

Regulations on the Free Economic Zone “Panj”

**(Bulletin of the Majlisi Oli of the Republic of Tajikistan, 2008, No. 10, Article 926;
2013, No. 10, Article 718; 2024, No. 5–6, Article 338.)**

**(Resolutions of the Majlisi Namoyandagon of the Majlisi Oli of the Republic of Tajikistan
dated May 8, 2024, No. 1314, and dated March 18, 2026, No. 370)**

1. General Provisions

1. This Regulation has been developed in accordance with the Law of the Republic of Tajikistan “On Free Economic Zones” and other legislation of the Republic of Tajikistan *(Resolution of the Assembly of Representatives of the Supreme Assembly of the Republic of Tajikistan dated 08 May 2024 No. 1314)*.

This Regulation defines the organizational, legal and economic foundations for the establishment, operation and liquidation of the comprehensive-type Free Economic Zone “Panj” (hereinafter referred to as “FEZ Panj”).

2. **Main objectives of establishing FEZ “Panj”:**

- stimulation of the development of the economic potential of the Khatlon Region of the Republic of Tajikistan, including attraction of domestic and foreign investment, introduction of advanced management and administrative practices;
- integration of the regional and national economy into the international division of labor, development of trade and economic cooperation with foreign countries, and enhancement of the export potential of the Republic;
- development of urban infrastructure in the areas surrounding FEZ “Panj”, establishment of modern engineering, transport, telecommunications, industrial and social infrastructure;
- creation of environmentally friendly production facilities and establishment of competitive export-oriented production of goods and products;
- provision of employment for the population of the region and the Republic, creation of additional jobs, improvement of living standards, increase of income of employees working within FEZ “Panj”, and resolution of other socio-economic issues of the region.

3. **Main tasks of FEZ “Panj”:**

- development of the economic potential of the region through integration of foreign investment with material and financial resources of domestic enterprises and organizations based on various forms of ownership;

- attraction of foreign investment, modern equipment and technologies, foreign management experience and new economic management methods;
- introduction of domestic and foreign scientific and technological innovations and inventions into production, with their further application in other regions of the country;
- ensuring socio-economic stability of the region;
- reduction of production costs and efficient utilization of available labor, natural and other local resources for production of export-oriented goods and supply of domestic and foreign markets (*Resolution dated 08 May 2024 No. 1314*);
- construction and development of the territory of FEZ “Panj”, as well as environmental protection;
- establishment within the FEZ of production infrastructure meeting international standards (communications, transport, utilities, etc.);
- formation of an independent budget of FEZ “Panj”.

2. Legal Status of FEZ “Panj”

4. The legal status of FEZ “Panj” is determined by its established boundaries, legislative framework, special legal regimes, as well as by its independent regional budget and governing authorities.
5. FEZ “Panj” is established within the territory of Jaihun District of Khatlon Region of the Republic of Tajikistan, with a total area of 401.63 hectares, as a separate (restricted) part of the territory of the Republic of Tajikistan with clearly defined boundaries, within which economic incentives and a special legal regime for entrepreneurial and investment activities are provided, for a period of 50 years from the date of its establishment (*Resolution of 08 May 2024 No. 1314*). The land of FEZ “Panj” constitutes exclusive state property, and relations connected therewith shall be regulated in accordance with the legislation of the Republic of Tajikistan.
6. Within the territory of FEZ “Panj”, the legislation of the Republic of Tajikistan regulating the activities of free economic zones shall apply.
In respect of matters not directly regulated by the legislation of the Republic of Tajikistan in the field of free economic zones, legal norms that do not contradict the substance of such relations and that regulate similar relations shall apply.
7. FEZ “Panj” is a separate (restricted) territory within the Republic of Tajikistan where a special customs and tax regime applies, as well as a simplified registration procedure for FEZ “Panj” subjects (hereinafter – “FEZ Subjects”), and a specific procedure for entry and exit of residents and non-residents of the FEZ is implemented (*Resolution of 08 May 2024 No. 1314*).
Within the territory of FEZ “Panj”, a preferential regime shall be established for the creation and operation of organizations, enterprises and individual entrepreneurs established with the participation of domestic and/or foreign investment.
8. Interference by state authorities in the financial and economic activities of FEZ “Panj” is prohibited, except in cases expressly provided for by the legislation of the Republic of Tajikistan.
9. FEZ “Panj” shall have an independent budget formed from its own revenues and other payments established by the Assembly of Representatives of the Supreme Assembly of the Republic of Tajikistan upon proposal of the Government of the Republic of Tajikistan, and payable by natural and legal persons registered within its territory.

The independent budget of the free economic zone shall be subject to coordination with the authorized state body in the field of finance and management of free economic zones (*Resolution of 08 May 2024 No. 1314*).

10. The governing authority within FEZ “Panj” shall be the Administration of FEZ “Panj” (hereinafter – the “FEZ Administration”).

11. The following activities are prohibited within the territory of FEZ “Panj”:

- carrying out subsoil use operations (except for the extraction of water, soil, stone, gravel and sand from underground sources for the purpose of supporting the activities of the FEZ); (*Resolution of 18 March 2026 No. 370*).
- repealed (*Resolution of 08 May 2024 No. 1314*).
- production of securities, currency and coins, postage stamps;
- production, processing, storage and sale of narcotic drugs, psychotropic substances and precursors;
- broadcasting of radio and television programs, except for technical radio and television services;
- production, processing, storage, detoxification and sale of hazardous and radioactive materials;
- repealed (*Resolution of 08 May 2024 No. 1314*).
- medical treatment of persons suffering from dangerous and especially dangerous diseases, including sexually transmitted and contagious skin diseases, as well as acute mental disorders;
- treatment of animals suffering from especially dangerous diseases;
- activities related to foreign labor migration;
- establishment of environmentally hazardous production facilities harmful to the environment;
- sale of fuel and lubricants to natural and legal persons who are not FEZ Subjects;
- retail sale of goods. Imported food products intended for personal consumption by FEZ employees may be sold exclusively through a specialized catering entity operating under a contract concluded with the relevant FEZ Subject. The preferential tax regime shall not apply to such activities;
- economic and commercial activities related to national security and defense, including production, processing, storage and sale of weapons, ammunition, explosives, narcotic drugs and psychotropic substances;
- importation of narcotic drugs, psychotropic substances, weapons, ammunition and other goods whose sale and circulation are restricted or prohibited in the Republic of Tajikistan (*Resolution of 08 May 2024 No. 1314*).
- organization of gambling and lotteries, casinos, video salons, gaming machines and similar activities.

12. The operating regime of FEZ “Panj” shall be established by the authorized state body responsible for management of free economic zones.

13. Export of goods from the territory of FEZ to foreign countries shall be encouraged in comparison with export of goods to the territory of the Republic of Tajikistan.

At the same time, mandatory requirements concerning the use of local raw materials and supplies, as well as the provision of subsidies or other incentives conditioned upon such requirements, shall not be established.

3. FEZ “Panj” Subjects

14. Individual entrepreneurs and legal entities, regardless of their organizational and legal form as provided for by the legislation of the Republic of Tajikistan, as well as their branches and representative offices, shall be recognized as FEZ Subjects provided that they:
 - have been established within the territory of FEZ “Panj” by domestic and/or foreign natural persons and/or legal entities for the purpose of carrying out entrepreneurial activity and have undergone state registration in accordance with the legislation of the Republic of Tajikistan;
 - have obtained a certificate authorizing the conduct of a specific type of activity within the territory of FEZ “Panj” in accordance with the procedure established by this Regulation (*Resolution of 08 May 2024 No. 1314*).
 - carry out their activities as FEZ Subjects on the basis of the Law of the Republic of Tajikistan “On Free Economic Zones in the Republic of Tajikistan”, the Regulation on Free Economic Zones in the Republic of Tajikistan, this Regulation, and other normative legal acts of the Republic of Tajikistan governing FEZ activities;
 - have concluded an agreement with the FEZ Administration for the conduct of activities within FEZ “Panj”, as well as lease agreements for land plots, buildings, production and administrative premises, and have obtained a certificate of FEZ Subject in accordance with the procedure established by this Regulation (*Resolution of 08 May 2024 No. 1314*).
15. FEZ Subjects shall conduct their activities on the basis of the Law of the Republic of Tajikistan “On Free Economic Zones”, this Regulation and other normative legal acts of the Republic of Tajikistan governing FEZ activities.
- 15.1. For the purpose of concluding an agreement, the applicant shall submit the following documents to the FEZ Administration (*Resolution of 08 May 2024 No. 1314*).
 - application;
 - documents confirming state registration within the territory of FEZ “Panj”;
 - specimen signatures of the applicant’s authorized persons.The FEZ Administration shall review the submitted documents within three working days and, after signing the relevant agreements, shall issue the certificate to the FEZ Subject (*Resolution of 08 May 2024 No. 1314*).

4. State Registration of Legal Entities and Individual Entrepreneurs within FEZ “Panj”

16. State registration of individual entrepreneurs, legal entities, branches or representative offices of legal entities within the territory of FEZ “Panj” shall be carried out in accordance with the legislation of the Republic of Tajikistan.
17. A document confirming the legal address and location of a legal entity, branch or representative office of a legal entity or individual entrepreneur for the purpose of state registration shall be issued by the FEZ Administration, taking into account a positive

conclusion on the examination of the business plan or investment project submitted by the applicant.

4.1. Procedure for the Operation of the Commission for Review of Investment Projects of Applicants for Obtaining the Status of FEZ “Panj” Subject

(Resolution dated 08 May 2024 No. 1314)

17.1. A Commission for the review of investment projects of applicants seeking to obtain the status of FEZ “Panj” Subject (hereinafter — the “Commission”) shall be established for the purpose of organizing and conducting procedures related to the review of investment projects submitted by applicants.

17.2. The Commission shall have the right to:

- review an applicant’s request for obtaining FEZ Subject status within three working days;
- invite the applicant to participate in meetings of the Commission;
- decide on returning the application if the submitted documents do not meet the established requirements;
- request additional necessary documents from applicants and provide recommendations;
- extend the deadline for adopting a decision of the Commission where applications are returned for elimination of deficiencies;
- review applications of FEZ Subjects in the event of a change in the type of activity or change in the organizational and legal form of the subject;
- review applications for cancellation of a subject’s certificate in case of submission of conclusive evidence of non-compliance with the legislation of the Republic of Tajikistan and this Regulation by the FEZ Subject;
- prepare and sign minutes of Commission meetings.

17.3. Obligations of the Commission

The Commission shall be obliged to:

- review, within the prescribed timeframes, applications of applicants for obtaining the status of a free economic zone subject;
- provide necessary information regarding applicants upon request of the authorized state body for the management of free economic zones;
- observe the principles of confidentiality of submitted and used information constituting commercial secrets. Disclosure of such information to third parties shall be permitted only in cases provided for by the legislation of the Republic of Tajikistan.

17.4. The Commission shall consist of five to seven members and shall be approved by the Head of the FEZ “Panj” Administration. The Commission shall include the Head, First Deputy Head and Deputy Head of the FEZ Administration, as well as heads of the departments responsible for work with subjects, financial accounting and legal support.

17.5. The Chairperson of the Commission shall be the Head of the FEZ Administration and shall organize the work of the Commission.

17.6. Decisions of the Commission shall be adopted by voting with a simple majority of the total number of Commission members.

17.7. In order to obtain a document confirming the legal address within FEZ “Panj”, the applicant shall submit to the FEZ Administration an application together with complete information regarding the applicant and the investment project.

- 17.8. The form and procedure for preparation of the application, submitted information and investment project shall be developed and approved by the authorized state body for the management of free economic zones (*Resolution dated 08 May 2024 No. 1314*).

5. Requirements for Investment Projects

18. Investment projects for entities establishing production enterprises must comply with the following basic criteria:
- the amount of the investment project for legal entities shall be no less than USD 300,000; (*Resolution dated 18 March 2026 No. 370*);
 - the service life of at least 90 percent of imported core technological equipment shall be not more than three years (*Resolution dated 08 May 2024 No. 1314*);
 - the volume of investment for export-import operations shall be not less than USD 50,000;
 - the volume of investment for service activities shall be not less than USD 10,000;
 - commencement of activities in accordance with the business plans and investment projects no later than two years from the date of state registration; (*Resolution dated 18 March 2026 No. 370*);
19. The Commission for review of business plans and/or investment projects of applicants seeking the status of FEZ “Panj” subject shall, within three days after submission of documents, review the investment project proposed for implementation, assess its compliance with the objectives, basic requirements and tasks of establishment and operation of FEZ “Panj”, as well as the compliance of submitted documents with the legislation of the Republic of Tajikistan (*Resolution dated 08 May 2024 No. 1314*);
20. Following review of the documents, the Commission shall submit detailed information to the authorized state body for management of free economic zones (*Resolution dated 08 May 2024 No. 1314*);
21. Within three days after adoption of its decision, the Commission shall notify applicants — legal entities or individuals of the Republic of Tajikistan, as well as foreign legal entities or individuals — of the decision taken regarding the investment project. In the event of a negative decision, claims of such persons shall not be accepted (*Resolution dated 08 May 2024 No. 1314*);
22. Persons specified in Chapter 4 of this Regulation shall be responsible for the accuracy of the information submitted in accordance with the legislation of the Republic of Tajikistan. Where necessary, the FEZ Administration shall have the right to request additional documents related to the activities of such persons and evaluation of the investment project proposed for implementation.
- Documents that do not comply with the requirements established by the legislation of the Republic of Tajikistan and this Regulation shall not be accepted for consideration.

6. Certificate for Conducting Activities within FEZ “Panj”

(Resolution dated 08 May 2024 No. 1314);

23. After state registration, legal entities or individual entrepreneurs established in accordance with Chapter 4 of this Regulation must obtain a certificate (hereinafter — the “Certificate”)

for carrying out entrepreneurial activity within the territory of FEZ “Panj” *(Resolution dated 08 May 2024 No. 1314)*;

- 23.1. The Certificate shall constitute a document confirming registration of the applicant as an FEZ Subject and shall entitle it to conduct activities, use incentives and operate under the special legal regime provided for by the legislation of the Republic of Tajikistan and this Regulation within FEZ “Panj” *(Resolution dated 08 May 2024 No. 1314)*;
24. In order to obtain the Certificate, the following documents must be submitted to the Commission for review of business plans and/or investment projects of applicants seeking FEZ “Panj” subject status (all documents shall be submitted in duplicate) *(Resolution dated 08 May 2024 No. 1314)*;
 - completed application form for obtaining the Certificate (forms shall be provided by the FEZ Administration);
 - information sheet describing the company and its proposed activities within the FEZ;
 - document confirming specimen signatures of authorized persons of the company;
 - for banking institutions — authorization of the National Bank of Tajikistan for the right to establish a bank, branch or banking unit within FEZ “Panj”.
25. Prior to issuance of the Certificate, the applicant shall be provided with a draft agreement containing the terms of activity within FEZ “Panj”, to be concluded between the applicant and the FEZ Administration *(Resolution dated 08 May 2024 No. 1314)*;
26. After review and approval of applications for obtaining the Certificate, persons recognized as candidates, i.e., those meeting all requirements, shall be officially notified by letter. The letter shall grant the candidate three days to conclude with the FEZ Administration a lease agreement for the specified building or land plot within the FEZ territory. A copy of the signed agreement between the candidate and the FEZ Administration shall be forwarded to the authorized state body for management of free economic zones, after which the Certificate shall be issued.
If the agreement is not concluded within the specified period, this may constitute grounds for refusal to issue the Certificate *(Resolution dated 08 May 2024 No. 1314)*;
When reviewing applications and issuing Certificates, such performance indicators as contribution to export development, job creation, introduction of advanced technologies, environmentally safe production and other factors shall be taken into account *(Resolution dated 08 May 2024 No. 1314)*;
27. The forms of Certificates and application forms shall be approved by the authorized state body for management of free economic zones *(Resolution dated 08 May 2024 No. 1314)*;
28. Certificates shall be issued for the following terms *(Resolution dated 08 May 2024 No. 1314)*;
 - certificate for commercial activity — up to 10 years;
 - certificate for production activity — up to 25 years;
 - certificate for service activity — up to 10 years.
29. The cost of the Certificate for any type of activity, regardless of production volume or turnover, shall be USD 5,000 *(Resolution dated 08 May 2024 No. 1314)*;

7. Temporary Suspension, Reinstatement of Activities of FEZ Subjects and Revocation (Invalidation) of the Certificate

(Resolution of the Assembly of Representatives of the Supreme Assembly of the Republic of Tajikistan dated 08 May 2024 No. 1314)

30. Temporary suspension, reinstatement of activities and revocation (invalidation) of the certificates of FEZ Subjects shall be carried out on the following grounds (*Resolution dated 08 May 2024 No. 1314*);
- 1) The activities of an FEZ Subject may be temporarily suspended by the FEZ Administration for a period of up to three months in the following cases:
 - failure to submit information and documents requested by the authorized state body for management of free economic zones and the FEZ Administration within the prescribed timeframes, or deliberate submission of false information;
 - confirmation that an FEZ Subject, its authorized representative or employee has caused damage to FEZ facilities or equipment, and such actions continue despite notification by the FEZ Administration and/or failure to compensate for the damage caused;
 - establishment of the fact that the FEZ Subject fails to comply with the terms of a lease agreement or other agreements concluded with the FEZ Administration or the management company;
 - failure to comply with established instructions or violation of procedures established within the FEZ;
 - non-compliance with the requirements of the Law of the Republic of Tajikistan “On Free Economic Zones” and this Regulation, or with agreements concluded with the FEZ “Panj” Administration or a service company (*Resolution dated 08 May 2024 No. 1314*);
 - 2) The activity of an FEZ Subject shall be reinstated with the permission of the FEZ Administration once the conditions have been fulfilled or the causes that led to the suspension have been eliminated.
 - 3) A certificate shall be revoked (declared invalid) by the authorized state body for management of free economic zones, following verification of the facts and information reflected in the conclusion of the FEZ Administration, in the following cases (*Resolution dated 08 May 2024 No. 1314*);
 - if it is established in the conclusion of the FEZ Administration that, within the period specified in the agreement, the grounds that served as the basis for temporary suspension of the activities of the FEZ “Panj” Subject have not been eliminated;
 - if, as a result of inspection and thorough verification, it is determined that the obligations specified in the application for obtaining the certificate are not fulfilled and that the information provided therein was initially false (*Resolution dated 08 May 2024 No. 1314*);
 - if violations of the normative legal acts of the Republic of Tajikistan by the FEZ “Panj” Subject are established;
 - for revocation (invalidation) of the certificate, the FEZ Administration must obtain authorization from the authorized state body for management of free economic zones, supported by substantiated evidence;
 - after revocation (invalidation) of the certificate, the FEZ Administration shall apply to the authorized state registration body for invalidation of the state registration of the FEZ Subject at the legal address of FEZ “Panj” (*Resolution dated 08 May 2024 No. 1314*);
- 30.1. The FEZ Administration shall maintain a certificate registration register in the form established by the authorized state body for management of free economic zones. The register shall contain key information on FEZ Subjects, and a registration number shall be assigned to each certificate.

- 30.2. In the event of a change in the type of activity or the organizational and legal form of an FEZ Subject, the necessary amendments shall be made to the certificate and the registration register.
- Applications of FEZ Subjects for change of activity shall be reviewed in accordance with the procedure established by this Regulation.
- In such cases, a new certificate shall be issued to the FEZ Subject upon payment of the prescribed fee, and the previous certificate shall be returned and cancelled (*Resolution dated 08 May 2024 No. 1314*);

8. Registration of FEZ “Panj” Subjects

31. Enterprises and organizations of various organizational and legal forms provided for by the legislation of the Republic of Tajikistan (including individual entrepreneurs operating without establishment of a legal entity), as well as their branches and representative offices holding certificates, shall be registered as FEZ Subjects (*Resolution dated 08 May 2024 No. 1314*);
32. Registration of FEZ Subjects shall be carried out by the FEZ Administration.
33. **Procedure for registration of FEZ Subjects:**
- submission by certificate holders of an application for registration as an FEZ Subject (*Resolution dated 08 May 2024 No. 1314*);
 - entry into the registration register of the information contained in the certificate (*Resolution dated 08 May 2024 No. 1314*);
 - assignment of a registration number.
34. Amendments to the registration register shall be made on the basis of applications of FEZ Subjects.
- Entries shall be amended or cancelled by making a new entry in the register.
- Applications shall be recorded in the register upon receipt.
- Registration of an FEZ Subject shall be confirmed by issuance of a registration certificate in a form determined by the authorized state body for management of free economic zones.

9. Passes and Service Cards

35. For entry into the territory of FEZ “Panj”, the following types of passes are established for representatives, employees, workers of FEZ Subjects and other persons:
- permanent passes;
 - temporary passes;
 - service cards.
36. Permanent passes shall be issued by the FEZ Administration to representatives, employees and workers of FEZ Subjects and shall contain the following information:
- name and seal of the FEZ Administration;
 - date of issue;
 - photograph of the pass holder;
 - surname, first name and patronymic of the pass holder;
 - place of employment;
 - entry conditions.

37. Temporary passes shall be issued by the FEZ Administration to other persons. Such passes shall not contain the full name of the holder but shall differ in color from other passes and shall be returned to the relevant FEZ “Panj” service upon exit.
Temporary passes shall be valid upon presentation of an identification document.
- 37.1. To obtain a temporary pass, FEZ Subjects shall submit an official request to the FEZ Administration no later than one day prior to the visit of invited persons (*Resolution dated 08 May 2024 No. 1314*);
38. Service cards containing the same information as permanent passes shall be issued by the FEZ Administration to employees of the FEZ Administration, the management company and other persons employed by them.
39. Passes shall be issued on a paid basis, and their cost shall be determined in accordance with the tariffs approved by the authorized state body for management of free economic zones. FEZ Subjects shall notify the FEZ Administration on the same day of dismissal of their employees. In such cases, permanent passes must be returned to the FEZ Administration. Temporary passes shall be issued free of charge to employees of state authorities entering the territory of FEZ “Panj” in the course of their official duties (*Resolution dated 08 May 2024 No. 1314*);
- 39.1. Passes shall also be issued, under the same procedure, for entry of vehicles, machinery and their drivers into the FEZ territory (*Resolution dated 08 May 2024 No. 1314*);

10. Invalidation of Passes and Service Cards

40. Upon invalidation of a certificate of an FEZ Subject, the passes and service cards of its employees shall be withdrawn by the FEZ Administration after notification (Resolution dated 08 May 2024 No. 1314).
41. An FEZ Subject shall notify the FEZ Administration on the same day of termination of employment of its employees. In such cases, the passes of such persons shall become invalid after seven days. If such persons obtain new employment within the FEZ before expiry of this period, their passes shall be returned after the necessary amendments and additions have been made.
Persons whose passes have been invalidated shall not be permitted to remain within the territory of FEZ “Panj”.

11. Procedure for Liquidation of FEZ Subjects

42. A legal entity established within the territory of FEZ “Panj” may be liquidated in the following cases:
- on the grounds provided for by the Civil Code of the Republic of Tajikistan;
 - where, within 12 months after state registration of the subject, investments in an amount of not less than 50 percent of the volume specified in the registration documents have not been documented. In such case, the FEZ Administration shall have the right to deem the investment as not fulfilled and to take measures for liquidation in accordance with the procedure established by the legislation of the Republic of Tajikistan.
43. The procedure for liquidation of FEZ Subjects shall be carried out in accordance with the Civil Code of the Republic of Tajikistan.

In the event of invalidation of the registration of an FEZ Subject and/or its liquidation, the head of the FEZ Subject shall publish a notice regarding such invalidation.

Liquidation shall be carried out under the supervision of the FEZ Administration on the basis of an order of the authorized state body for the management of free economic zones and at the expense of the FEZ Subject.

Following inspection and after fulfillment by the FEZ Subject of all obligations, inspection reports, a liquidation conclusion and a report shall be submitted to the authorized state body for the management of free economic zones for removal of the FEZ Subject from the registration register.

These provisions shall also apply to the liquidation of branches and representative offices of companies operating within the FEZ.

12. Rights of FEZ “Panj” Subjects

44. FEZ Subjects, regardless of their organizational and legal form (except for budgetary organizations), shall have the right to:
- establish joint ventures with the participation of domestic and foreign investors;
 - carry out business activities on the basis of contracts, freely choose partners and subject matter of contracts, determine obligations and any other terms of mutual economic relations;
 - independently conduct foreign economic activities, including barter and intermediary transactions, as well as reinvestments, provided that such activities do not contradict the legislation of the Republic of Tajikistan;
 - obtain loans from foreign banks, companies and organizations without limitation and engage foreign insurance companies for concluding insurance contracts;
 - implement within the free economic zone any investments not prohibited by the legislation of the Republic of Tajikistan;
 - use land on the basis of long-term lease agreements, sublease land and property, transfer property rights and rights of use to legal successors by mutual agreement of the parties to the lease agreement, and exercise other property and non-property rights;
 - employ foreign citizens and citizens of the Republic of Tajikistan on a contractual basis;
 - carry out any other activities not prohibited by the legislation of the Republic of Tajikistan.
45. An FEZ Subject shall have the right to conduct entrepreneurial activity outside the territory of the FEZ within the territory of the Republic of Tajikistan in accordance with the general procedure established by the legislation of the Republic of Tajikistan.

13. Guarantees of Rights and Interests of Natural and Legal Persons and Their Investments within FEZ “Panj”

46. The State shall guarantee observance of the rights and lawful interests of all natural and legal persons operating within the territory of FEZ “Panj”.
47. Within FEZ “Panj”, the following guarantees shall be provided in accordance with the legislation of the Republic of Tajikistan and norms of international law:
- protection of foreign investments;

- protection of intellectual property rights of domestic and foreign natural and legal persons — FEZ Subjects;
 - equality of the legal regime for foreign investments with that applicable to investments of legal entities and citizens of the Republic of Tajikistan;
 - prohibition of any discrimination against foreign investment entities.
48. Foreign investors who have made financial or material contributions to economic or other activities within the FEZ shall have the right to use the results of their investments, including reinvestment and commercial transactions within the territory of the Republic of Tajikistan. Foreign investors may export their profits in full or in part in the form of their own products or products purchased on the market.
49. Foreign investors operating within the zone shall be guaranteed, after payment of mandatory fees, the transfer of profits in foreign currency, as well as profits derived from the sale of their entire share in the charter capital of foreign investment enterprises upon withdrawal or liquidation of the enterprise.
Foreign investors shall have the right to transfer, pledge, export their capital and terminate investment activities within the free economic zone.
50. Relations between business entities within the FEZ, regardless of the form of ownership, shall be conducted on a contractual basis. Organizations within the free economic zone shall independently develop production programs.
Economic disputes, including disputes between participants of foreign investment enterprises arising within the free economic zone, shall be resolved in accordance with the procedure established by the legislation of the Republic of Tajikistan.

14. Financial, Credit and Currency Mechanism

51. The FEZ shall operate on the basis of self-financing.
For the purpose of ensuring the functioning of FEZ “Panj”, an independent regional budget shall be established.
52. The independent budget of FEZ “Panj” shall constitute the mechanism for formation and use of financial resources of the free economic zone and shall be intended to ensure financing of its objectives and tasks approved in accordance with the relevant regulations and included in the legislation on the state budget for the respective financial year. The independent budget of the free economic zone shall be subject to coordination with the authorized state bodies in the field of finance and management of free economic zones (*Resolution dated 08 May 2024 No. 1314*);
53. The revenues of the FEZ “Panj” budget shall include:
- income from lease of land, buildings and equipment under the management of the FEZ Administration;
 - total payments made by subjects for obtaining certificates for entrepreneurial activity within FEZ “Panj” (*Resolution dated 08 May 2024 No. 1314*);
 - registration fees;
 - fees for entry of vehicles into the territory of FEZ “Panj”;
 - fees for entry into the FEZ territory by employees working within the FEZ (except employees of the FEZ Administration);
 - income from various services;

- other revenues provided for by legislation;
 - repealed (*Resolution dated 08 May 2024 No. 1314*);
 - revenues from other payments for services provided to FEZ Subjects and by the FEZ Administration in accordance with the provisions of the legislation on the state budget for the relevant financial year and this Regulation.
54. The list of services and service tariffs of the FEZ Administration shall be established by the authorized state body for management of free economic zones in coordination with the authorized state financial body on the basis of an economically justified proposal of the FEZ Administration.
55. The terms of long-term lease for the use of areas and premises of closed warehouses, production and administrative buildings under the control of the FEZ Administration, as well as lease rates, shall be approved by the authorized state body for management of free economic zones depending on the type of activity and not lower than the following minimum rates:
- annual lease per square meter of closed warehouse space for commercial storage, packaging and processing activities for a period up to three months — USD 5; if the lease term exceeds three months, the lease rate shall be reduced by 10 percent (*Resolution dated 08 May 2024 No. 1314*);
 - annual lease per square meter of administrative premises for administrative activities for a period of one year — USD 7; if the lease term exceeds one year, the lease rate shall be reduced by 10 percent (*Resolution dated 08 May 2024 No. 1314*);
 - annual lease per square meter of permanent production premises for production activities for a period of up to 15 years — USD 3 (*Resolution dated 08 May 2024 No. 1314*);
 - the annual lease fee for one square meter of a land plot shall be USD 0.5; (*Resolution dated 18 March 2026 No. 370*);
 - the procedure for payment of lease for land plots, warehouses, production and administrative premises shall be determined by the relevant lease agreement (*Resolution dated 08 May 2024 No. 1314*);
- The established maximum rates may be amended by decision of the authorized state body for management of free economic zones on the basis of economically justified proposals of the FEZ Administration.
56. Costs related to maintenance, repair and improvement of common-use areas, access roads, internal roads, inspection areas, landscaping and other infrastructure shall be borne by the management company at its own expense and through payments of FEZ residents according to tariffs agreed with the FEZ Administration.
- 56.1. All types of payments made within the territory of the FEZ shall be effected in non-cash form. (*Resolution dated 18 March 2026 No. 370*);
57. Free circulation of national and foreign currency shall be permitted within FEZ “Panj”. All FEZ Subjects may hold accounts in national and foreign currency, freely purchase national and foreign currency at the prevailing exchange rate within permitted forms of currency transactions and use funds held in their accounts both within and outside the free economic zone.
58. Where foreign investors invest their funds in priority sectors of the free economic zone determined by the FEZ Administration, a portion of profits received in foreign currency may be transferred at an agreed exchange rate at the expense of the interested parties.

59. FEZ Subjects may make payments to their employees in foreign currency from their own established foreign currency funds.
60. Funds of foreign and joint enterprises operating within the zone may be transferred without restriction through banks operating within the zone, including through their correspondent accounts in foreign banking institutions. Within the FEZ, a central bank branch, commercial banks, investment banks and other specialized banks and institutions of the Republic of Tajikistan may be established. All banking settlements, both within and outside the zone, shall be carried out through correspondent accounts opened in the central FEZ bank. The central FEZ bank shall supervise credit and financial operations and all types of currency circulation and shall establish special reserve funds (in national and foreign currency) within the FEZ.

15. Financial and Economic Activity of FEZ Subjects

61. FEZ Subjects shall be obliged to:

- maintain accounting records and financial reporting on their financial and economic activities in accordance with established procedures, and submit to the FEZ Administration profit and loss declarations in the prescribed form, social tax calculations in four copies, as well as other necessary documents and information related to the calculation and payment of taxes. One copy of the social tax calculations shall be submitted by the FEZ Administration to the tax authority of the district where the FEZ is located, the second copy to the social security authority and the third copy to the statistical authority;
- make mandatory payments and pay the social tax in full and in a timely manner;
- grant access during working hours to authorized representatives of the FEZ Administration and/or invited experts to leased and used premises for inspection of financial and economic activities of FEZ Subjects, for conducting examinations and implementing anti-epidemiological and fire safety measures, as well as for verification of tax calculations and payments.

62. Business entities shall comply with the instructions of the FEZ Administration. In case of disagreement, they shall submit their objections in writing to the FEZ Administration and to the authorized state body for management of free economic zones within three days.

Upon submission of such objection, the FEZ Subject shall have the right not to comply with the instruction issued by the FEZ Administration until a decision is taken by the head of the authorized state body for management of free economic zones.

In case of disagreement with the decision of the head of the authorized state body for management of free economic zones, the business entity shall have the right to appeal to the court within one month from the date of the decision.

If the court determines that the actions of the authorized state body were unlawful, such body shall be obliged to compensate the losses and lost profits of the FEZ Subject.

63. Business entities registered within the FEZ shall, after audit by a resident auditor of the Republic of Tajikistan holding an audit license, submit to the FEZ Administration their balance sheet and profit and loss statement.

The audit report shall be submitted by the FEZ Subject within the first quarter following the reporting year.

Failure to submit the audit report within the prescribed timeframe shall result in the imposition of a fine on the business entity.

64. For FEZ Subjects, the financial year shall begin on 1 January and end on 31 December. At the end of each financial year, FEZ Subjects shall conduct an audit of assets, liabilities, income and losses for the purpose of preparing annual financial statements and reports on financial performance.

All amendments and changes to capital related to replenishment of charter capital carried out in accordance with the legislation of the Republic of Tajikistan shall be reflected in the declaration.

64.1. FEZ Subjects shall coordinate in writing with the FEZ Administration any matters related to pledging their property (*Resolution dated 08 May 2024 No. 1314*);

16. Customs Regime within the FEZ

65. The free economic zone constitutes part of the customs territory of the Republic of Tajikistan. The boundaries of the territory of FEZ “Panj” shall be regarded as the customs boundaries of the Republic of Tajikistan.

Goods located within the territory of FEZ “Panj”, for the purposes of application of customs duties and taxes, as well as prohibitions and restrictions of an economic nature established by the normative legal acts of the Republic of Tajikistan, shall be considered as being located outside the customs territory of the Republic of Tajikistan.

66. Domestic and foreign goods may be placed within the territory of the FEZ under the free customs zone regime without collection of customs duties and taxes and without application of prohibitions and restrictions of an economic nature established by the normative legal acts of the Republic of Tajikistan.

67. Customs clearance and accounting of goods within the FEZ shall be carried out in accordance with the procedure established by the authorized state body for customs matters in coordination with the authorized state body responsible for foreign trade regulation.

68. Termination of the free customs zone regime and determination of the country of origin of goods exported from the territory of free economic zones shall be carried out in accordance with the customs legislation of the Republic of Tajikistan.

17. Tax Regime within the FEZ

69. A preferential tax regime shall apply within the FEZ, except for FEZ Subjects providing services to the domestic market of the Republic of Tajikistan.

Services provided by FEZ Subjects to the domestic market shall be subject to value added tax in accordance with the Tax Code of the Republic of Tajikistan.

For the purposes of this Regulation, services provided to the domestic market of the Republic of Tajikistan shall mean services rendered by individuals within the territory of the Republic of Tajikistan.

70. Within the territory of the FEZ, entrepreneurial activities of FEZ Subjects, regardless of their form of ownership, shall be exempt from all taxes предусмотренные Tax Code of the Republic of Tajikistan, except for the social tax.

The social tax shall be calculated and paid independently by FEZ Subjects in accordance with Chapter 35 of the Tax Code of the Republic of Tajikistan and the Law of the Republic of Tajikistan “On State Social Insurance”.

71. Personal income tax shall not be withheld from employees hired by FEZ Subjects.
Foreign specialists shall be exempt from income tax for the duration of their work and residence permits, provided they present a certificate confirming payment of such tax in their home country in respect of income received from an FEZ Subject.
If a foreign specialist does not pay income tax in his or her home country, such specialist shall be obliged to pay income tax in accordance with the tax legislation of the Republic of Tajikistan; however, such specialist shall have the right to a 50 percent reduction of the applicable tax rate for the purpose of determining income tax liabilities.
72. Control over full and timely payment of social tax and personal income tax by employees of FEZ Subjects shall be assigned to the FEZ Administration.
73. Income or remuneration of foreign investors paid in foreign currency may be freely transferred abroad without restriction and shall not be subject to taxation.
74. Income in the form of interest on loans used for implementation of specific state and regional programs within the zone shall be exempt from taxation.
75. Supply of electricity, water and sewage services from state sources of the Republic of Tajikistan within the FEZ shall be provided without payment of value added tax and other taxes applicable within the territory of the Republic of Tajikistan.

18. Procedure for Collection of Taxes to the Budget

76. Amounts of social tax and other mandatory payments not paid within the prescribed timeframes, as well as income from unfulfilled operations and penalties for concealment or understatement of tax amounts, shall be collected by the FEZ Administration in accordance with the procedure established by tax legislation.
In the event of non-fulfilment by FEZ Subjects of their financial obligations, such amounts shall be recovered through judicial procedure.
77. Amounts of taxes overpaid to the budget due to incorrect transfer or violation of tax collection procedures shall be refunded or, at the request of the payer, credited against future payments, provided that no more than one year has elapsed since the date of payment. Taxes incorrectly paid shall be refunded from the budget within a period not exceeding one year from the date when such incorrect payment is identified.
Supervision over the proper implementation of this tax collection procedure shall be carried out by the FEZ Administration in accordance with this Regulation and the procedures established by tax legislation.

19. Labour Relations within FEZ "Panj"

78. Labour relations, including matters of hiring and dismissal, labour discipline and rest, social guarantees and compensation for employees of FEZ Subjects, shall be regulated by collective agreements and/or individual employment contracts in accordance with the legislation of the Republic of Tajikistan.
The conditions and amount of remuneration and other forms of employee income shall be independently determined by FEZ Subjects from their own funds and may be paid in national or foreign currency.

The terms of collective and individual employment contracts may not worsen the position of employees compared with the provisions of the current labour legislation of the Republic of Tajikistan and the conventions of the International Labour Organization.

79. In accordance with the legislation on free economic zones of the Republic of Tajikistan and this Regulation, an FEZ Subject shall have the following rights:

- to obtain work permits without restriction for foreign employees, provided that by the end of the fifth year of production activity the number of foreign employees does not exceed 20 percent of the total workforce;
- to obtain visas and work permits for foreign citizens for the duration of their employment contracts within the FEZ;
- to submit applications to the FEZ Administration or the authorized state body for management of free economic zones for assistance in obtaining invitations (visas) and work permits. These authorities shall issue work and residence permits to foreign employees of FEZ Subjects.

The FEZ Administration shall issue work permits to managerial and technical personnel of FEZ Subjects for the requested period in accordance with the validity of the employment contract concluded between the employer and the foreign citizen.

The FEZ Administration shall issue work permits and residence applications for a period of up to five years.

Foreign employees of FEZ Subjects who have obtained visas and work permits shall be registered with the visa and registration authorities for the validity period of their visas.

The authorized state body for management of free economic zones shall have the right to request all necessary information from applicants for issuance of such permits, and such permits shall not be unreasonably delayed.

Services for issuance of work and residence permits for foreign specialists of FEZ Subjects and their family members shall be provided on a paid basis in accordance with tariffs established by the authorized state body for management of free economic zones in coordination with relevant state authorities.

80. FEZ Subjects shall pay wages to all employees on a monthly basis. In the event of delay in payment of wages due to the fault of the employer, the FEZ Administration shall have the right, within its competence, to take measures against the FEZ Subject in accordance with the legislation of the Republic of Tajikistan and this Regulation for protection of employee rights.

Employees and specialists of FEZ Subjects may receive wages in national or foreign currency in accordance with employment contracts and may also receive foreign currency allowances for official travel expenses.

Foreign employees may freely transfer their wages abroad in national or foreign currency after payment of applicable taxes.

81. **FEZ Subjects shall:**

- submit employment contracts for each employee when applying for permanent visas;
- obtain visas within 72 hours of arrival of employees;
- provide all employees with uniforms and occupational safety equipment;
- immediately inform the FEZ Administration of any employee who is missing or unaccounted for;
- provide employees with accommodation;

- ensure mandatory social and medical insurance for employees;
 - bear material liability for damage to the health of employees working under employment contracts and compensate for occupational injuries caused through the fault of the enterprise.
82. Strikes within the territory of the FEZ shall be prohibited for a period of 10 years from the commencement of activity of FEZ Subjects.

20. Procedure for Entry into and Exit from FEZ “Panj”

83. A simplified regime for entry and exit of foreign citizens shall apply within the FEZ as established by the authorized state body for management of free economic zones in coordination with the Ministry of Foreign Affairs of the Republic of Tajikistan, including:
- reduction of consular fees by 50 percent;
 - reduction of processing time for issuance of entry and exit visas;
 - issuance of entry visas to foreign citizens upon arrival in the Republic of Tajikistan when travelling to the FEZ;
 - provision of other informational, legal and advisory services by the Ministry of Foreign Affairs of the Republic of Tajikistan in accordance with the evolving development of the FEZ;
 - preparation by the FEZ Administration of work permit forms for foreign specialists, to be approved by the authorized state bodies in the field of labour, migration and employment and by the authorized state body for management of free economic zones (*Resolution dated 08 May 2024 No. 1314*);
84. Where necessary, an FEZ Subject shall submit to the FEZ Administration an application for visas for invited employees one month prior to their arrival.
The FEZ Administration, in coordination with the authorized state body for management of free economic zones, shall review the application and inform the FEZ Subject of the possibility of registration of the specified employees for each candidate.
The list of persons arriving to work in the FEZ shall be approved by the authorized state body for management of free economic zones and forwarded to the relevant consular departments of the Ministry of Foreign Affairs of the Republic of Tajikistan for review and coordination.
The FEZ Administration shall arrange reception of arriving persons together with representatives of the FEZ Subject and escort them to the FEZ territory at the expense of the FEZ Subject. The same procedure shall apply for departure of foreign citizens who have worked within the FEZ.
85. The FEZ Administration shall facilitate issuance, extension and cancellation of visas for foreign citizens.
The authorized state body for management of free economic zones shall submit monthly to the Ministry of Foreign Affairs of the Republic of Tajikistan a list of foreign citizens employed within the FEZ.
86. Foreign citizens and stateless persons may enter the border zone of the Republic of Tajikistan for official, employment, private and labour purposes upon obtaining permission from the Ministry of Internal Affairs of the Republic of Tajikistan. Foreign citizens shall enter and reside in the Republic of Tajikistan in accordance with the general procedure established by the legislation of the Republic of Tajikistan.

Issues of registration, temporary residence, entry and stay of foreign citizens shall be resolved by the relevant authorities of the Ministry of Internal Affairs upon submission by the FEZ Administration.

21. Duration of Operation of FEZ “Panj”

87. The period of operation of FEZ “Panj” shall be 50 years from the date of its establishment (*Resolution dated 08 May 2024 No. 1314*);

The transitional period for implementation of the FEZ regime shall be determined by the Administration of the zone for a period not exceeding seven years from the date of adoption of the relevant resolution of the Assembly of Representatives of the Supreme Assembly of the Republic of Tajikistan.

This period shall be used for development of infrastructure, formation of the legal framework, practical development of the territory and establishment of FEZ facilities.

The duration and conditions of the transitional period prior to termination of the FEZ regime shall be determined by the FEZ Administration, provided that such transitional conditions shall commence no later than three years before termination of the FEZ. Throughout the period of operation of the FEZ regime, alongside the state language, languages of international communication (Russian, English and others) shall be considered working languages within the zone.

88. For extension of the period of operation of FEZ “Panj”, the FEZ Administration shall submit to the authorized state body for management of free economic zones an economic justification for extension, including:
- forecast and further development program of FEZ “Panj”;
 - assessment of effectiveness of FEZ “Panj” activities.

22. Procedure for the Operation of the Administration of FEZ “Panj”

89. Within the territory of FEZ “Panj”, management functions shall be vested in the FEZ Administration, headed by its Director.

The procedure for the operation of the FEZ Administration shall be determined by this Regulation on FEZ “Panj”.

The FEZ Administration shall serve as the governing body of FEZ “Panj”, providing leadership for the operation and development of the zone and coordinating the activities of independent FEZ Subjects on matters within its competence.

The FEZ Administration shall be established as a legal entity in the form of a budgetary organization and shall be subordinate to the authorized state body for management of free economic zones. It shall operate in accordance with the legislation of the Republic of Tajikistan and this Regulation.

Its official seal shall bear the State Emblem of the Republic of Tajikistan and the name of FEZ “Panj” in the state and English languages, and it shall have bank accounts, a special code and other identifying symbols.

In its activities, the FEZ Administration shall be guided by the Constitution of the Republic of Tajikistan, the Law of the Republic of Tajikistan “On Free Economic Zones”, this Regulation and other normative legal acts of the Republic of Tajikistan, provided they do not contradict the legislation of the Republic of Tajikistan.

The FEZ Administration shall cooperate with republican and local state authorities of the Republic of Tajikistan.

The FEZ Administration shall carry out its activities based on close cooperation with other free economic zones within the Republic of Tajikistan to ensure coordination and consideration of the interests of other FEZs, and shall promote the introduction of international standards of business practice and professional conduct throughout the territory of the Republic.

The Head of the FEZ Administration and his or her deputies shall be appointed and dismissed by the Government of the Republic of Tajikistan upon proposal of the authorized state body for management of free economic zones in accordance with the established procedure (*Resolution dated 08 May 2024 No. 1314*);

The amount of official remuneration of the management of the FEZ Administration shall be determined by the Government of the Republic of Tajikistan.

90. Powers of the FEZ Administration

The powers of the FEZ Administration shall include:

- development and implementation of the strategy and program for development of the FEZ, including the master plan of the zone;
- formation, approval and execution of the FEZ budget;
- preparation of the layout plan for placement of FEZ Subjects within the FEZ territory, taking into account their proposals, including financial expenditures of each FEZ Subject, and submission thereof to the authorized state body for management of free economic zones;
- preparation of cost estimates for improvement and development of the designated FEZ territory;
- coordination with customs authorities regarding the layout of customs infrastructure;
- ensuring integrity and efficient functioning of the FEZ;
- establishment of an information and analytical system on economic activity and development of the FEZ;
- protection of the interests of manufacturers and employees within the FEZ;
- creation of favorable conditions for attracting domestic and foreign investment and other resources;
- monitoring compliance with the legal regime of the FEZ and proposing necessary amendments and recommendations to the Government of the Republic of Tajikistan;
- ensuring state supervision and control over rational use of natural and labour resources within FEZ “Panj”, and implementation of legislation and regulatory acts relating to development of the FEZ territory;

- leasing land plots and other facilities of the FEZ-to-FEZ Subjects within the territory allocated for the FEZ;
- establishment of information centres, business incubators and other structures necessary for operation and development of the FEZ;
- coordination of activities of scientific, design, industrial, construction and other domestic and foreign organizations involved in establishment and functioning of the FEZ;
- evaluation and decision-making on proposals of domestic and foreign investors and regulation of economic relations of the FEZ with the international market;
- organization of training and professional development of personnel for the FEZ, participation in implementation of state policy in the field of human resource development, employment, youth policy and migration within the region;
- organization of conferences, consultations, seminars and other events;
- registration of FEZ Subjects;
- issuance of certificates to FEZ Subjects;
- organization of state registration of legal entities, branches, representative offices and individual entrepreneurs established within the territory of FEZ “Panj”, including branches and representative offices of foreign institutions or organizations located within the FEZ, in accordance with state registration procedures of the Republic of Tajikistan;
- registration of joint activity agreements with participation of foreign investors;
- introduction of rules regulating entrepreneurial activity within the FEZ that do not contradict the legislation of the Republic of Tajikistan;
- improvement of management methods of FEZ economic activities and implementation of management with due regard to efficient economic use of state and private land within the FEZ;
- ensuring implementation of financing for projects of regional importance;
- participation on a commercial basis in expansion and modernization of facilities located outside the FEZ;
- provision of services related to issuance and processing of entry and exit visas in coordination with the Ministry of Foreign Affairs of the Republic of Tajikistan;
- organization and supervision of security units responsible for protection of FEZ facilities. The structure and number of such units shall be determined by the FEZ Administration jointly with the management company in coordination with relevant ministries of the Republic of Tajikistan;
- evaluation of efficiency of establishment and operation of the FEZ;
- exercise of other powers provided for by normative legal acts.

- 90.1. The First Deputy Head and Deputy Heads of the FEZ Administration shall be appointed and dismissed by the authorized state body for management of free economic zones (*Resolution dated 08 May 2024 No. 1314*);
91. Acts of the FEZ Administration adopted within its competence shall be binding throughout the territory of the FEZ on all natural and legal persons registered in accordance with the established procedure.
92. The activities of the FEZ Administration shall be audited by the authorized state financial control body in coordination with the authorized state body for management of free economic zones (*Resolution dated 08 May 2024 No. 1314*);

Continuous monitoring of export-import operations, movement of goods and warehouse balances, payment of social tax and inspection of financial and economic activities of FEZ Subjects shall be carried out exclusively by the FEZ Administration.

For the purpose of ensuring proper transfer and mandatory payment of funds to the FEZ budget and exercising supervisory functions over FEZ Subjects, the FEZ Administration shall conduct ongoing monitoring of movement of goods and valuables of FEZ Subjects and shall hold monthly reviews of FEZ Subjects in accordance with procedures established by the authorized state body for management of FEZs (*Resolution dated 08 May 2024 No. 1314*);

93. To achieve the objectives of its activities, the FEZ Administration and the authorized state body for management of free economic zones shall:
- conclude contracts with service companies that meet requirements established by the Supervisory Board of free economic zones and delegate certain management functions of FEZ “Panj” to them;
 - conclude agreements with service companies for lease of buildings, constructed facilities and other property (*Resolution dated 08 May 2024 No. 1314*);
 - select, through tender, a management company meeting established requirements and assign to it specific economic management functions of FEZ “Panj”;
 - conclude agreements with the management company regarding management of the entire FEZ territory, leasing of existing and newly constructed state facilities, accounting of goods turnover within the FEZ, collection of mandatory payments from FEZ Subjects for the benefit of the FEZ Administration, payment of 4 percent of the management company’s income to the FEZ Administration (including unplanned service revenues within the FEZ) and other matters agreed with the authorized state body for management of free economic zones;
 - repealed (*Resolution dated 08 May 2024 No. 1314*);
94. The FEZ Administration shall have the right to attract domestic and foreign investors and financial resources of foreign organizations in the form of concessional loans for development of the FEZ, in coordination with the authorized state body for management of free economic zones and the authorized state financial body, and to form a republican FEZ development fund from state budget allocations, non-budgetary revenues, concessional payments, contributions from citizens and organizations, lease payments for land, facilities, equipment and other assets and rights.
- The purpose, amount, principles and sources of formation and procedure for use of the republican FEZ development fund shall be determined by the authorized state body for management of FEZs in coordination with the authorized state financial body.
95. Expenses for maintenance of the administrative apparatus of the FEZ Administration shall be financed solely from state budget funds additionally allocated to the authorized state body for management of free economic zones during preparation of the state budget for the respective financial year.
96. The main qualification requirements for appointment to management positions of the FEZ Administration shall include higher legal or economic education and at least five years of work experience in a managerial position of an organization, or at least five years of service in senior positions within state financial or economic bodies (not lower than head of department), and at least five years of public service.

97. **The Head of the FEZ Administration shall:**

- represent the FEZ in all domestic, foreign and international organizations, enterprises, banks and institutions;
- bear personal responsibility for fulfillment of duties assigned to the FEZ Administration.

98. The management of the FEZ Administration, in addition to other duties, shall coordinate the activities of the FEZ Administration and local executive state authorities for establishment and development of the FEZ and shall be responsible for organizing cooperation between them.

23. Management Company

99. The management company shall be a major investor and the primary (No. 1) subject within FEZ “Panj” and shall carry out its entrepreneurial activity exclusively in the provision of services throughout the entire territory of FEZ “Panj” at its own expense, including: security of the territory and facilities; cleaning of the territory; waste removal; manual and mechanized loading and unloading operations; repair and construction of buildings and structures and their maintenance; provision of electricity, water supply and sewage services; transport services; leasing of territory, offices, warehouses and other premises; provision of other services and works; as well as organization of promotional and advertising activities of the FEZ aimed at attracting investors.

100. Trading activities by the management company shall be prohibited.

101. The management company may be established by domestic and/or foreign investors in the form of:

- a single company;
- an association;
- a large holding company;
- or other forms.

102. Following a tender procedure, the FEZ Administration shall conclude a contract with the winning company for a period of up to 25 years, defining all terms and obligations of the management company in relation to servicing FEZ “Panj”.

In case of violation of contractual terms or improper performance of duties, upon submission of the FEZ Administration the certificate of the management company may be revoked and the contract terminated.

Upon expiration of the 25-year term, the contract may be extended or terminated, and property may be transferred to state ownership (*Resolution dated 08 May 2024 No. 1314*);

24. Procedure for Liquidation of FEZ “Panj”

103. FEZ “Panj” shall be liquidated by decision of the Government of the Republic of Tajikistan in accordance with the Law of the Republic of Tajikistan “On Free Economic Zones” (*Resolution dated 08 May 2024 No. 1314*);

104. FEZ “Panj” may be liquidated in the following cases:

- expiration of the period of operation of the FEZ as established by this Regulation;
- absence of a substantiated proposal by the relevant territorial administrative authority within whose jurisdiction the FEZ is located to extend the period of its operation in the event of successful functioning of the FEZ;

- inconsistency of FEZ activities with state security interests, including economic and environmental security;
- upon substantiated proposal of the authorized state body for management of free economic zones.

105. Liquidation of the free economic zone on other grounds shall be prohibited.

106. In the event of liquidation of the FEZ, economic entities registered within the FEZ shall lose the rights and obligations provided for by the legislation on free economic zones.

Liquidation of the FEZ shall not entail legal consequences for continuation or liquidation of legal entities and branches of foreign legal entities, which may continue their activities within the former FEZ territory or be liquidated in accordance with the legislation of the Republic of Tajikistan.

The authorized state body for management of FEZs shall submit to the Government of the Republic of Tajikistan a proposal on liquidation of the FEZ in accordance with the Law of the Republic of Tajikistan “On Free Economic Zones”.

The Government of the Republic of Tajikistan shall establish a commission to conduct a comprehensive economic analysis of the expediency of liquidation of the FEZ. Based on such analysis and taking into account the opinion of the authorized state body for management of FEZs and executive state authorities, the commission shall submit proposals on liquidation of the FEZ and the timeframe for such liquidation to the Government of the Republic of Tajikistan for consideration.

The Government of the Republic of Tajikistan shall adopt a decision on liquidation of FEZ “Panj”.

25. Address of the Administration of FEZ “Panj”

107. The Administration of FEZ “Panj” is located at the following address: Republic of Tajikistan, Khatlon Region, Jayhun District, Karadum area (*Resolution dated 08 May 2024 No. 1314*);