



Legal Newsletter (November 2022)

The present newsletter contains significant legislative amendments made in various legislative and sub-legislative acts in November 2022.

Law of Georgia "On General Education"

On 2nd of November, 2022 following amendment was made in the Law of Georgia on General Education:

1. Paragraph 1¹ with the following content was supplemented to Article 21³

„1¹. A person who has obtained a foreign language certificate issued by a legal entity existing in the register defined by subsection H¹⁶ of Article 26 of this law, the requirement of successfully passing the relevant exam in a foreign language, provided by the legislation of Georgia, will be considered fulfilled.

2. Paragraph H¹⁶ with the following content was supplemented to Article 26:

„H¹⁶) Approves the register of legal entities, by whom, foreign language certificate issued by them exempts the person from the obligation to successfully pass the relevant exam in the foreign language provided by the legislation of Georgia, in which the legal entity under public law - National Assessment and Examinations Center does not conduct the said examination. The appropriate legal entity is entered in the indicated register in accordance with the criteria defined by the normative act of the minister.



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

<https://matsne.gov.ge> , with the registration code: 430050000.05.001.020650.

The Law came into force upon its publication.

Law of Georgia on Spatial Planning, Architectural and Construction Activities of Georgia

On 16th of November 2022, part 16¹ with the following content was supplemented to Article 141 of the code of Spatial Planning, Architectural and Construction Activities of Georgia:

„16¹. In the urban development plan, which is approved without a concept, the administrative proceedings related to the introduction of amendments can be carried out until June 3, 2029, by reviewing and approving the project of amendments to be made in the mentioned plan.

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

<https://matsne.gov.ge> , with the registration code: 330090000.05.001.020655

The Law came into force upon its publication.

Order №156/04 of the President of the National Bank of Georgia

On 7th of November 2022 "instructions for filling out and submitting statistical reporting forms on card instruments by payment service providers" with attachments were approved.



You can see the above instruction at the link: <https://matsne.gov.ge> , with the registration code: 220010080.18.011.016654.

The instruction came into force upon its publication.

Order №01-15/m of the Minister of IDPs from the Occupied Territories of Georgia, Labor, Health and Social Protection

On 8th of November 2022, an amendment was made in order №01-15/m of the Minister of IDPs from the Occupied Territories of Georgia, Labor, Health and Social Protection made on February 12, 2021" regarding the approval of the working time registration form and the manner of its production" and Appendix №1 ("Working Time Accounting Rule") and Appendix №2 ("Working Time Accounting Form") approved by the order were formed with a new edition.

You can see appendices approved by the document of above amendments at the link: <https://matsne.gov.ge> , with the registration code: 470230000.22.035.017016

The Order came into force from the 8th of November.

Order N1/1527 of the Minister of Economy and Sustainable Development of Georgia

On 7th of November 2022 an amendment was made to the regulation of the legal entity under public law - technical and construction supervision agency approved by the order №1-1/1527 of the Minister of Economy and Sustainable Development of Georgia made on 23th of



July, 2012 on the approval of the regulation of the legal entity of public law – technical and construction supervision agency:

1. Sub-paragraph „H¹“ with the following content was supplemented to the paragraph 2, Article 3:

„H¹“) It is authorized to create commissions, councils and other deliberative bodies, to determine their powers and the manner of their activities, to resolve issues related to the issuance of permits for the construction of objects of special importance.

2. In the Article 5:

a) Sub-paragraph „B²“ with the following content was supplemented to the paragraph 6.

„B²) During the administrative procedure for issuing construction permits for objects of special importance, in connection with issues of territory use and development, if any, preparation and submission of documentation to be submitted to the relevant council.

B) Paragraph 7 with the following content was supplemented after the paragraph 6.

„7. In order to make decisions on issues related to the issuance of construction permits for facilities with special importance in the Agency, it is possible to create commissions, councils and other deliberative bodies, in which specialists and/or independent experts can be invited.

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

<https://matsne.gov.ge> , with the registration code: 010240070.22.024.016773

The Order came into force upon its publication.

Order №M-22 of the head of the Accounting, Reporting and Audit supervision Service



On 7th of November 2022 An amendment was made to additional qualification requirements for accounting, reporting and audit supervision service officials approved by the order №M-22 of the head of the Accounting, Reporting and Audit Supervision Service, made on July 20, 2018, "on approval of additional qualification requirements for accounting, reporting and audit supervision service officials" and paragraphs a and b, article 4, were formed with the following addition

„a) Higher education (legal/law and/or psychological is required (including labor and organizational psychology) and/or education in the direction of business administration);

b) At least 2 years of work experience in the field of human resources management (experience of working in public service is desirable);

You can see the full version of the amendment to the above document at the link:
<https://matsne.gov.ge> , with the registration code: 010240080.64.076.016113

The Order came into force upon its publication.

Order №M-11of the Head of the Accounting, Reporting and Audit Supervision Service

On 22nd of November 2022 the Code of Ethics of Professional Accountants (IESBA Code) (hereinafter – Code of Professional Ethics) established by the International Federation of Accountants (IFAC) (2021 edition) was introduced into operation in the Georgian language.

The code of professional ethics foreseen by this order was posted on the website of the Accounting, Reporting and Audit Supervision Service (hereinafter - Service) (www.saras.gov.ge).



The Service guarantees periodic editing of the translation of the Code of Professional Ethics introduced into action by this order, in order to improve its quality.

You can see the full version of the amendment to the above document at the link:
<https://matsne.gov.ge> , with the registration code: 350080000.64.076.016115

The Order came into force upon its publication.

Resolution №532 of the Government of Georgia

On 21st of November 2022 in accordance with Article 3 of the "rules for development, monitoring and evaluation of policy documents" approved by Resolution №629 of the Government of Georgia made on December 20, 2019, "2023-2025 years action plan of the 2021-2025 years strategy for the development of small and medium enterprises of Georgia" was approved.

You can see the above action plan at the link: <https://matsne.gov.ge> , with the registration code: 240140000.10.003.023742

The Resolution came into force upon its publication.

Resolution №1 of the High Council of Justice of Georgia

On 25th of November 2022 an amendment was made in the resolution N1 of the High Council of Justice of Georgia made on January 31, 2020 and Appendices №1 (Suite on a Civil



Case), №2 (Defendant's Response on a Civil Case), №3 (Appeal Complaint on a Civil Case), №5 (Cassation Complaint on a Civil Case), №7 (lawsuit on an administrative case), №8 (Response of the defendant to an administrative case), №9 (Appeal complaint on an administrative case), №11 (Cassational complaint on an administrative case) approved by Appendix 8 of the resolution were formed with the renewed form.

You can see the above amendment at the link: <https://matsne.gov.ge> , with the registration code: 010210060.74.086.016036

The Resolution came into force upon its publication.

In the same resolution, on 30th of November 2022 an amendment was made to Article 4 of the "rule for automatic distribution of cases in the general courts of Georgia through the electronic system":

a) Paragraph 13 was formed with the following direction:

„13. When a judge's official duties are suspended for at least 3 days due to leave, business trip, temporary work incapacity known in advance, or any other reason, cases are not assigned to him; The distribution of cases will be terminated 2 working days before the suspension of the official duties in the case of a district (city) court judge, and 4 working days before - in the case of a judge of the appellate and Supreme Court. When a judge's official duties are suspended for less than 3 days, cases will be distributed to him in a general manner, except for those cases, the consideration period of which does not exceed 72 hours. Cases are not distributed to a judge also in cases where there is a special objective circumstance and the consideration period of the case does not exceed 72 hours.";

b) Clause 14 was deleted.



You can see the full version of the amendment to the above document at the link:
<https://matsne.gov.ge> , with the registration code: 010210060.74.086.016039

The Resolution came into force upon its publication.