



THE LAW OF KYRGYZ REPUBLIC

April 30, 2003 № 92

ABOUT EDUCATION

(As amended by Laws of the Kyrgyz Republic No. 225 of December 28, 2006, No. 115 of July 31, 2007, No. 10 of January 20, 2009, No. 185 of June 17, 2009, No. 2 of January 15, 2010, No. 42, August 8, 2011 No. 150, December 29, 2011 No. 255, December 29, 2012 No. 206, July 4, 2013 No. 110, July 30, 2013 No. 176, No. 199, December 16, 2013 No. 221, May 30, 2014 No. 82, July 18, 2014 No. 144, January 16, 2015 No. 15, April 15, 2015 No. 8, 2015 No. 84, August 3, 2015 No. 213, June 29, 2016 No. 9 February 22, 2017 No. 32, May 23, 2017 No. 84, June 8, 2017 No. 100, 2016 No. 22, July 30, 2018 No. 76, August 2, 2018 No. 78, May 17, 2019 No. 71, July 1, 2019 No. 78, July 24, 2020 No. 89, August 14 No. 128, March 23, 2021 No. 38)

This law establishes the principles of state education policy, the implementation of the educational process, activities of educational organizations, receiving education in the Kyrgyz Republic, as well as serves to implement them.

CHAPTER I

GENERAL TERMS

Article 1: Basic Concepts

In this Law the following basic notions are used in the following meaning

Adjunct faculty - a form of training of scientific and pedagogical personnel of higher educational institutions;

Academic freedom - the right to develop programs of study the requirements of state educational standards, independently study subjects, the choice of topics for scientific research and methods of research the right of students to obtain knowledge according to their inclinations;

Accreditation agency - a non-governmental, non-profit organization, registered in accordance with the procedure established by law, the main purpose of which is to carry out the accreditation of educational organizations and programs;

Accreditation - the procedure of evaluating the quality level of an educational organization or its separate educational programs with the purpose of recognizing

the educational organization or an educational program as meeting the requirements and criteria set forth by the Government of the Republic;

institutional accreditation - procedure of evaluation of the quality level of an educational organization as a whole in order to recognize its compliance with the requirements set forth by the Government of the Republic at least the requirements and criteria defined by the Government of the Republic;

program accreditation - the procedure of assessing the level of quality of educational programs in order to recognize their compliance with the requirements and criteria set no lower than the requirements of the relevant state educational standards;

Bachelor - level of higher professional education qualification for admission to the magistracy and professional activity;

Higher professional education - education, training, n of specialists of the appropriate level of educational programs and standards;

extra-budgetary educational activity - educational services provided in state educational organizations on a paid basis about

state educational policy - directing and activity of the state in the field of education, carried out by it in order to use the capabilities of education to achieve quite strategic goals and solve the problems of the state or global implemented through laws, national programs, regulations, as well as through the involvement of community organizations and movements to support it with the available media, public academies, professional

Distance Learning Technologies - educational technologies implemented mainly with the use of information and telecommunication technologies with indirect or not fully mediated interaction between the student and the teacher;

Doctor of Philosophy (PhD)/Doctor of the profile - the level of qualification on professional education (basic doctorate), which gives the right to carry out scientific and other professional deeds to persons, corresponding curricula and research works of these

Additional education for adults - more complete satisfaction of the continuing professional development of workers, employees, in connection with the constant improvement of educational standards;

additional education for children - a specific part of the system of school and vocational training, based on free full satisfaction of the interests, spiritual needs and the needs for professional definition of children, adolescents and young people through the development of programs over and above the basic education during training in secondary schools and other educational organizations;

preschool education - the system of education and training, the main aim of which is the initial preparation of the child for life and school, the development of abilities;

Individual curriculum - a curriculum that provides an educational program based on the individualization of its content and the educational needs of a particular student;

Inclusive education - ensuring equal access to education for students, taking into account the diversity of educational needs and capabilities;

Qualification - the result of the process of assessment and recognition by a competent person of a certain educational program and (or) practical experience

admission quota - the maximum amount of state educational grants allocated for admission to educational primary, secondary and higher vocational education of citizens of groups I and II, persons equated on privileges and guarantees to participants of war and war, persons disabled from childhood, children with disabilities of healthy youth and persons of Kyrgyz nationality, who are not citizens of the Republic, as well as orphans and children left without parental care;

college - secondary vocational education institution, which implements vocational education programs of secondary vocational basic and advanced levels;

State higher education institution - teaching staff (professors and teachers) and administrative staff;

competence - a pre-determined social requirement (norm) to the training of a student (trainee), necessary for his/her effective activity in a certain sphere; Competence is an integrated ability of a person to independently and independently develop different elements of knowledge and skills in a certain situation (educational, professional);

Licensing - issuance to educational organizations for educational activities, the purpose of which is to provide the guarantor of the requirements of state standards of quality education;

Master - level of higher professional education qualification for admission to postgraduate and (or) basic doctorate programs (PhD/n of professional activity);

national qualifications framework - a structured description of qualifications in accordance with a set of criteria, aimed at the coordination of national qualifications subsystems, providing with qualifications and is the basis for the system of confirmation of qualifications compliance;

educational process - the organized process of education and training of various types of classes with the direct participation of teachers and students themselves, as well as exams, tests, other types of certification of graduates. The educational process is the implementation of educational programs;

the educational standard - a set of rules and regulations, the educational minimum content of basic educational programs, the requirements for the quality of graduates, the maximum permissible education of students

educational strategy (education development strategy) - the main directions and principles of development of the education system as an integral institution;

general education school - educational institution, implementing general education training programs of primary, basic general and secondary general

education training programs of additional education of students and pupils sectorial/sectorial qualifications framework - system and structure level description of qualifications content in a particular (certain (sector));

Board of Trustees of the state educational organization of the Republic (hereinafter - the Board of Trustees) - the elected self-governing body of the state educational organization without legal personality, which provides assistance in achieving the statutory goals of the state educational organization, as well as attracting additional (non-budgetary) funds for their target use

postgraduate vocational education - education, providing citizens with the opportunity to improve the level of education, scientific, qualification on the basis of higher professional education;

vocational training - acquisition by students of knowledge, skills necessary to perform a particular job. Professional training is not accompanied by an increase in the established educational level of students;

professional standard - a fundamental document determining the specific type of professional activity requirements to its content describing the qualification level of an employee to meet in order to rightfully take his place in the staff of any organization depending on the type of its activity;

education system - a set of interacting educational programs and state educational standards and orientation, implementing them educational organizations and persons, as well as the management of education and their subordinate institutions, organizations, enterprises;

Support in the educational process - the creation of socio-psychological and pedagogical conditions for the development of the student and his successful with the educational needs and individual opportunities;

social educational credit - is a preferential credit subsidized by the Government of the Kyrgyz Republic to pay tuition fees in educational institutions of the Kyrgyz Republic;

Specialist - level of higher professional education qualification for admission to postgraduate and (or) basic doctoral studies (PhD/professional activity);

special education - education of children with disabilities carried out in special or general education organizations;

General secondary education - purposeful continuous process of education of harmoniously developed personality which is capable to active social society and independent choice of life, labor activity, self-development and self-improvement;

secondary vocational education - training, providing students with professional knowledge, abilities, skills in a particular field (direction) on the basis of basic, general secondary or basic vocational education;

Authorized state body in the field of education - agencies of the Kyrgyz Republic and their territorial structures, whose competence includes issues in the field of education;

The level of qualification - established and described in the qualification set of requirements to competence of employees;

Participants in the educational process - students (pupils), employees, educational support and management personnel of educational personnel, parents (legal representatives) of students;

School (general) education - the system of upbringing and education, both appropriate to its stages, knowledge, skills, practical skills, sufficiently active in society;

education-educational complex/authors of education-educational. A comprehensive school is a multidisciplinary educational institution that combines a general education school with other interested educational organizations and institutions (preschool educational organizations, higher education institutions, musical, sports and other organizations and institutions implementation of innovative/authentic educational programs, comprehensive aesthetic and physical education of the students;

Curriculum - a document regulating the list and volume of academic (subjects) of the corresponding level of education, the order of their study and forms;

Academic degree - level of qualification of postgraduate education, the achieved scientific level in a particular branch of knowledge, awarded to the defender of a thesis for a degree;

college - educational institution, which implements general education basic secondary, secondary general education and vocational technical and vocational, post-secondary education in the field of art;

School-gymnasium is an educational institution that implements general education programs of elementary general education and humanitarian profiles of basic general education in accordance with the aptitudes and abilities of students;

lyceum school - educational institution implementing general education programs of elementary general and science and physics and mathematics profiles of basic general and secondary general education in accordance with the attitudes of students;

experimental site - educational organization, educational training programs in the experimental mode for approbation of pedagogical technologies and educational curricula;

externship - independent study of disciplines by students according to educational programs with subsequent attestation (current and relevant educational organization).

All other special notions, used in formation of normative-legal area of education, must not contradict the basic notions, stated in the article.

(As amended by the Laws of the Kyrgyz Republic of January 15, 2010 № 2, December 29, 2011 № 255, № 206 July 4, 2013, № 110 July 30, 2013 № 176, November 5, 2013 № 199, № 213, May 23, 2017 № 84, June 8, 2017 № 100, August 2, 2018 № 78, № 71, March 23, 2021 № 38)

Article 2. Education Legislation of the Kyrgyz Republic

Relations in the field of education shall be governed by the Constitution of the Kyrgyz Republic, this Law and other normative legal acts of the Kyrgyz Republic, international treaties, agreements, to which the Kyrgyz Republic is a party, and generally recognized principles and norms of international law, which are part of the legislation of the Kyrgyz Republic.

Article 3. The right to education

Citizens of the Kyrgyz Republic have the right to education regardless of nationality, language, social and property status, health limitations, type and nature of occupation, religion, political and religious beliefs, place of residence and other circumstances.

Citizens of other States and stateless persons in the Kyrgyz Republic receive education in accordance with the legislation of the Kyrgyz Republic

(As amended by Law No. 255 of the Kyrgyz Republic of 29 December 2011)

Article 4: Principles of State Education Policy

Education is a priority strategic direction of public policy in the Kyrgyz Republic. Education in the Kyrgyz Republic is based on the principles, rights of international treaties and covenants, the Universal Declaration of Human Rights, democracy, and humanistic values of the people, and world culture. The basic organization of education is:

- equality of rights of all citizens of the Kyrgyz Republic to receive
Equal rights of all citizens of the Kyrgyz Republic to education;
- Compulsory and free elementary and secondary general education for every citizen in state and municipal institutions;
- Opportunity to receive free primary, secondary and higher vocational education in public educational institutions within the requirements of state educational standards;
- The possibility of obtaining education on a fee-paying basis, including in State educational organizations;
- Humanistic nature of education, priority of universal human values and national cultural wealth, upbringing of citizens, industriousness, love to family, homeland and environment, patriotism and respect to human freedoms;
- orientation on the achievements of domestic, world science and international level;
- consistency and continuity of the educational process;
- independence of education from political and religious institutions;
- diversity of educational organizations by type and form of education
the diversity of educational organizations, types of activities, and forms of ownership;
- the secular nature of education in state and municipal educational
the secular nature of education in state and municipal educational institutions;

- general accessibility of general secondary education, and correspondence of the system to the levels to the level and peculiarities of the students' development and training;
 - creation of conditions for the continuous creative growth of the especially gifted; and
 - the ability of non-state educational structures to function;
 - Academic freedom of educational organizations
- (As amended by the Laws of the Kyrgyz Republic on December 29, 2012 № 206, July 1, 2019 № 78)

Article 5. State educational standards

The state educational standards shall be established for all levels of education in the Kyrgyz Republic: pre-school education, primary general education, basic secondary general education, primary vocational education, and higher vocational education.

State educational standards define the principles of the maximum amount of academic load of students, the requirements for the levels of graduates at different levels of education and the competencies acquired by them.

The state standard shall be the basis for the assessment of the education provided to students.

State educational standards are mandatory for all educational organizations, regardless of ownership, and do not depend on affiliation.

State educational standards at the level of pre-school education, as well as models of state educational standards for vocational education, subject standards for general education standards on training areas and on specialties for vocational education shall be developed by the authorized state in the field of education of the Kyrgyz Republic and approved by the Government of the Republic.

State educational standards for postgraduate professional medical education shall be developed by the authorized state body in the field of healthcare of the Kyrgyz Republic and approved by the Government of the Republic.

State educational standards are reviewed and updated at least once every 5 years.

(As amended by the Law of the Kyrgyz Republic of May 23, 2017 № 84)

See: Decree of the Government of the Kyrgyz Republic of July 21, 2014 № 403 "On the State educational standard of secondary general education of the Republic".

Article 6: Language of instruction

Language policy in educational organizations shall be implemented in accordance with the Constitution of the Kyrgyz Republic and the legislation of the Kyrgyz Republic. The state shall create conditions for teaching every citizen the state official language and one international language starting from the educational institution to the basic general education.

Education may also be conducted in any other language if the conditions are appropriate. In accordance with the international treaties the state shall promote

education in the state language of the Kyrgyz Republic for the representatives of the people living outside the Kyrgyz Republic.

(As amended by the Laws of the Kyrgyz Republic on July 31, 2007, No.111, December 29, 2012)

Article 7. State guarantees of the rights of citizens of the Kyrgyz Republic to education

The state, represented by the Government of the Kyrgyz Republic, shall ensure the right to education by:

- Creating an education system that meets the interests of the individual, The state;
- creation of necessary socio-economic and legal conditions for free compulsory basic general, universal free secondary, free primary vocational and, on a competitive basis vocational, higher vocational and postgraduate vocational education in state educational organizations within the state order and educational standards, if the education of this level a citizen for the first time. Free education for students is implemented through the funding of the content of public educational organizations from the budget purchase of educational services of educational organizations by providing state educational grants;
- implementation of inclusive education;
- Realization of social and legal protection of students and pupils depending on the form of their training, education, type of educational organization and forms of ownership
- publication of textbooks, including textbooks published in Braille, training and methodological aids and provision of state and local educational institutions with them
- providing persons with disabilities with free vocational, secondary vocational and higher vocational education within the quotas annually approved by the Government of the Kyrgyz Republic.

(As amended by Laws of the Kyrgyz Republic No. 255 of December 29, 2011, February 22, 2017, March 23, 2021 No. 38)

Article 8. State incentives for education development

The state shall pursue a priority policy in matters of funding the salaries of employees of the system of education of state educational organizations, support the prestige of teaching, trusteeship activities in the society.

State awards, honorary special signs for special services in the field of education shall be established in the Kyrgyz Republic.

Статья 9. Правовой статус образовательной организации

Образовательная организация является юридическим лицом. Правовой статус межгосударственных образовательных организаций определяется в соответствии с межправительственными договорами.

Права юридического лица, а также гражданские права образовательных о

части ведения всех видов уставной деятельности возникают с момента их разрешения получения лицензии на образовательную деятельность.

Статус образовательной организации (тип, вид и категория, определяемые с уровнем и направленностью реализуемых образовательных программ) уст (подтверждается) при ее аккредитации.

Отдельным государственным образовательным организациям, вносящим вклад в воспитание, обучение, профессиональное становление личности, может быть статус "Национальный" в порядке, установленном законодательством Кыргызской Республики.

Права и полномочия образовательной организации определяются настоящими иными нормативными правовыми актами Кыргызской Республики, положения соответствующих типов образовательных организаций, утверждаемыми Правительством Кыргызской Республики и разрабатываемыми на их основе уставами.

(В редакции Закона КР от 29 декабря 2012 года № 206, 4 июля 2013 года № 110)

Article 9: Legal status of an educational organization

An educational organization is a legal entity. The legal status of interstate educational organizations is determined in accordance with intergovernmental agreements.

The rights of a legal person, as well as the civil rights of educational in the part of conducting all types of statutory activity arise from the moment of their authorization to obtain a license for educational activity.

The status of an educational organization (type, type and category determined with the level and orientation of implemented educational programs) is established (confirmed) during its accreditation.

Separate state educational organizations contributing to upbringing, education, professional formation of the personality may have the status of "National" in the order established by the legislation of the Kyrgyz Republic.

The rights and powers of an educational organization shall be determined by these other normative legal acts of the Kyrgyz Republic, regulations of relevant types of educational organizations approved by the Government of the Kyrgyz Republic and statutes developed on their basis.

(As amended by the KR Law No 206 dated December 29, 2012, July 4, 2013 No 110).

Article 10. Charter of an educational organization

The charter of an educational organization shall be approved by its founder(s), and the educational organization shall be registered in the manner prescribed by the Civil Code of the Kyrgyz Republic and the Law of the Kyrgyz Republic "On State Registration of Legal Entities, Branches (Representative Offices)". The charter of an educational organization shall include:

- name, location (legal address) and founder(s);
- The subject and purpose of activities;
- The list of educational and other services and the procedure for their provision;
- The procedure of admission to the educational organization;
- the procedure for expulsion of students;
- the organization of the educational process, including the language (languages) of instruction and education, the students' class schedule, the students' dress code;
- The procedure for staffing the educational organization, the conditions and procedure of payment, their rights and duties;
- The structure and procedure of financial and economic activity, sources of financing, material and technical support of the activity of the educational organization;
- the bodies of the educational organization, their competence and management procedure;
- the procedure for changing the charter;
- The procedure for reorganization and liquidation of the educational organization.

The charter of state educational organizations, in addition to the information specified in the second part of this article, shall contain information on the procedure and terms of public hearings on the expenditure of extra-budgetary funds received from sources not contrary to the legislation of the Kyrgyz Republic.

The charter of an educational organization shall be subject to registration in the bodies of justice after agreement with the authorized state body in the field of education.

(As amended by the KR Laws of December 29, 2011 № 255, December 29, 2012 № 206, July 30, 2013 № 176)

Chapter II

The education system

Article 11. Educational programs

General (basic and additional) and vocational (basic and additional) education programmes shall be implemented in the Kyrgyz Republic.

General education programs shall be aimed at forming a general culture and adapting a person to life in society, and create a basis for a conscious choice and mastery of professional educational programs.

General education programs include:

- preschool education;
- primary general education;

- elementary general education; primary general education; basic general education; secondary general education;
- secondary general education;
- additional education.

Professional educational programs are aimed at consistent improvement of professional level, training of specialists of appropriate qualification.

Vocational programs include:

- elementary vocational education;
- secondary vocational education;
- higher professional education;
- Postgraduate professional education;
- additional vocational education.

Mandatory minimum of content and normative terms of mastering each basic general educational or basic professional educational program shall be established by the relevant state educational standard.

Article 12. educational organizations

The educational organizations include preschool educational organizations, educational organizations (general education school, educational complex, authorial educational complex, school-gymnasium, lyceum school, school-complex, special school (boarding school), general education sanatorium school, secondary school, evening school (evening and shift), correspondence general education school, school with experimental site, incomplete school), after-school educational organizations, special educational organizations, special educational orphanages, schools for children and youth, and educational organizations.

(As amended by the KR Law No. 176 dated July 30, 2013)

Article 13. Founders of educational organizations

The founders of educational organizations may be state and local government bodies, legal and natural persons subject to the state educational standards, foreign states, international organizations in accordance with international treaties. Educational organizations implementing professional educational programs for the Armed Forces of the Kyrgyz Republic, ministries and other executive authorities, where the legislation of the Kyrgyz Republic provides for military service, shall be established in the manner prescribed by the legislation of the Kyrgyz Republic. When establishing an educational organization, except for exceptional cases, the following initial status is obtained: in school education - general school, in secondary vocational education - secondary vocational education institution, in higher vocational education - institute. The founders of the state educational organizations of higher professional education are the Government of the Kyrgyz Republic, the authorized state body in the field of education of the Kyrgyz Republic, ministries and state committees.

In the case of reorganization of the state authorities, state education management bodies and (or) local self-government bodies the rights of the founders shall be transferred to the relevant successors.

Assigning names of outstanding personalities to educational organizations shall be carried out in coordination with the authorized state body in the field of education of the Kyrgyz Republic. (As amended by the Law of the Kyrgyz Republic of December 29, 2012 № 206)

Article 14. Forms of education

Educational programs shall be mastered taking into account the needs and capabilities of students in the following forms: full-time, part-time (evening and shift), correspondence, external, as well as family and individual education, including home learning, at pre-school, school and extracurricular levels.

The list of professions and specialties, which are not allowed to be obtained in part-time (evening and evening), correspondence forms and in the form of externship is determined by the Government of the Kyrgyz Republic.

Professions and specialties that cannot be studied by full-time (part-time) or extramural education may be subject to restrictions on their acquisition through distance learning technologies in accordance with the procedure established by the Government of the Kyrgyz Republic.

An educational organization may use distance learning technologies to implement an educational program in part or in full in the manner prescribed by the Government of the Kyrgyz Republic.

Students with disabilities shall have the right to receive education in the form of special education, inclusive education or education at home. (As amended by the Laws of the Kyrgyz Republic of July 30, 2013 No 176, November 5, 2013 No 199, June 8, 2017 No 100, March 23, 2021 No 38)

Article 15. Preschool education

Preschool education shall be carried out in the family and in preschool educational organizations, and shall lay the foundation for the physical, intellectual and moral development of the individual.

Parents (legal representatives) are obliged to lay the foundation for the physical, moral and intellectual development of the child's personality at preschool age.

The State guarantees financial and material support for the education of children of preschool age, and ensures that educational services from preschool educational organizations are accessible to all segments of the population.

A network of preschool education organizations operates to raise children of preschool age, to protect and strengthen their physical and mental health, to develop their individual talents, and to make the necessary corrections for developmental disorders in these children, with the assistance of the family.

Relations between preschool educational organizations and parents (legal representatives) are regulated by a contract between them, which may not restrict the rights of the parties as specified by law.

Local self-government bodies organize and coordinate methodological, diagnostic and advisory assistance to families raising pre-school age children at home.

Pre-school educational organizations are intended for children aged from 6 months to 7 years.

Pre-school education is carried out in state, municipal, private preschool organizations and preschool organizations of alternative educational structures.

Teachers of preschool organizations in terms of status and salary are equated to teachers of primary education. (As amended by the Law of the Kyrgyz Republic, 15 January 2010, No. 2)

Article 15-1. Program of preschool training

To ensure equal starting opportunities for children not covered by preschool education, preschool preparation programmes for children 5-7 years old are implemented in general education organizations, financed from the republican budget. (As amended by the Law of KR No. 176 of July 30, 2013)

Article 16. School education

School education is the basic link in the education system and includes three stages:

- primary general - grades 1-4;
- Basic general education - Grades 5-9
- General secondary education - grades 10-11.

Primary general education, basic general education, secondary general education are compulsory levels of education for all citizens of the Kyrgyz Republic. The state ensures the implementation of the right of citizens to receive free secondary general education in state and municipal educational institutions at the level of state educational standards.

School education provides knowledge, abilities, practical skills and development appropriate to its stages, sufficient for the active activity of the individual in society, and serves as a basis for mastering a profession and qualification.

As a rule, the age of entry to school is six to seven years, and the duration of each class is at least one academic year.

The aim of primary general education is to form the child's personality, develop his/her intellectual abilities, create strong numeracy, reading and writing skills in the language studied, as well as communication skills in the state and official languages.

Elementary general and basic general education is conducted in a full-time form of education. All students who have completed elementary school are admitted without competition to basic general education programmes. Graduates of specialized elementary school are accepted with the condition of verification of their level of preparedness to master programs of basic general education.

Persons who have received a basic general education, in case they do not wish to continue in the program of secondary general education are obliged to study the programs of primary vocational or secondary vocational education.

General secondary education provides fundamental theoretical training, the formation of a common culture of personality and profile in-depth training on the interests and abilities of students, necessary for the continuation of training in the programs of secondary vocational or higher vocational education.

All graduates of basic secondary school are admitted free of charge to a state secondary school.

Taking into account the maximum permissible teaching load a five-day academic week is established in general education organizations irrespective of their form of ownership.

(As amended by the Laws of the Kyrgyz Republic of February 16, 2018 № 22, July 1, 2019 № 78)

Article 17. Additional education

Additional education of students and pupils shall be carried out in educational organizations, as well as organizations of additional education on a free or paid (voluntary) basis.

The state shall finance the state educational organizations of additional education in the order established by the legislation of the Kyrgyz Republic.

The procedure and conditions of providing additional educational services on a paid basis shall be determined by the Government of the Kyrgyz Republic.

The requirements for the provision of additional educational services, including the content of educational programs, special courses shall be determined by the parties at the conclusion of contracts between the parents (legal representatives) and the educational organization.

The funds, received from the provision of additional educational services, are spent by the educational organization in coordination with the board of trustees of the state educational organization.

Creation of classes in the state and municipal educational organizations on a fee basis is not allowed.

(As amended by the Law of the Kyrgyz Republic of July 30, 2013 № 176)

Article 18. Out-of-school education

Out-of-school education shall be carried out by a network of out-of-school educational organizations of cultural and aesthetic, natural-science, ecological-naturalistic, technical, sports and other areas in order to better meet the diverse interests and needs of children and adolescents, organize free time and leisure, strengthen health, vocational guidance, moral and intellectual development of personality. The state shall provide funding for the public extracurricular educational organizations.

Article 19. Vocational training

Vocational training shall be conducted in accordance with the national qualifications system established by the Government of the Kyrgyz Republic, taking into account the national qualifications framework, sectoral/sectoral qualifications frameworks, professional and state educational standards and procedures of their recognition, qualifications assessment systems, educational organizations and programs.

Vocational training may be received in educational organizations of initial vocational education, other educational organizations and in the course of individual training from specialists, having relevant licenses in accordance with the national qualifications system. (As amended by the Law of KR No. 71 of June 14, 2019)

Article 20. Initial vocational education

Initial vocational education includes training, further training and retraining of workers of skilled labour. Persons with basic general or secondary general education shall be admitted for training under the programs of initial vocational education. Skilled workers are trained under a single integrated program of general and vocational education in accordance with the national system of qualifications. Where necessary, conditions are created for persons who do not have a basic general education to acquire a profession. The programs of initial vocational education shall be implemented in educational organizations of initial vocational education. Persons, who have completed training on the program of initial vocational education, shall be assigned a qualification in the profession. (As amended by the Law of KR No. 71 of June 14, 2019)

Article 21. Secondary vocational education

Secondary vocational education implies training and retraining of specialists of the secondary level on the basis of basic general or secondary general education. Persons who have successfully completed the programs of secondary vocational education shall be awarded a qualification in the relevant specialty in accordance with the national system of qualifications. The programs of secondary vocational education are implemented in educational organizations of secondary and higher vocational education. (As amended by the Law of KR No. 71 of June 14, 2019)

Article 22. Higher Vocational Education

Higher professional education shall include training and retraining of bachelors, specialists and masters in order to meet the needs of an individual in deepening and expanding education on the basis of secondary general, secondary professional and higher professional education in accordance with the national system of qualifications. Higher professional education programs shall be implemented in educational organizations of higher professional education (higher education institutions). Master's degree program may be implemented in research institutes of the National Academy of Sciences of the Kyrgyz Republic, as well as jointly with higher educational institutions of the Kyrgyz Republic. Persons with

secondary vocational education of the relevant profile may obtain higher vocational education through accelerated programs. Persons with higher vocational education may obtain a second and third higher vocational education under accelerated programs. The list of directions and specialties of higher professional education, normative terms of mastering the programs, the procedure of their implementation shall be determined by the state educational standards. Access to higher professional education is possible with a certificate of secondary general education, diploma of secondary professional education or diploma of higher professional education (when getting the second, third and so on higher education). Higher education institutions are obliged to create access to educational materials for students with disabilities by providing them in electronic format, on audio carriers or textbooks published in Braille. (As amended by the Laws of the Kyrgyz Republic of June 14, 2019 No. 71, March 23, 2021 No. 38)

Article 23. Postgraduate professional education

Postgraduate professional education shall involve the implementation of training programs for scientific and scientific-pedagogical personnel with academic degrees of candidate and doctor of sciences, doctor of philosophy (PhD)/doctor on the profile.

Training of scientific and scientific-pedagogical personnel, as a rule, is carried out through the postgraduate, graduate, adjunct, doctorate and basic doctoral studies (PhD / on the profile), created in educational institutions of higher professional education and scientific institutions.

Degrees of Candidate of Sciences and Doctor of Sciences are awarded by the state body of attestation on the basis of a petition of the dissertation council, adopted according to the results of the public defense of the thesis by the applicant. The qualification of Doctor of Philosophy (PhD)/Doctor on the profile is awarded in the order established by the Government of the Kyrgyz Republic.

Academic titles of senior researcher, associate professor, professor shall be awarded by the state certification body on the basis of the decision of the scientific (scientific and technical) council of the higher educational institution (research institute) on presentation for awarding academic title.

The order of organization of postgraduate professional education shall be determined by the legislation of the Kyrgyz Republic.

(As amended by the Law of the Kyrgyz Republic of June 14, 2019 No. 71)

Article 24. Additional education of adults

Supplementary education of adults (including retraining and further training) is carried out through a system of different types and types of educational organizations in accordance with the national qualification system.

The main objective of additional education for adults is to satisfy more fully the needs of an individual in self-improvement, self-actualization and the need to change qualifications.

Additional educational programs include educational programs of different orientation, implemented by:

- in educational organizations of general and professional education outside of basic educational programs;
- in educational organizations of additional education (on refresher courses, in musical and art schools, art schools and other educational organizations having the appropriate licenses);
- by means of individual pedagogical activity.

(As amended by the Law of KR No. 71 of June 14, 2019)

Article 25. Documents on education

Educational organizations, other than pre-school and additional education, that have undergone licensing and subsequent accreditation, shall issue to graduates, who have fully mastered the basic general education and (or) basic professional educational programs and have passed the final state attestation, a corresponding document on education (not more than one per educational organization) and (or) the qualification of the state sample.

In case of graduation of the students from a branch or other independent structural subdivision (legal entity) of a higher educational institution the given branch or structural subdivision with indication of its location shall be indicated in the document on education.

The document of the state sample on the appropriate level of education and qualification is a prerequisite for continuation of training under the programs of the subsequent level of education.

Specified in the documents of the state sample of initial professional, secondary professional, higher professional education and (or) qualification and in the documents on postgraduate professional education academic degrees and titles shall entitle their holders to engage in professional activities in accordance with the training received, including the positions, for which in the prescribed manner are determined the mandatory qualification requirements for the relevant educational level.

Documents certifying the award and recognition of qualifications within the national qualifications system shall be the documents entitling to carry out a certain type of professional activity in state bodies or any organization.

The educational organization shall carry out an individual record of the results of students' mastering of educational programs, as well as archive storage of data on these results in paper and/or electronic form in the manner prescribed by the authorized state body in the field of education of the Kyrgyz Republic.

State education documents shall be the documents of strict accountability, production, storage and issuance of which shall be the prerogative of the state body responsible for maintenance and service of the State Register of Personalized Documents of the Kyrgyz Republic.

(As amended by the Laws of the Kyrgyz Republic of July 4, 2013 № 110, June 14, 2019 № 71)

Chapter III

Rights and duties of students, teachers and parents in the educational system

Article 26. Rights and obligations of students

The rights and obligations of students in the educational organizations of different types and kinds are determined by the present Law and regulations on educational organizations.

Trainees in the educational organizations of any types and types have the right to choose the educational organization at any stage of training (in higher professional education after the first year of training), form of education, obtaining education in accordance with the determined state educational standard, the choice within the limits of this standard of individual educational services, respect for their human dignity, free expression of their views and beliefs.

Trainees in the educational organizations, using distance learning technologies for implementation of the educational program in full shall have all the rights and obligations of students, and at their completion - the right to obtain educational documents of these educational organizations.

Citizens who received education in non-accredited educational organizations in the form of individual education and self-education have the right to attestation in the form of an external examination, with the exception of cases determined by the Government of the Kyrgyz Republic.

The admission plan for students of higher educational institutions of the Kyrgyz Republic at the expense of the state budget is maintained at the level not lower than the admission plan of the year 2000.

Students of higher education institutions having a license or state accreditation are entitled to deferment of call-up for active military service.

Students are obliged to master educational programs at the level of requirements of state educational standards, to observe the rules of internal order of the educational organization, to respect national traditions, to bear legal responsibility for the damage caused to the educational organization in the manner prescribed by the legislation of the Kyrgyz Republic.

The order of distribution and use of young specialists is determined by the Government of the Kyrgyz Republic.

(As amended by the Laws of the Kyrgyz Republic on July 4, 2013 № 110, January 16, 2015 № 15)

Article 27. Rights and duties of parents (legal representatives)

Parents (legal representatives) of minor children have the right:

- to choose the forms of education, types and kinds of educational organizations, as well as to give the child education in the family (in special, exceptional cases);

- To send a child to educational organizations at any stage of his or her education in order to continue his or her studies

- To demand observance of the rights of the student to receive education within the frameworks of the state educational standards.

Parents (legal representatives) have the right, in exceptional cases, to give a child a primary general, basic general and secondary general education in the family. The child, receiving education in a family, has the right at any stage of education at his positive attestation under the decision of parents (legal representatives) to continue education in an educational organization.

Parents (legal representatives) are obliged to:

- Create appropriate conditions for their children to live, study, develop their abilities, for them to receive basic education, constantly take care of their physical and mental health;

- Respect the child's dignity and cultivate diligence, a sense of kindness, compassion and a respectful attitude towards the family, elders, the State language, the native language and national traditions and customs

- to foster respect for the national, historical and cultural values of the people, a careful attitude to the historical and cultural heritage and the environment, and love for the Motherland

- to maintain constant cooperation with the general education organization (to attend parent-teacher meetings, to implement the recommendations of teachers on the education and upbringing of the child);

- parents (legal representatives) are fully responsible for the health and life of children outside the territory of the educational organization, outside school hours.

Parents (legal representatives) shall bear administrative responsibility for failure to fulfill their responsibilities for the child to receive a basic general education in accordance with the legislation of the Kyrgyz Republic.

(As amended by the Law of the Kyrgyz Republic dated July 30, 2013 No. 176)

Article 28. The right to engage in pedagogical activity

The right to engage in pedagogical activity shall be enjoyed by persons who have received the necessary education and appropriate pedagogical qualifications, except in cases provided for in this Article.

Persons without pedagogical education and qualifications shall have the right to engage in pedagogical (teaching) activities in cases of

- passing retraining;

- (ceased to be in force in accordance with the Law of KR № 128 of August 14, 2020)

- conducting classes as tutoring and training.

Persons with education, as a rule, not lower than a master's degree are allowed for pedagogical activity in organizations of higher professional education.

Persons with a criminal record or medical contraindications, the list of which is determined by the legislation of the Kyrgyz Republic, are not allowed to engage in pedagogical activities.

Deprivation of the right to engage in pedagogical activity shall be carried out in accordance with the legislation of the Kyrgyz Republic.

(As amended by Laws of the Kyrgyz Republic of February 22, 2017 No. 32, August 14, 2020 No. 128)

Article 29. Rights and obligations of teachers

Teachers have the right to:

- to freely choose the methods and forms of organization of pedagogical activity;

- to implement the best pedagogical practices in practice;

- to have their dignity and professional honour protected;

- to demand appropriate conditions for professional activity;

- to improve their professional level and qualification at the expense of the state in the order determined by the Government of the Kyrgyz Republic.

Teachers shall be obliged to:

- comply with the norms of pedagogical ethics;

- ensure that students learn educational programs at a level not lower than the requirements of state educational standards;

- to develop independence, creative attitude to learning, to form high moral norms of students' behavior;

- to constantly improve their professional level and raise the qualification at least once every 5 years;

- not allow the use of emotional, mental and physical violence against children.

(As amended by the Laws of the Kyrgyz Republic from December 29, 2012 № 206, July 30, 2013 № 176)

Chapter IV

Social protection of students and employees of the education system

Article 30. Social protection of students

The State creates conditions for education by providing students with educational facilities, equipment, dormitories, allowances, financial assistance, benefits for food and transportation, medical care and rehabilitation, textbooks in accordance with the procedure established by the Government of the Kyrgyz Republic (scholarships are paid to students studying at the expense of the republican

and local budgets in the manner and amounts determined by By the Government of the Kyrgyz Republic).

For social support of students studying in educational institutions of primary vocational, secondary vocational, higher vocational education and postgraduate vocational education, social educational loans can be provided.

Social educational lending is carried out with an interest rate not higher than the discount rate of the National Bank of the Kyrgyz Republic with a delay in the start of payments of the principal amount of the loan until graduation.

The Government of the Kyrgyz Republic subsidizes the expenses of commercial banks in the form of the difference between the discount rate of the National Bank of the Kyrgyz Republic and the interest rates of commercial banks on social educational loans issued.

The regulation on the conditions, amounts, procedure for granting and priority areas of social educational lending is being developed and approved by the Government of the Kyrgyz Republic.

Students studying in educational organizations using distance learning, distance learning technologies within the framework of higher professional education are entitled to additional benefits provided in accordance with the procedure established by the legislation of the Kyrgyz Republic on labor.

Champions and prize-winners of the Olympic Games, World Championships and champions of the Asian Games are accepted without entrance tests (exams, testing and interviews) to state and municipal educational organizations of secondary vocational and higher vocational education for training in the areas of training (bachelor's, master's) and specialties in the field of physical culture and sports.

Athletes who have the sports titles "Master of Sports of the Kyrgyz Republic", "Master of Sports of the Kyrgyz Republic of international class", enjoy a preferential right when entering state and municipal educational organizations of higher professional education. Athletes who have the sports category "Candidate for Master of Sports", sports titles "Master of Sports of the Kyrgyz Republic", "Master of Sports of the Kyrgyz Republic of international class", enjoy a preferential right when entering state and municipal educational organizations of secondary vocational education.

The education of orphaned children and children left without parental care (legal representatives) is carried out on the basis of State support until they reach the age of majority.

The distraction of students from classes and the educational process is allowed with the permission of the authorized state body in the field of education of the Kyrgyz Republic. Persons guilty (directly or indirectly) of violating the educational process compensate students for moral and material damage.

(As amended by the Laws of the Kyrgyz Republic dated June 17, 2009 No. 185, June 13, 2011 No. 42, November 5, 2013 No. 199, August 2, 2018 No. 78).

Article 31. Health protection of children and students

Educational organizations and local self-government bodies create conditions that guarantee the protection and strengthening of the health of children and students.

The educational and labor load, the mode of classes of students, including physical culture, are determined by the educational organization on the basis of recommendations of the state educational administration bodies of the Kyrgyz Republic in coordination with the state bodies of the Kyrgyz Republic in the field of health.

For children in need of long-term treatment, the Government of the Kyrgyz Republic and local self-government bodies create conditions for education in health-improving institutions. Training sessions can also be conducted at home and in medical institutions.

Article 32. Social protection of employees of the education system

The salary and official salary of an employee of an educational organization are paid for the performance of their functional duties and works provided for in an employment contract (contract). The employee's performance of other works and duties is paid under an additional contract, based on the scope of work, except in cases provided for by the legislation of the Kyrgyz Republic.

The conditions of remuneration of employees of state and municipal educational organizations are determined by the Government of the Kyrgyz Republic.

Educational organizations, within the means at their disposal for remuneration, can independently establish differentiated wage allowances for persons conducting scientific research and preparing scientific and pedagogical personnel.

An additional payment is established for education workers:

- for the degree of doctor or candidate of Sciences, Doctor of Philosophy (PhD)/doctors by profile - in accordance with the legislation of the Kyrgyz Republic;
- for 5 years of teaching experience - in the amount of at least ten percent, 10 years - at least twenty percent, 15 or more years - at least thirty percent of the salary.

Additional payment is established for teaching staff for work in educational organizations located in rural areas in accordance with the procedure determined by the Government of the Kyrgyz Republic.

An educational organization, within the limits of its available funds for remuneration, may establish bonuses for employees, other types of material incentives and compensation, as well as allocate funds for the purchase of educational, methodological and scientific literature.

(Part 7 became invalid in accordance with the Law of the Kyrgyz Republic No. 144 of July 18, 2014)

Young specialists arriving to work from rural schools are provided with a one-time allowance in the amount of ten times the official salary for economic acquisition at the expense of the local budget.

(Part 9 became invalid in accordance with the Law of the Kyrgyz Republic No. 150 of August 8, 2011)

Employees of educational organizations are required to annually undergo free outpatient medical examination in state medical and preventive institutions.

(As amended by the Laws of the Kyrgyz Republic dated December 28, 2006 No. 225, August 8, 2011 No. 150, July 18, 2014 No. 144, June 14, 2019 No. 71)

Article 33. Social protection of special enrollment

The State pursues a policy of social protection of children to involve them in the educational process, regardless of age, gender, ethnic and religious affiliation, educational achievements, socio-economic status, and undertakes state support for orphans, as well as children with disabilities.

Pupils of orphanages and boarding schools for orphans and children left without parental care, after receiving basic general (secondary general) education, have the right to receive free primary vocational education.

For children with disabilities in physical or mental development, special groups, classes or organizations are organized to ensure their treatment, upbringing and education, social adaptation and integration into society.

The opening and liquidation of organizations for children with disabilities in physical or mental development are carried out by the authorized state body in the field of education or local self-government bodies in coordination with the authorized state body in accordance with the procedure determined by the Government of the Kyrgyz Republic.

The referral of children to these organizations is carried out upon the conclusion of psychological, medical and pedagogical consultations of the education system and with the consent of parents (legal representatives) in accordance with the established procedure. The order of work of psychological, medical and pedagogical consultations is determined by the Government of the Kyrgyz Republic. The categories of children sent to these organizations, as well as those kept on full state support, are determined by the authorized state bodies in the field of education and healthcare. If there are medical indications, the education of children with disabilities in physical or mental development, with the consent of parents, is carried out in an individual form, including home schooling, in accordance with the procedure determined by the Government of the Kyrgyz Republic. The list of diseases is determined by the authorized state bodies in the field of education and healthcare.

The organization of accompanying children with disabilities in physical or mental development in the educational process is carried out in accordance with the procedure determined by the Government of the Kyrgyz Republic.

Taking into account the educational needs and individual capabilities of the student, the educational organization has the right to organize the educational

process on the basis of an individual curriculum in accordance with the procedure determined by the authorized state body in the field of education.

For children who pose a social danger and need special conditions of upbringing and education, special educational and auxiliary organizations are being created to provide their education, vocational training and medical and social rehabilitation.

The referral of students to organizations for children who pose a social danger and need special conditions of upbringing and education is carried out only by a court decision.

For children held in correctional labor institutions, the administration of these institutions and the authorized state body in the field of education of the Kyrgyz Republic create conditions for obtaining basic general and primary vocational education, as well as for self-education.

(As amended by the Laws of the Kyrgyz Republic dated July 30, 2013 No. 176, June 8, 2017 No. 100, March 23, 2021 No. 38)

Chapter V

Management of the educational system

Article 34. State governing bodies of the education system

Management of the education system is carried out by the Government of the Kyrgyz Republic, central and regional bodies of state administration of education of the Kyrgyz Republic, and local self-government bodies.

The structure of the state administration of the education system is developed and approved by the Government of the Kyrgyz Republic within the authority allotted by the law.

(As amended by the Law of the KR on December 29, 2012 # 206)

Article 35. Competence of the State in education management

The competence of the State in the field of education shall include:

- formation and implementation of the state educational policy, strategy of development of education, determination of priorities in this sphere;
- Legal regulation of relations in the field of education at the national level;
- Formation of the state budget on a normative basis in terms of expenditures for education, definition of the order of financing the education system;
- general educational and scientific-methodical management of all educational organizations regardless of their departmental subordination and forms of ownership;
- Determination of the list of state higher educational institutions of national and regional importance for state funding;

- Information support of the education system, organization of publication and production of educational literature and textbooks;
- Establishment of normative terms of training by levels of education;
- Determination of the list of professions and specialties for educational organizations;
- Establishment of state educational standards;
- Development and implementation of state and international education development programs;
- control over the implementation of the legislation of the Kyrgyz Republic in the field of education;
- guaranteeing the quality of education through the institutions of licensing, testing, and accreditation;
- support and development of patronage and educational movements;
- implementation of human resources policy within the authority allocated to it by law.

(As amended by the Law of the Kyrgyz Republic of July 4, 2013 № 110)

Article 36. Competence of bodies of local self-government

The competence of the bodies of local self-government in the field of education shall include:

- development of a network of educational organizations and ensuring the rights of citizens to education;
- implementation of economic service and financing of subordinated educational organizations;
- tutorship and guardianship of underage orphans and children left without parental care, protection of their rights, placement in orphanages, boarding schools, families for upbringing or adoption;
- free provision of textbooks to students in rural schools - children from low-income families;
- Coordination of issues related to the vocational training of young people;
- Systematic registration of children of preschool and school age;
- organization of transportation of children to general education organizations and to the places of their actual residence.

Local governments in the prescribed manner at the expense of the local budget may create educational organizations, providing them with appropriate teaching (scientific and pedagogical) staff, material and technical base.

Local self-government bodies in a mandatory manner shall allocate land plots to rural schools from the Fund of redistribution of agricultural land.

(As amended by Law No. 176 of the KR of July 30, 2013)

Article 37. Competence of educational organizations

Educational organizations shall be independent in the implementation of human resources policy within the authority allocated to them by law, in the choice of methods of training, education, in determining the directions of scientific research, in solving organizational, professional, financial and economic and other issues within the limits of the charter, founding agreement, legislative and other normative legal acts of the Kyrgyz Republic.

The educational organization is independent in choosing the system of assessments, the form, procedure and frequency of interim certification of students, methods of educational process and educational technologies, including distance learning technologies.

The educational organization may use distance learning technologies to implement the educational program partially or in full (except for some classes) in the order established by the authorized state body in the field of education of the Kyrgyz Republic.

Educational organizations may create structural subdivisions with the status of a legal entity or a branch, endowing them with separate property. Structural subdivisions shall not have the right to create branches and other subdivisions.

Within one educational organization of higher professional and secondary vocational education the creation of duplicate structural subdivisions (institutes, centers, faculties, etc.) for education of students, training and retraining of personnel in one specialty shall not be permitted.

The type and status of the educational organization shall be established in the process of institutional accreditation.

Article 38. management of educational organizations

Management of educational organizations is based on the principles of democratization, decentralization, independence and self-government.

The forms of co-management of educational organizations are the general meeting, the board of trustees, the scientific, pedagogical and other councils or committees. The order of election of co-management bodies and their competence, division of powers between the council and the head of the educational organization shall be determined by the legislation of the Kyrgyz Republic and the charter of the educational organization. The direct management of the educational organization shall be carried out by the rector, director, head or other head (administrator).

The heads of the state preschool educational organizations, schools, organizations of extracurricular, special and additional education of children, teenagers and youth, educational institutions of initial vocational and secondary vocational education, financed from the republican budget shall be appointed by the authorized state body in the field of education of the Kyrgyz Republic, and

organizations financed from the local budget - by the regional body of state administration of education.

The head of the state higher educational institution (rector), except for the heads of specialized state higher educational institutions of the authorized state bodies of the Kyrgyz Republic in the field of internal affairs, foreign affairs and defense shall be elected at the general meeting of the staff of the state higher educational institution on an alternative basis, from among specialists with academic degrees and titles, as well as relevant qualifications, by secret ballot by a simple majority of votes.

Nomination of candidates for the post of the head of a state higher educational establishment is carried out by its educational and other structural subdivisions or by self-nomination.

Election of the head of a state higher educational establishment shall be held and shall be deemed valid if more than half of the total staff of the state higher educational establishment takes part in it.

The candidate who gains more than fifty per cent of the votes of those who took part in the election of the head of the state higher educational establishment is considered to be elected. In case none of the candidates obtains the necessary number of votes the repeated voting is held where the two candidates who obtained the largest number of votes take part. The candidate who receives more than fifty percent of the votes of those who took part in the repeat voting shall be deemed elected. The elected candidate shall be approved in the position of the head of the state higher educational establishment within ten days from the day of holding elections by the head of the authorized state body in the field of education. The head of the state higher educational institution with the status of "national" shall be approved by the Prime Minister of the Kyrgyz Republic within ten days from the date of holding the election.

The head of the state higher educational institution is elected and approved for the period of five years. The same person cannot be elected and approved for the position of the head of the state higher educational institution for more than two consecutive terms.

Regular election of a new head of a state higher education institution shall be held not later than thirty calendar days from the date of termination of the powers of the current head. The head of the state higher education institution shall exercise his powers until the newly elected head of this higher education institution takes office.

The composition and procedure for formation of the organizational committee for holding elections shall be determined by the academic council of the higher educational institution and approved by the authorized state body in the field of education of the Kyrgyz Republic.

The powers of the head of the state higher educational institution may be terminated early in the following cases:

- voluntary resignation;

- revocation, initiated in the manner prescribed by this Law;
- inability to perform official duties due to illness or in case of death;
- criminal prosecution;
- other grounds stipulated by the legislation of the Kyrgyz Republic.

The recall of the head of a public higher education institution may be initiated by no less than two-thirds of the total number of members of the Academic Council of the public higher education institution. The decision to recall the head of a public institution of higher education shall be taken at a general meeting of the collective of the public institution of higher education by a simple majority of votes and approved by the Prime Minister of the Kyrgyz Republic. Approval of the decision on early termination of powers shall entail dismissal of the head of the public higher educational institution.

In the case of early termination of powers of the head of the public higher educational institution, the authorized state body in the field of education of the Kyrgyz Republic shall appoint the acting head of the public higher educational institution before the elections of the head of the public higher educational institution. The acting head of the public higher education institution shall not have the right to admit new employees to the staff of the public higher education institution.

Election of a new head of the public higher education institution shall be held not later than sixty days after the early termination of the powers of the previous head.

(As amended by the Law of the KR of December 29, 2012 No 206, July 30, 2018 No 76)

Article 39. Relationships of educational organizations with public, political, religious organizations, associations and unions

Public organizations and associations (unions, academies, professional associations, educational-methodical associations, scientific-methodical, scientific-technical and other councils and organizations) can be created in the educational system.

The creation of political and religious parties and organizations shall be prohibited in the educational organizations.

Employees, students, and pupils of educational organizations have the right to be members of political parties and organizations registered in the order established by the legislation of the Kyrgyz Republic.

Relations of educational organizations with public organizations, the activity of which corresponds to the main directions of activities of educational organizations shall be regulated on the basis of the agreement.

The Board of Trustees of the state educational organization shall carry out its activities to achieve the statutory goals of the state educational organization.

(As amended by the Laws of the KR from December 29, 2011 № 255, May 30, 2014 № 82)

Article 40. Licensing of educational activity, accreditation of educational organizations and programs, testing of students

Educational organizations, except for state and municipal educational organizations implementing programs of preschool, primary general, basic general, secondary general and out-of-school education shall start implementation of educational programs only after obtaining relevant licenses.

Licensing of educational organizations is carried out by the authorized state body in the field of education of the Kyrgyz Republic.

Admission to higher educational institutions is based on the results of nationwide testing. The state attestation of secondary school graduates may be combined with nationwide testing.

See: Decree of the Government of the Kyrgyz Republic of June 2, 2006 № 404 "On approval of the provisions governing the nationwide testing of applicants and a competitive distribution of state educational grants".

The readiness of an educational organization to implement educational programs, including by means of distance learning technologies is established when a license to conduct educational activity is issued.

Licenses for the right to conduct educational activity to the educational religious organizations (associations) shall be issued upon presentation of the management of the relevant confession and with the consent of the authorized state body on religious affairs.

In order to confirm the quality of educational services provided, educational organizations shall undergo institutional and (or) program accreditation in accreditation agencies.

At the same time, educational organizations implementing educational programs of basic and secondary general education, primary and secondary vocational education may undergo institutional and (or) program accreditation in the authorized state body in the field of education in the manner prescribed by the Government of the Kyrgyz Republic.

Accreditation of educational organizations regardless of their form of ownership and departmental affiliation is carried out on the basis of their written application for a period of 5 years by accreditation agencies, whose activities were recognized in the order established by the legislation in the field of education of the Kyrgyz Republic or by the authorized state body in the field of education.

Educational organizations that passed accreditation have the right to issue documents of the state sample to their graduates or documents of their own sample by the decision of the educational organizations themselves.

Accreditation agencies, carrying out accreditation of educational organizations shall be established in the form of non-governmental, non-profit organizations. The activities of accreditation agencies are financed mainly at the expense of accreditation fees collected from educational organizations and other sources not prohibited by the legislation of the Kyrgyz Republic.

Under the authorized state body in the field of education of the Kyrgyz Republic and chaired by its head the National Accreditation Council is established, functioning on a voluntary basis, which is an advisory and consultative body established for collegial and public consideration of recognition of accreditation agencies' activities.

The National Accreditation Council consists of 15 people, including 3 deputies of Jogorku Kenesh of the Kyrgyz Republic - representatives of the relevant committee of Jogorku Kenesh of the Kyrgyz Republic, heads of state bodies with educational organizations in their jurisdiction, representatives of public and professional associations, educational organizations, public councils of state administration bodies. Deputies of the Jogorku Kenesh of the Kyrgyz Republic - representatives of the relevant committee of the Jogorku Kenesh of the Kyrgyz Republic are members of the National Accreditation Council with the right of advisory vote. The order of formation and activities of the National Accreditation Council is determined by the Government of the Kyrgyz Republic.

See: Decree of the Government of the Kyrgyz Republic No. 438 of August 4, 2014 "On the National Accreditation Council under the authorized state body in the field of education".

Recognition of accreditation agencies is carried out by the National Accreditation Council. The grounds and procedure for recognition or refusal of recognition are determined by the Government of the Kyrgyz Republic.

Accreditation of educational organizations is carried out by accreditation agencies at their own expense of the accredited educational organization, unless otherwise provided by the legislation of the Kyrgyz Republic.

If the educational services provided by the accredited organization do not meet the established requirements, the accreditation agency or the authorized state body in the field of education that conducted the accreditation refuses to accredit the educational organization.

The procedure of conducting accreditation procedure, minimum requirements imposed on the accredited organization as well as grounds for accreditation or refusal in accreditation are established by the Government of the Kyrgyz Republic.

(As amended by the Laws of the Kyrgyz Republic of July 4, 2013 № 110, April 15, 2015 № 82, May 23, 2017 № 84)

Article 41. Compensation for damage caused by poor-quality education

Individuals and legal entities of the Kyrgyz Republic in case of substandard training of graduates by an educational organization of secondary or higher

vocational education shall have the right to sue it for compensation of additional costs of retraining these graduates in other educational organizations.

Article 42. Reorganization and liquidation of educational organizations

An educational organization may be reorganized, liquidated in the order prescribed by the legislation of the Kyrgyz Republic.

An educational organization may be reorganized into an educational organization of another type, if the founder takes the responsibility to bring the indicators of the educational organization to the required standards, ensures their implementation, as well as the implementation of the rights of students.

The reorganization or liquidation of an educational organization is carried out, as a rule, at the end of the school year. In this case, the founder assumes responsibility for the transfer of students to other educational organizations in agreement with their parents (legal representatives).

In the case of liquidation, funds and other property of educational organizations, less payments to cover liabilities, are used in accordance with the legislation of the Kyrgyz Republic and the charter of the educational organization.

Chapter VI.

Financing and economic basis for the development of education

Article 43. Sources of financing of education

Sources of education funding shall be:

- national and local budgets - for state and municipal educational organizations;
- funds of individuals and legal entities, foreign countries and citizens, acting as founders
- Own funds of educational organizations, including foreign currency, from consultative, research, publishing, production and other, income-generating activities, not prohibited by the legislation of the Kyrgyz Republic, as well as from non-budgetary educational activities in all types of basic and additional educational programs, including within the requirements of state educational standards;
- (the paragraph has lost force in accordance with the Law of KR No. 64 of May 17, 2019)
- voluntarily contributed funds of individuals and legal entities, voluntary donations and targeted contributions of other individuals and legal entities, including foreign
- loans;
- state funding of state buildings, facilities, land, equipment, in the form of reimbursement of costs of educational organizations, named and other forms of scholarships, educational grants, loans, provision of benefits;
- state grants given to students;

- other sources that do not contradict the legislation of the Kyrgyz Republic.
(As amended by the Law of the Kyrgyz Republic of May 17, 2019 No. 64)

Article 431. Attraction of financial and other material funds by boards of trustees of state or municipal educational organizations

Only the boards of trustees of state or municipal educational organizations (hereinafter - educational organizations) may on a voluntary basis attract financial and other material resources formed from voluntary contributions and donations from individuals and legal entities, other income, not contrary to the legislation of the Kyrgyz Republic.

In order to ensure the activity, development and strengthening of the material and technical base of the educational organization, the Board of Trustees seeks and attracts donors (investors, patrons), financial and other material resources and has the right to announce it through the media, Internet sites and other means with subsequent mandatory report on received financial and other material resources and their expenditure.

Information for parents of students of the educational organization with an appeal for financial and other material aid for the educational organization, reports on income and expenses shall be posted in a visible and public place of the educational organization.

It is prohibited to collect financial resources from persons with disabilities, including parents (legal representatives) who are persons with disabilities or have children with disabilities, as well as orphans and children left without parental care (legal representatives).

The financial resources raised by the Board of Trustees for the educational organization shall be credited to a special treasury account and used for their intended purpose in accordance with the decision of the Board of Trustees.

The Chairman of the Board of Trustees is responsible for the failure to submit a report on the received financial and material funds and their expenditure.

Employees of the educational organization (the head, teaching staff and others) have no right to require students and their parents (legal representatives) to provide financial and other material assistance for their institution.

(As amended by the Law of KR No. 84 of April 17, 2015)

Article 432. Payments for educational services

Payment for educational services provided by state, municipal and private educational organizations on the territory of the Kyrgyz Republic for citizens of the Kyrgyz Republic shall be made in the national currency by crediting money to the bank account of the educational organization or a special account in the Treasury.

The requirements of educational organizations to pay for educational and other services in foreign currency are illegal and may entail liability provided by law.

(As amended by the Law of KR dated February 22, 2017 № 32)

Article 44. Order of financing of educational organizations

Financing of the state educational organizations is carried out on the basis of standard regulations per each student, class-unit and group for all types and types of educational organizations, based on the principle of sequential increase of actual expenses per one student.

The amount of funding for the needs of educational organizations, taking into account the typical standards for each student, class set, group is provided annually in the national budget approved by the Jogorku Kenesh of the Kyrgyz Republic.

The state guarantees allocation of funds for the needs of education in the amount that ensures its priority as well as protection of relevant expenditure items in conditions of inflation.

Financing of inclusive education in state and municipal educational organizations is carried out at the expense of the budget or other sources. Private educational organizations may receive funding for the implementation of inclusive education within the state social order or in the manner determined by the Government of the Kyrgyz Republic.

Attraction of additional sources does not entail reduction of standards or absolute amounts of funding from the state budget.

(Part 5 has lost force in accordance with the Law of the Kyrgyz Republic of May 17, 2019 № 64)

Typical standards per student, class set and group shall be established by the Government of the Kyrgyz Republic, based on the conditions for sustainable functioning and development of public educational organizations.

The use by educational organizations of various methods of the educational process and educational technologies, including distance learning technologies, in the implementation of educational programs does not entail an increase in the standards of their funding.

For small rural schools the standard of their financing is compiled taking into account the costs that do not depend on the number of students.

Norms of financing of the non-state educational organizations cannot be lower than norms of financing of the state educational organizations.

State educational organizations of secondary and higher vocational education shall have the right to carry out training and retraining of workers of skilled labour (workers and employees) and specialists of the relevant level of education under contracts with individuals and (or) legal entities with payment of their costs in addition to the financed at the expense of the founder, within the limits of the licensing standards.

Funds allocated to an educational organization from the state budget are controlled by the treasury. All other funds earned by the educational organization are controlled by the board of trustees and public institutions.

The volume of admission of students at the expense of the state is determined by a separate line in the national budget. The list of specialties is determined by the Government of the Kyrgyz Republic.

Within the available budget and extra-budgetary funds educational organizations independently develop and implement measures for social support of students and teachers.

State educational organizations of secondary vocational and higher vocational education independently determine directions and order of use of their funds, including their share, directed to remuneration and material incentives for employees of educational organizations, with the consent of the boards of trustees.

(As amended by the Laws of the Kyrgyz Republic of May 17, 2019 № 64 , March 23, 2021 № 38)

Article 44-1. Public hearing of the report on the expenditure of funds by public educational organizations

State educational organizations are required to hold a public hearing on the expenditure of extra-budgetary funds received from sources that are not contrary to the legislation of the Kyrgyz Republic until August 1 of the year following the reporting year.

Participants of the educational process of the educational organization, representatives of civil sector and all interested persons can take part in public hearings.

(As amended by the Law of the Kyrgyz Republic on December 29, 2011, # 255)

Article 44-2. The Board of Trustees of the state educational organization

(Repealed in accordance with the Law of the KR of May 30, 2014 No. 82)

Article 44-3. Organization of activity of the board of trustees of the state educational organization

(Repealed in accordance with Law No. 82 of the KR of May 30, 2014)

Article 45. Production activity of educational organizations

Educational organizations shall have the right to receive income from production activity, including extra-budgetary educational activity, which shall be used to carry out the activities provided for in the charter.

Rental of textbooks in educational organizations shall be carried out in accordance with the procedure established by the legislation of the Kyrgyz Republic.

(As amended by the Law of the Kyrgyz Republic of July 30, 2013 No. 176)

Article 46. Material and technical base of educational organizations

The material and technical base of the educational organizations includes buildings, communications, machinery and equipment, transport, as well as other material and technical means used in the educational, research activities and other tasks in the field of education.

The educational organization is obliged to ensure the maintenance of the buildings, structures, equipment, as well as other property of social, cultural and other purposes assigned to it and (or) owned by it on the property right at the level not lower than determined by the standards in force in the Kyrgyz Republic.

The material and technical base of the non-state educational organization is developed by the educational organization itself at the expense of the founder and its own funds and is the property of the educational organization.

The development of the material and technical base of the state educational organization is carried out by the educational organization itself within the budgetary and own funds assigned to it. The amount of expenses for purchasing equipment and capital repairs shall be determined by the educational organization independently, without establishing limits, based on the existing needs and the availability of financial resources within the limits of the approved estimates of income and expenses of the educational organization.

Self-accounting structural educational units of the parent organization have the right to make financial expenditures associated with ongoing repair and development of assigned to them material and technical base, not on their balance sheet. These financial expenditures are incurred within the limits of the approved estimates of income and expenditures of these subdivisions and are not subject to withdrawal to the budget.

The central and regional bodies of state administration of education of the Kyrgyz Republic are obliged to assist the subordinated educational organizations in solving the issues of maintenance and development of their material and technical base.

The material and technical base of the state and municipal educational organizations, used in the educational, research, production activity and for solving other tasks in the field of education, shall not be transferred to the gratuitous possession and use of private individuals and organizations. The income received from the transfer of the material and technical basis of the state and municipal educational organizations for rent shall be distributed in accordance with the legislation of the Kyrgyz Republic.

(As amended by the Law of the Kyrgyz Republic № 92 dated June 29, 2016)

Article 47: Relationships of property in the educational system

In order to ensure their activity, provided by the statute, the state educational organizations are assigned on the right of operational management buildings, facilities, equipment, as well as other necessary property of consumer, social, cultural and other purposes.

To non-state educational organizations, in order to ensure their activities, as provided by the charter, the founder (founders) transfers into ownership or assigns on the right of operational management the buildings, facilities, equipment, as well as other necessary property of consumer, social, cultural and other purposes.

The educational organization owns the right of ownership of funds, property and other property transferred to it by natural and legal persons in the form of a gift, donation, the products of intellectual and creative work, which are the result of the educational organization, as well as the income from its own activities and the property acquired on these revenues. The issues of their alienation shall be decided independently.

The property acquired at the expense of non-budgetary funds shall come into independent disposal of the educational organization and shall be recorded on a separate balance sheet.

State educational organizations have the right of operational management of the land plots which were allocated to them in accordance with the established procedure. The right to use these plots is regulated by the Land Code of the Kyrgyz Republic.

Buildings and facilities of state educational organizations can be transferred only to state and municipal educational organizations. The buildings and facilities of state and municipal pre-school educational and general educational organizations are not subject to privatization and sale.

The property of state educational organizations shall not be subject to seizure for use for purposes other than education.

State higher educational institutions, not included into the list of state higher educational institutions of national and regional importance, shall be reorganized into the state non-commercial educational organizations, operating on the principles of self-financing, while maintaining the educational activity as the main one. The list of higher educational institutions of national and regional importance is determined by the Government of the Kyrgyz Republic in coordination with the relevant committee of the Jogorku Kenesh of the Kyrgyz Republic. The financial resources released from financing the educational organizations that are not included in the list of higher educational institutions of national and regional importance shall be directed to the development of educational organizations.

An educational organization shall be responsible for the safety and effective use of property. Control over the activities of the educational organization in this part shall be carried out in the order established by the legislation of the Kyrgyz Republic.

A non-state educational organization shall enjoy a preferential right to acquire the state property previously assigned to it or leased by it.

(As amended by the Law of KR dated July 4, 2013 No 110, December 16, 2013 No 221)

Chapter VII.

International cooperation and external economic activity in the field of education

Article 49.

International cooperation in the field of education carried out in the framework of foreign policy of the Kyrgyz Republic shall be based on genuine partnership, mutual trust, and be based on international treaties, to which the Kyrgyz Republic is a party, entered into force in the prescribed manner, as well as generally recognized principles and norms of international law, which are part of the legislation of the Kyrgyz Republic.

Central and regional bodies of state administration of education of the Kyrgyz Republic, educational organizations, enterprises and organizations of the education system shall have the right to establish direct links with foreign and international institutions, enterprises and organizations, implement interstate and international educational scientific and research programs, enter into interstate and international public educational associations in accordance with the legislation of the Kyrgyz Republic

Training, retraining and advanced training of citizens of other states in educational institutions of the Kyrgyz Republic as well as citizens of the Kyrgyz Republic in foreign educational institutions shall be carried out under international agreements signed by the Government of the Kyrgyz Republic as well as under agreements between educational institutions or with individual citizens.

(As amended by the Law of the Kyrgyz Republic on December 29, 2012, # 206)

Article 50. Foreign economic activity

The central and regional bodies of state administration of education of the Kyrgyz Republic, educational organizations, enterprises and organizations of the educational system shall independently carry out foreign economic activity in the order established by the legislation of the Kyrgyz Republic.

(Part 2 has lost force in accordance with the Law of the Kyrgyz Republic of May 17, 2019 № 64)

To the state educational organizations, enterprises and organizations of the system of education shall remain currency funds, received from foreign economic activity, belonging to them by right of ownership. They shall be directed to the

development of the system of education and strengthening of their material and technical base.

(As amended by the Law of the Kyrgyz Republic of May 17, 2019 No. 64)

Article 51. Provision of educational services to ethnic Kyrgyz living outside the Kyrgyz Republic, foreign citizens and stateless persons

The Kyrgyz Republic provides educational services to ethnic Kyrgyz living in other states, other foreign citizens and stateless persons, including in the form of establishing special educational organizations. The procedure for the provision of services is regulated by interstate agreements, as well as agreements with private individuals.

Ethnic Kyrgyz who are citizens of other states are provided with quotas for education in state educational organizations at the expense of the state budget.

Compatriots with foreign citizenship are subject to the same tuition rates as citizens of the Kyrgyz Republic in educational institutions, regardless of their form of ownership and departmental affiliation. Tuition fees for ethnic Kyrgyz and compatriots with foreign citizenship on a contractual basis are charged in the same amounts as for citizens of the Kyrgyz Republic.

(As amended by the Law of KR № 89 dated July 24, 2020)

Article 52. International treaties

In case of inconsistency between the international treaty ratified by Jogorku Kenesh of the Kyrgyz Republic and the legislation of the Kyrgyz Republic on education, the rules of the international treaty concluded between the Kyrgyz Republic and other states shall apply.

Interstate educational organizations shall be established, reorganized and liquidated by the Government of the Kyrgyz Republic in accordance with the treaties between it and the governments of other countries.

Article 52-1. Responsibility for Violation of the present Law

A person who violated this Law or hindered its execution shall be liable in accordance with the legislation of the Kyrgyz Republic.

(As amended by Law No. 255 of KR of December 29, 2011)

Chapter VIII

Final Provisions

Article 53. Entry into force of this Law

This Law shall come into effect from the day of publication, except for parts sixth through fifteenth of Article 40, which shall come into effect from September 1, 2016.

From the date of enactment of this Law to recognize as null and void: the Law of the Kyrgyz Republic "On Education" (Vedomosti of the Supreme Council of the Kyrgyz Republic, 1993, No. 2, Art. 53);

The Law of the Kyrgyz Republic "On Amendments and Additions to the Law of the Kyrgyz Republic "On Education" (Bulletin of Jogorku Kenesh of the Kyrgyz Republic, 1997, # 12, article 575);

Article 3 of the Law of the Kyrgyz Republic "On Amendments and Additions to Some Legislative Acts of the Kyrgyz Republic" dated July 25, 2002, # 130.

(As amended by Law of the Kyrgyz Republic No. 82 of April 15, 2015).

Article 54. On bringing normative legal acts into compliance with this Law

The Government of the Kyrgyz Republic shall within two months bring its normative legal acts into conformity with this Law.

President
of the Kyrgyz Republic

/signed/

A. Akayev