



## **IP/IT News Digest:** Issue 7 – July 2018

The IP/IT News Digest is an overview of the latest IP and IT market and e-commerce news and trends from Kazakhstan. In it, we also highlight the most significant sector amendments and events within the framework of the EEU. Deloitte Legal offers consulting services regarding innovative strategic solutions for businesses and actively traces and comments on the most significant initiatives changing the face of business and setting new market game rules in innovation, technology and internet regulation.

## Intellectual property

On 3 July 2018, the Law "On Amendments and Additions to Certain Legislative Acts of the Republic of Kazakhstan on Improving Legislation in the Sphere of Intellectual Property" was enacted. Essential change was implemented in order to simplify the procedure; a single-level registration of intellectual property objects was introduced. Now, registration powers are transferred to the National Intellectual Property Institution, and registration of rights through the Justice authorities is no longer required, as it was before.

## Electronic digital contract accounting system

Based on the Unified Electronic Labor Exchange, a system has been created for maintaining an employee's profile and recording employment contracts via e-HR. Electronic employment contracts will allow to completely refuse from paper employment books (which are still used in practice), to receive information on formal employment of citizens. It will be possible to maintain the profile of an employee and confirm his/her competence in an online mode. In 2018, this system is being launched in pilot mode in one region, and from next year, it will be implemented throughout the country. According to the Action Plan for the implementation of the State Program "Digital Kazakhstan"<sup>1</sup>, the deadline for the implementation of this initiative is December 2021.

## Electronic health passport

The Electronic Health Passport (hereinafter, "EHP") will be introduced in Kazakhstan by 1 January 2019.

The EHP is a continuous medical record, generated in an electronic format, with the purpose of collecting, storing and exchanging information on patients including the following information<sup>2</sup>:

- Patient identifier;
- Identifiers of medical organizations and medical workers;
- Basic indicators of life;
- History of diseases and disorders;
- A list of current health problems;

- A list of currently accepted medicines.

All of the aforementioned data in the EHP are entered by doctors, who will be responsible for the content of the information reflected in the EHP.

## Access to public services through Telegram

A number of public services of the egov.kz portal via the Telegram-bot have been introduced. Now, users can get the following public services<sup>3</sup> by linking their phone number to the profile of the "electronic government" portal egov.kz through the Telegram-bot @EgovKzBot:

- An address certificate;
- A certificate of participation of a physical entity in other legal entities;
- A certificate on non-conviction;
- A certificate on availability or absence of real estate;
- A certificate on registered rights (encumbrances) on real estate;
- Request information on the amount of the basic pension benefit;
- Check social status.

## Information security and international cooperation

In May 2018, Kazakhstan ratified the Agreement on Cooperation of the CIS Member States (hereinafter referred to as the "Agreement") in the field of ensuring information security.

The purpose of the Agreement is to organize interaction and cooperation in the following main areas:

- Convergence of normative legal acts of the participating states, regulating relations in the sphere of ensuring information security;
- Creation of secure information systems for various applications;
- Organization of cross-border information transfers;
- Ensuring the protection of information of limited access to information technology in the interaction of

<sup>1</sup> In accordance with Government Resolution № 827 "On Approval of the State Program 'Digital Kazakhstan'" dated 12 December 2017

<sup>2</sup> In accordance with the Standard Requirements for the Electronic Health Passport approved by Order of the Minister of Healthcare of the RK № 75 "On Approval of Technical Documentation on Electronic Healthcare" dated 10 February 2014

<sup>3</sup> In accordance with the Order of the Minister for Investment and Development of the RK No. 58 "On Approval of the Rules for Registration and Connection of the Subscriber Number of the Subscriber Provided by the Cellular Operator to the e-Government Web Portal Account for receiving public and other services in electronic form through the subscriber's devices of a mobile network" dated 25 January 2016

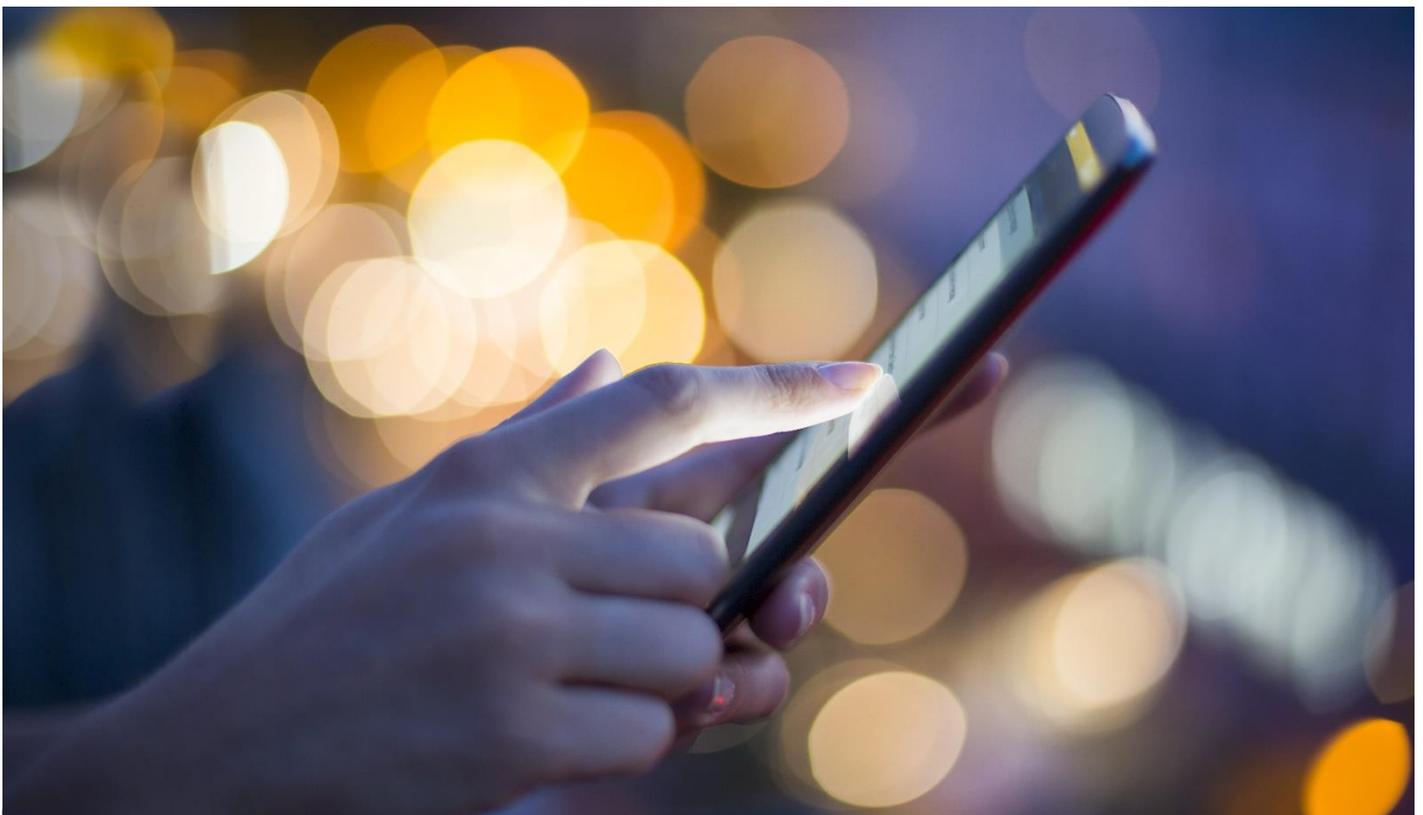
information systems of different security classes.

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Deloitte Legal provides unique legal consulting services on various IT and IP related matters including, but not limited to:

- Services on the protection of IP rights and structuring of contracts on the transfer of non-material assets and technology;
- Legal structuring of projects in the sphere of electronic commerce and legal support of investments toward technological projects;
- We provide services to technological projects and can offer legal consulting services on the implementation of new technology in electronic commerce, electronic document management and other matters tailored to your business.



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