**Full name:**

**Phone number:**

**Email address:**

**Country:**

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| **Source code**  In accordance with articles 10, 2, 358 of the Enterprise Code of October 27, 2013, the Government **DECIDES**:  **Article 6. Legitimacy**        1. The court, in considering and resolving the civil cases, is obliged to strictly comply with the requirements of the Constitution of the Republic of Kazakhstan, constitutional laws of the Republic of Kazakhstan, the Code, and other regulatory legal acts to be applied international treaties of the Republic of Kazakhstan.        2. The courts shall have no right to apply laws and other regulatory legal acts infringing on the rights and liberties of an individual and a citizen established by the Constitution. If a court finds that a law or other regulatory legal act subject to application infringes on the rights and liberties of an individual and a citizen it shall suspend legal proceedings and address the Constitutional Council of the Republic of Kazakhstan with a proposal to declare that law unconstitutional. Upon the court's receipt of the final resolution of the Constitutional Council, the proceeding is resumed.        3. The court, in considering and resolving a case, having established incompatibility of an act of a state or other entity with the law or issuing it in excess of authority, applies the law        4. In the absence of rules of law governing the disputed relationship, the court shall apply the rules of law governing similar relationships, and in the absence of such rules shall resolve the dispute based on general principles and meaning of the legislation of the Republic of Kazakhstan.        5. If by law or by agreement of the parties to the dispute provides for the resolution of relevant issues by the court, the court is obliged to resolve these issues based on the criteria of justice and reasonableness.  **Article 176.**  **Misappropriation or embezzlement of entrusted property of others**  1. Misappropriation or embezzlement - theft of others' property, entrusted to the convicted person, -  shall be punished with a fine in the amount of two hundred to five hundred monthly calculated indicators or in the amount of the salary or other income of the convicted person for a period from two to five months, or by engaging in public works for a period of one hundred and twenty to one hundred and eighty hours, either by corrective labor for up to two years, or by arrest for up to six months, or imprisonment for up to three year. | **Translation** |