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# Introduction to Civil law #3

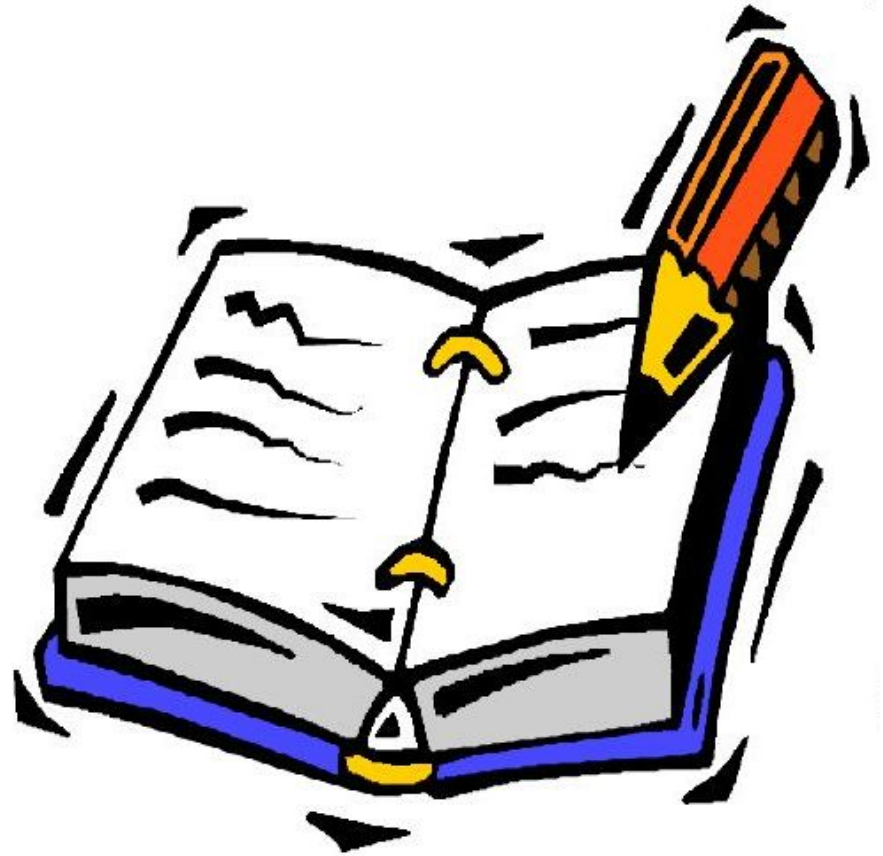
## Business Law

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Zhanat Alimanov, School of Law

# Home assignment 4 (Re-Read)

5. **Statute on Business Partnerships** (Закон РК “О хоз. товариществах”)
  6. **Statute on Corporations** (Закон РК от “Об акционерных обществах”)
  7. **Statute on LLP** (Закон о Товариществе с огран. ответственностью)
- Please see them on the L-Drive



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# Terms

1. Physical entities – физические лица
  2. Legal entities – юридические лица
  3. Local Governments – административно-территориальные единицы
  4. IE = Individual Entrepreneur = Индивидуальный предприниматель
  5. General Partnership – Полное товарищество
  6. Limited Partnership – Командитное товарищество
  7. Limited Liability Partnership – Товарищество с ограниченной ответственностью
  8. Joint Stock Company = Corporations - АО
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# Questions on home assignment



# Practice Question 1

Raushan



Let's assume that **Arman** decided to make a present to his daughter **Raushan**.

He decided to give her the Intercontinental hotel.

**Raushan** is a **four** year old girl.

**Can Raushan be an owner of the Intercontinental hotel?**



# Practice Question 1

Raushan



Let's assume that **Arman** decided to make a present to his daughter **Raushan**.

He decided to give her the Intercontinental hotel.

**Raushan** is a four year old girl.

**Can Raushan be an owner of the Intercontinental hotel?**

**Art. 13 & 14**



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## Practice Question 2

Let's assume that Nastya  
17 years of age, would like to  
buy a laptop.

**Is it regulated by  
Civil Law?**



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# Practice Question 2

Let's assume that Nastya  
17 years of age, would like to  
buy a laptop.

**Is it regulated by  
Civil Law?  
Art. 1, Civil Code**





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## Practice Question 2

Let's assume that Nastya  
17 years of age, would like to  
buy a laptop.

**Is Nastya entitled  
to do it?**



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## Practice Question 2

Let's assume that Nastya  
17 years of age, would like to  
buy a laptop.

**Is Nastya entitled  
to do it?  
Art. 17, Civil Code**



# Practice Question 3

Let's assume that **Oleg** would like **to lease** his car for 16,000 tenge a month.

Does **Oleg** have to register as **IE** with tax authorities?



# Table

**Constitution &  
Constitutional  
Statutes**

**Civil Code**

**Labor Code**

**Tax Code**

**Other Codes**

Statutes

Statutes

Statutes

Statutes

# III. Parties (chapter 2, KZ Civil Code)

1. Physical entities
2. Legal entities
3. Government
4. Local governments

- **Parties** – субъекты гражданско-правовых отношений



# Plan

## III. Parties to Civil Relationships

2. Legal entities (introduction)
  - A. Types of Legal Entities
  - B. Legal Forms
3. Government (гос-во)
4. Local Governments  
(адм.-террит. единицы)



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## III. Parties (chapter 2, KZ Civil Code)

### **Legal Entities**

### **Юридические лица**



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## 2. Legal Entities

What is  
**a Legal Entity?**





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## 2. Legal Entities

# Why Legal Entities?

If we have  
**Physical  
people**



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## 2. Legal Entities

### DEFINITIONS

- Legal entities (art. 33, Civil Code)
    - Assets
      - Title
      - Business Management
      - Operational Management
    - Liabilities
    - Have its seal (печать)
-

## 2. Legal Entities

**Is Ministry of Defense a legal entity?**



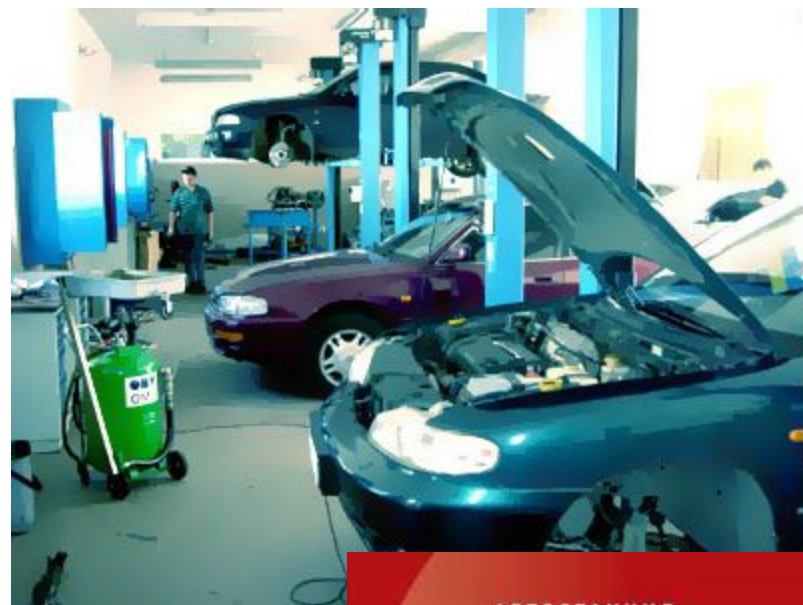
## 2. Legal Entities

Can  
Ministry of  
Defense buy,  
sell or take  
money for its  
services?



## 2. Legal Entities

Is  
a **Service  
Station**  
a legal entity?



АВТОСТАНЦИЯ  
**СТО**  
машин

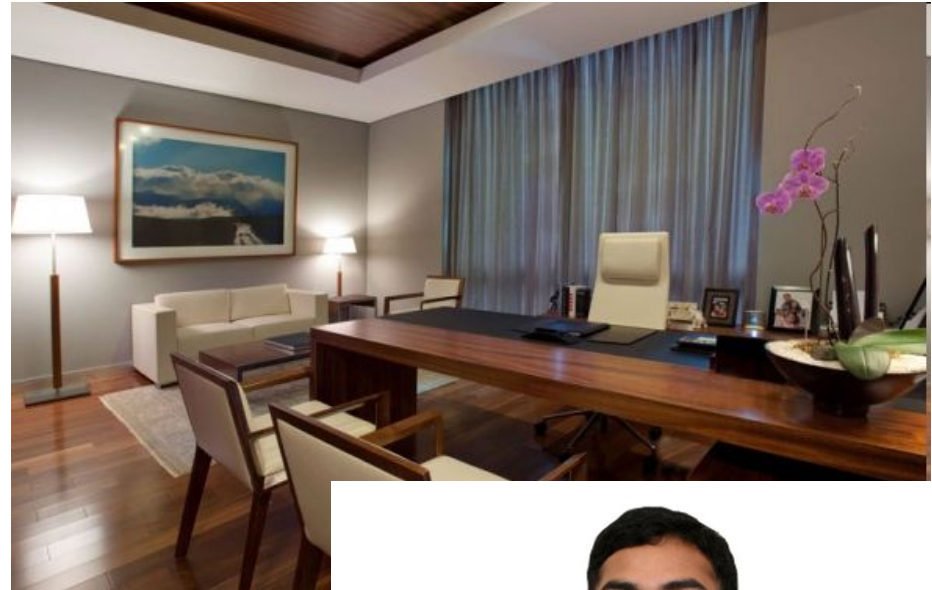
☎ 2-404-405  
ул. Дементьева, 18

Работаем  
8:00-23:00

# Example

Azizi runs a consulting business.

He would like to borrow 10mln. from Zhenya, and promises to return him 12mln.



Azizi

# Example

A year passed, and Azizi does not want to give money to Zhenya.

What happens if Zhenya made contract with

**Legal Entity?**

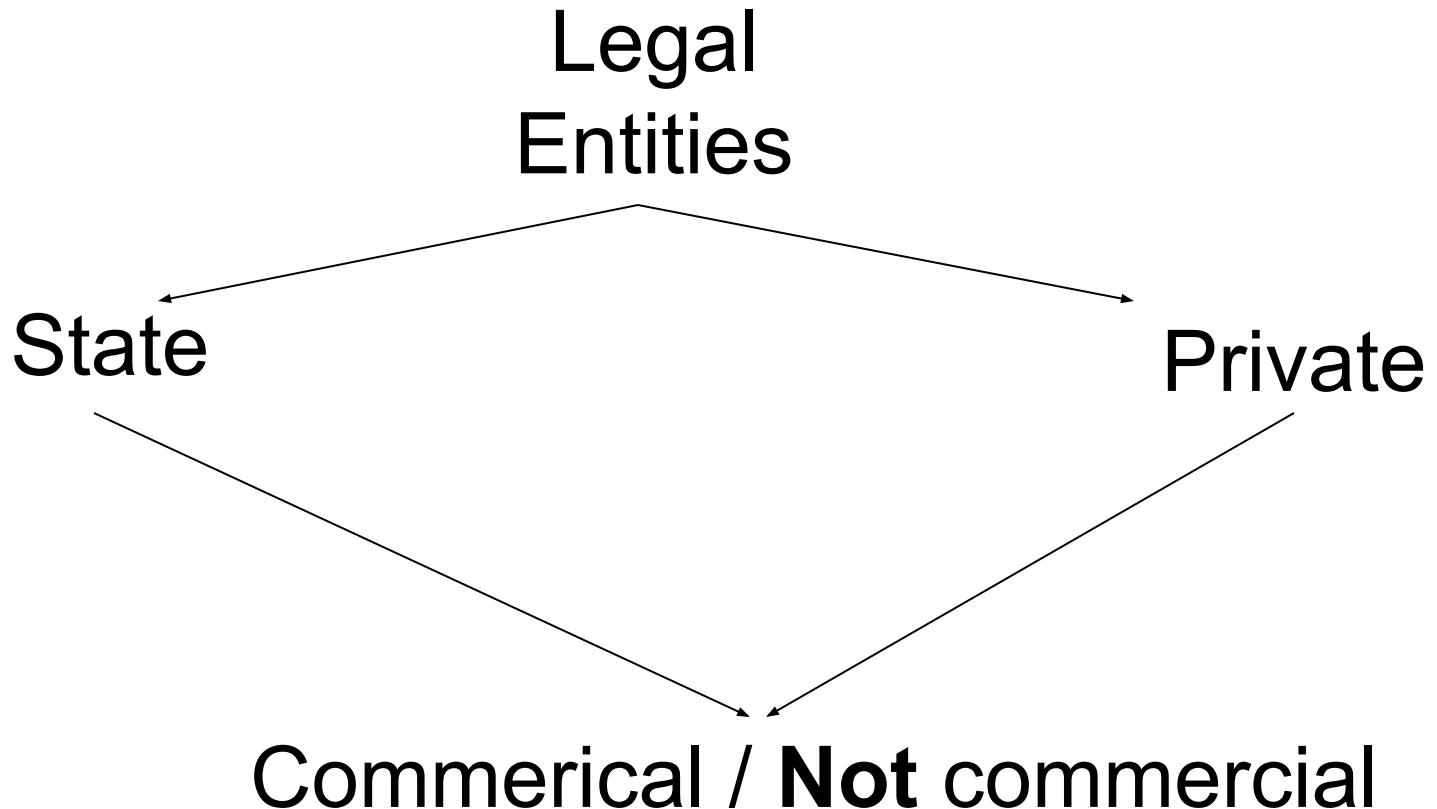
**Physical Entity?**



Azizi

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## A. Types of Legal Entities (Art. 34, Civil Code)



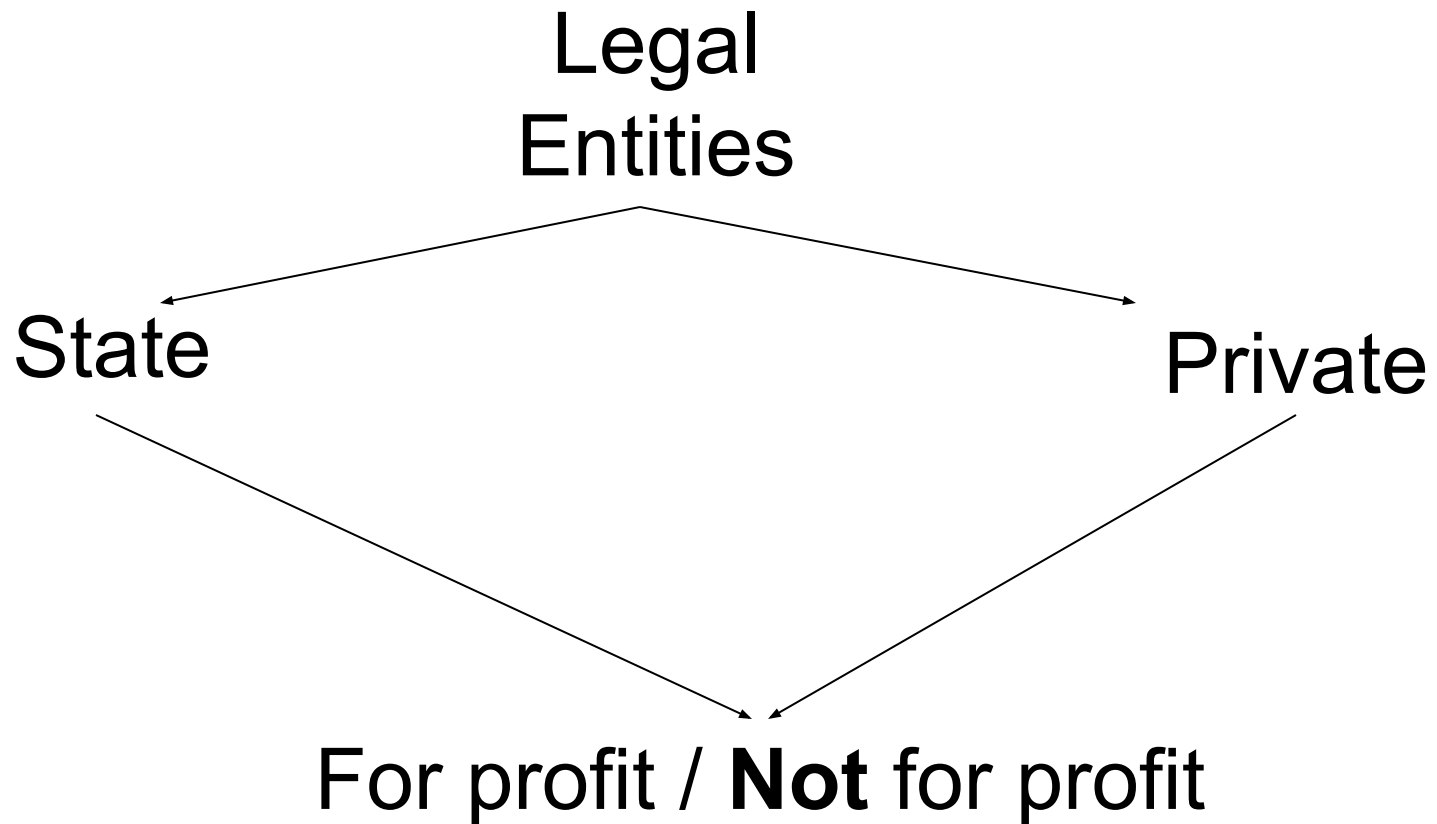
Commerical / **Not** commercial

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# A. Types of Legal Entities (Art. 34, Civil Code)



For profit / **Not** for profit

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# A. Types of Legal Entities (Art. 34, Civil Code)

What  
**practical importance**  
has classification:

- (1) for profit;
- (2) not for profit?



# A. Types of Legal Entities (Art. 34, Civil Code)

What  
**practical importance**  
has classification:

- (1) for profit;
- (2) not for profit?

**TAXES!!!**



# Example

You would like to open a training center.

**What type of  
a legal entity  
would you choose?**



## B. Legal Forms

1. General Partnership
2. Limited Partnership
3. Limited Liability Partnership
4. Corporation = Joint Stock Company,
5. etc. (и т.д.)



## B. Legal Forms

Why it is  
**important** to  
know different  
**legal forms** of  
companies?



# III. Parties (chapter 2, KZ Civil Code)

1. Physical entities
2. Legal entities
3. Government
4. Local governments

- **Parties** – субъекты гражданско-правовых отношений



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# III. Parties (chapter 2, KZ Civil Code)

## 3. Kazakhstan





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## III. Parties (chapter 2, KZ Civil Code)

4. Local governments /  
администрат.  
территор. единицы



# Table

