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Changes to “Regulations on the form and rules of conducting unified register of inspections in the field of entrepreneurship”

The President of the Republic of Azerbaijan signed a Decree on amendments to “Regulations on the form and rules of conducting unified register of inspections in the field of entrepreneurship” on March 17, 2017.



Creation of business enabling environment and expansion of the scope of reforms to this end are the key requirements of economic development strategy. Development of entrepreneurship has turned into one of the a priority objectives in Azerbaijan. So that, Actions taken as part of the reforms in this area have targeted to increase efficiency and favorability of public support measures.

Sequential measures are underway in support of the realization of this strategic route. On March 17, 2017, the President of the Republic of Azerbaijan signed a Decree on amendments to "Regulations on the form and rules of conducting unified register of inspections in the field of entrepreneurship".

It is also worth to note that the Regulations on the form and rules of conducting unified register of inspections in the field of entrepreneurship was approved by the Presidential Decree dated 15 February 2011. A unified data registry of inspections carried out in the field of entrepreneurship is an interagency public information resource, which enables the regularity, sequence, duplication of inspections, while also facilitating acquisition of full and operative data on results of inspections.

The Presidential Decree on amendments to "Regulations on the form and rules of conducting unified register of inspections in the field of entrepreneurship" introduces changes to 9 paragraphs, addition to several paragraphs and semi- paragraphs, as well as several technical changes.

According to the amendments, the information resource of the register is maintained in the unified space by the Ministry of Justice of the Republic of Azerbaijan and the Ministry of Justice of the Nakhchivan Autonomous Republic of Azerbaijan within their responsibilities. Besides, it is also worth to note that the Ministry of Justice ensures creation, maintenance, management, integrity and protection of the registry data- base. Inspections in the field of entrepreneurship will be carried out once they are registered in the registry as provided for in Regulations. The following inspections will not be registered in the Registry:

1. Inspections in border-crossing points;
2. Inspections derived from control in sea and air ports;
3. Inspections with respect to agreements on transfer of state- owned enterprises to private management.

The Decree further specifies that the inspecting bodies and entrepreneurship entities will be enabled to input data on business, as well as on inspections and restrictive measures.

The following data on inspecting bodies are included into the Registry:

1. List of inspecting bodies (along with structural bodies authorized to carry out inspection) (based on the list approved by the Cabinet of Ministers of the Republic of Azerbaijan);
2. Areas of control by inspecting bodies (based on the list approved by the Cabinet of Ministers of the Republic of Azerbaijan);
3. List of questions subject to inspection by inspecting bodies (based on the list of questions, which the inspecting body prepared, approved and submitted automatically).

According to the Presidential Decree, the following information are included in the Registry: tax payers identification number (TPIN); name, organizational-legal form, key types of activities, personal identification number (PIN) of the executive, legal address, e-mail of the legal entity, its branches and representative offices, branches and representative offices of foreign legal entities (where it is a company, type of their activity, address, the code issued by tax authorities); PIN, surname, name, patronymic, address as per tax registration data, key type of activity, e-mail of physical persons acting without creating a legal entity; date of registration of the business, dates of registration, reregistration and deregistration as a tax payer, type of taxes registered as a



taxpayer; data on entrepreneurship activity, as well as suspension and termination of activity; data on categories such as small, medium and large entrepreneurship criteria applicable to an entrepreneur.

The Registry is maintained electronically using unified form, method and principles. Yearly information plan developed electronically using the information system, which reflects data on inspections planned for the next year, will be submitted to the Ministry of Justice of the Republic of Azerbaijan by the head or acting head of inspecting body no later than 1st of November upon its approval via strengthened electronic signature. In addition, information on each inspection to register the planned inspections in the yearly inspection plan will be approved by head or acting head of inspecting body using strengthened electronic signature and submitted to the Ministry of Justice of the Republic of Azerbaijan via the information system at least 5 days prior to the inspection (at least 15 days prior to tax inspection).

Formation and maintenance of the registry will be financed by the public budget.





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