fully at the link: <https://matsne.gov.ge> with the registration code: 470230000.22.035.016919

The Order came into force from 1st of December, 2021.

The Order №16/04 of the President of the National Bank of Georgia

On 19th of November, 2021, by the Order of the President of the National Bank of Georgia №16/04 of February 5, 2020, "on approval of the rules for determining the amount, imposing and fulfillment of fines towards Microfinance Organizations and their administrators", the amount of fines for non-compliance with the requirements set by the "rules for the protection of Consumers' Rights in the provision of services by Financial Organizations" was determined.

You can see the amendment of the above document fully at the link: <https://matsne.gov.ge> with the registration code: 220090000.18.011.016601

The Order came into force upon publication.

The Order №448 of September by the Minister of Education and Science of Georgia

On 4th of November 2021, an amendment was made in the Order № 448 of the Minister of Education and Science of Georgia of September 15, 2005 on "the establishment of General Education Institutions as Legal Entities under Public Law and the approval of the Public School Charter" and columns 158-160 were removed from annex №9 envisaged by the order.



You can see the amendment of the above document fully at the link: <https://matsne.gov.ge> with the registration code: 040030000.22.022.018096

The Order came into force upon publication.

The Order №791 of the Minister of Justice of Georgia

On 29th of November, 2021, in accordance with the paragraph 2 of Article 6 and Article 254, paragraph 3, subparagraph "a" of the Law of Georgia "on Entrepreneurs"

1. It was approved that:

- a) Standard Charter of Solidary Liability Society (Annex №1);
- b) Standard Charter of a Limited Partnership (Annex № 2);
- c) Standard Charter of a Limited Liability Company (Annex №3);
- d) Standard Charter of a Joint-Stock Company (Annex № 4);
- e) Standard Charter of the Cooperative (Annex №5).

You can see the amendment of the above document fully at the link: <https://matsne.gov.ge> with the registration code: 240000000.22.027.017282

The Order will enter into force from 1st of January.

The Order №257 of the Minister of Finance of Georgia

On 5th of November, 2021, amendments were made to the instructions approved by the Order № 257 of the Minister of Finance of Georgia of August 29, 2019 on the "approval of the instructions on the movement and registration of goods on the Customs Territory of Georgia." In particular: a number of amendments were made to the instructions of the "Classifier of Declaration" (Annex 19) "on the declaration and registration of goods under the customs procedure or re-export of goods (Annex № 19).



You can see the amendment of the above document fully at the link: <https://matsne.gov.ge> with the registration code: 230210000.22.033.017523.

The Order came into force from 1st of December, 2021.

By the same order, on 18th of November 2021, a number of amendments were made in the instructions of "About the Guarantee " (Annex № 4) and on the "declarations and registration of Goods on Customs Procedure or Re-Export (Annex № 8).

You can see the amendment of the above document fully at the link: <https://matsne.gov.ge> with the registration code: 230210000.22.033.017527

The Order came into force upon publication.

On 19th of November, 2021 by the same order several amendments were also made to the instruction on Customs Control (Annex № 2).

You can see the amendment of the above document fully at the link: <https://matsne.gov.ge> with the registration code: 230210000.22.033.017528

The Order came into force on the 15th day after its publication.

The Order №996 of the Minister of Finance of Georgia

On 11th of November, 2021, paragraph 13 of Article 112 of the instruction approved by the Order №996 of the Minister of Finance of Georgia of December 31, 2010 "on Tax Administration" , was formed as follows:



„13. The nominal value of the mandatory marking of non-excisable goods shall be reimbursed by the Revenue Service by July 31, 2022 on the basis of the contract concluded with the selected person.”

You can see the amendment of the above document fully at the link: <https://matsne.gov.ge> with the registration code: 200090000.22.033.017526

The Order came into force upon publication and its effect extends to legal relationship arising from 1st of November 2021.

N^o322 The Resolution of the Government of Georgia N^o322

On 18th of November, 2021, an amended was made on the Resolution N^o 322 of the Government of Georgia of 23 May 2020 "on the approval of the rules of Isolation and quarantine" and paragraph 64 of article 4 of the "rules of isolation and quarantine" approved by the Resolution was formed as follows:

„6⁴. The restriction imposed by paragraph 63 of this Article (on holding sports events without spectators) does not apply to matches of the Georgian Premier League (in football - "Erovnuli Liga 1", in rugby - "Didi 10") and to international competitions/matches scheduled in Georgia (in any sport), on which spectators shall be allowed in accordance with the order of the Minister of Internally Displaced Persons from the Occupied Territories, Labor, Health and Social Affairs of Georgia on "approve recommendations to prevent the spread of the New Coronavirus (COVID-19) in the workplace" and in addition, those wishing to attend these events must submit a document certifying full vaccination at least 14 days before the event or



a laboratory-confirmed recovery from the COVID infection in the last 6 months or a negative response of a PCR test conducted 72 hours prior to a given event or a rapid antigen test conducted 24 hours prior to a given event.”

You can see the amendment of the above document at the link: <https://matsne.gov.ge> with the registration code: 470230000.10.003.023093

The Resolution came into force upon publication.

On 29th of November, 2021, an amendment was made in the Resolution №322 of the Government of Georgia of May 23, 2020 “on the approval of the Rules of Isolation and Quarantine” and

1. Article 11, paragraph 4¹, sub-paragraph "A2" of the "Rules of Isolation and Quarantine" approved by the Resolution, was formed as follows:

„A2) In case of moving by land and by the sea , persons, defined in accordance with paragraph 11 of appendix 2 of the plan approved by the Resolution №164 of the Government of Georgia made on January 28, 2020 "on approval of measures to prevent the possible spread of the New Coronavirus in Georgia and the plan of operative response to the cases of the death caused by the New Coronavirus", with Vaccination certificate of any document confirming the full course of any type of covidvaccine (two doses, and in the case of johnson & Johnson vaccination - one dose) and a negative result of the PCR test in the last 72 hours before he/she comes in Georgia (including Georgian citizens as defined in sub-paragraph "A3") and foreigners who had COVID-infection in the latest 100 days (confirmed by PCR test), with a single dose of any vaccine authorized by WHO as emergency (no matter the sequence of infection or vaccination, 14 days after vaccination) and in case of submission of a negative



PCR test in the last 72 hours before he/she visits Georgia, they are not subject to the restrictions defined by this rule; "

2. A3 paragraph, with the following content, was supplemented after the sub-paragraph A2:

„A3) "Citizens of Georgia who have completed a full course of covidvaccine in Georgia shall be exempted from the obligation to submit a negative PCR test, at the border, made in the last 72 hours prior to their visit Georgia when crossing the land border coming from any country."

You can see the amendment of the above document at the link: <https://matsne.gov.ge> with the registration code: 470230000.10.003.023111

The Resolution came into force upon publication.

On 29th of November 29, 2021, an amendment was made in the Resolution № 322 of the Government of Georgia of 23 May 2020 "on approval of the Rules of Isolation and Quarantine" and sub-paragraph „f" was supplemented to the paragraph 41 of Article 11 on „Rules of Isolation and Quarantine".

You can see the amendment of the above document fully at the link: <https://matsne.gov.ge> with the registration code: 470230000.10.003.023110

The Resolution came into force from 28th of November, 2021.



On 30th of November, 2021, a number of amendments were made in the Resolution №322 of the Government of Georgia of 23 May 2020 "on approval of the Rules of Isolation and Quarantine".

You can see the amendment of the above document fully at the link: <https://matsne.gov.ge> with the registration code: 470230000.10.003.023118

The Resolution came into force from 1st of December, 2021

The Resolution №136 of the Government of Georgia

On 24th of November, 2021 an amendment was made in the Resolution №136 of the Government of Georgia of 11 August 2005 "on the approval of the Regulation on the Rules and Conditions for Issuing a License of Mineral Extraction" and paragraph 11 was supplemented to the Article 8 of the Decree approved by Resolution.

„11. In the case provided in sub-paragraph h, paragraph 1 of Article 7 of the decree, if the study of a mineral resource became impossible or complicated due to an emergency or pandemic, based on the substantiated appeal of the license holder, the decision on the additional determination of the study period shall be made by the Government of Georgia upon the initiative of the license issuer and upon the submission of the Ministry. In such a case, the license holder shall apply to the licens issuer no later than January 31, 2022. Furthermore, the additional time allotted for the study should not exceed 2 years."



You can see the amendment of the above document at the link: <https://matsne.gov.ge> with the registration code: 380050000.10.003.023102

The Resolution came into force upon publication.

The Resolution №388 of the Government of Georgia

On 29th of November, 2021, an amendment was made to the Resolution №388 of the Government of Georgia of August 2, 2021 "on the approval of the State Program for "Subsidized Mortgage Loan" and a number of amendments were made to the several articles of the State Program approved by the decree - "Subsidized Mortgage Loan", which were implemented in Articles 1 and 2 of the decree.

You can see the amendment of the above document fully at the link: <https://matsne.gov.ge> with the registration code: 190020030.10.003.023109

The Resolution came into force upon publication.