

## DECREE OF THE PRESIDENT OF AZERBAIJAN REPUBLIC

On the Implementation of the Water Code of the Azerbaijan Republic Approved by the Law of the Azerbaijan Republic Dated December 26, 1997.

With a view to ensuring the implementation of the Water Code of the Azerbaijan Republic which was approved and became effective on the basis of the Law of the Azerbaijan Republic dated December 26, 1997, *I decree that:*

1. the Cabinet of Ministers of the Azerbaijan Republic, within a month,:
  - submit to the President of the Azerbaijan Republic proposals about coordinating the current legal normative acts with the Water Code of the Azerbaijan Republic;
  - submit to the President of the Azerbaijan Republic drafts of legal normative acts determining types of liabilities for the violation of the water legislation of the Azerbaijan Republic;
  - submit to the President of the Azerbaijan Republic proposals about the procedure for maintaining the State water cadastre set forth in part 4 of Article 26 of this Code;
  - ensure the coordinating of legal normative acts of the Cabinet of Ministers and other relevant acts with this Code and inform the President of the Azerbaijan Republic with respect thereto;
  - solve, within its authorities, other issues arising by virtue of the Water Code of the Azerbaijan Republic.
2. it be determined:
  - that the President of the Azerbaijan Republic execute the powers of “the relevant executive authorities” stipulated in the first part of Article 34 and the first part of Article 91 of the Water Code of the Azerbaijan Republic;
  - that the Cabinet of Ministers of the Azerbaijan Republic and the Cabinet of Ministers of the Nakhchivan Autonomous Republic execute the powers of “the relevant executive bodies” stipulated in the second part of Article 11 of this Code;
  - that the Cabinet of Ministers of the Azerbaijan Republic execute the powers of “the relevant executive authorities” stipulated in the seventh part of Article 36, the second and the fifth parts of Article 37, the first and the third parts of Article 49, the second part of Article 38, the fifth paragraph of part one of Article 54, the second part of Article 55, Articles 61 and 65, the second part of Article 67, Articles 69 and 76, the second part of Article 77, the second part of Article 80, the second part of Article 81, the second part of Article 87, the second part of Article 89, the first and the second parts of Article 92, the third part of Article 97 and the second part of Article 99;
  - that the Cabinet of Ministers of the Azerbaijan Republic, the Committee on Land Improvement and Water Economy at the Cabinet of Ministers, the State Geological and Mineral Reserves Committee, the State Committee on Ecology and the Use of Nature execute the powers of “the relevant executive authorities of the Azerbaijan Republic” stipulated in Article 17 of this Code; the Cabinet of Ministers of the Nakhchivan Autonomous Republic shall execute the powers of “relevant executive authorities of the Nakhchivan Autonomous Republic” stipulated in that article;
  - that the Cabinet of Ministers of the Azerbaijan Republic, the Cabinet of Ministers of the Nakhchivan Autonomous Republic, Ministries, State Committees, head offices and local executive authorities of the Azerbaijan Republic shall execute the powers of “the relevant executive authorities” stipulated in the third part of Article 26 of this Code;
  - that the Cabinet of Ministers of the Azerbaijan Republic shall execute the powers of “the relevant executive authorities” stipulated in the second part of Article 23 of this Code taking into account the proposals of the Committee on Land Improvement and

Water Economy at the Cabinet of Ministers, the State Geological and Mineral Reserves Committee, the State Committee on Ecology and the Use of Nature and local executive authorities;

- that the Committee on Land Improvement and Water Economy at the Cabinet of Ministers, the State Geological and Mineral Reserves Committee and the State Committee on Ecology and the Use of Nature shall execute the powers of “the relevant executive authorities” stipulated in the third part of Article 12, the third part of Article 74, the second part of Article 83, and the first part of Article 104 of this Code;
- that the Committee on Land Improvement and Water Economy at the Cabinet of Ministers and the State Geological and Mineral Reserves Committee shall execute the powers of “the relevant executive authorities” stipulated in the third part of Article 21, third part of Article 22, the second and the fourth parts of Article 26, the second part of Article 41, the second part of Article 42, the fourth part of Article 47, Article 60, the first part of Article 83, and the second part of Article 90;
- that the Committee on Land Improvement and Water Economy at the Cabinet of Ministers, the State Geological and Mineral Reserves Committee and the State Hydrometrological Committee shall execute the powers of “the relevant executive authorities” stipulated in the third part of Article 24 of this Code;
- that the State Committee on Ecology and the Use of Nature and the Ministry of Health shall execute the powers of “the relevant executive authorities” stipulated in Article 27 of the same Code;
- that the State Committee on Ecology and the Use of Nature, the Ministry of Health and local executive authorities execute the powers of “the relevant executive authorities” stipulated in the third part of Article 36 of this Code;
- that the State Geological and Mineral Reserves Committee shall execute the powers of “the relevant executive authorities” in the second part of Article 48, and in the first and the fourth parts of Article 88 of this Code;
- that the State Committee on Ecology and the Use of Nature, the Ministry of Health, the State Veterinary Committee, the Committee on Land Improvement and Water Economy at the Cabinet of Ministers and local executive authorities shall execute the powers of “the relevant executive authorities” stipulated in Article 56 of this Code;
- that the State Committee on Ecology and the Use of Nature and the Committee on Land Improvement and Water Economy at the Cabinet of Ministers shall execute the powers of “the relevant executive authorities” stipulated in the first part of Article 77 and the first part of Article 79 of this Code;
- that the Committee on the Land Improvement and Water Economy at the Cabinet of Ministers shall execute the powers of “the relevant executive authorities” stipulated in the third part of Article 66, the second part of Article 68, the second part of Article 86, the first part of Article 87 and the second part of Article 93 of this Code;
- that the “Azerbaliq” (Azerfish) State Fishing Economy Concern shall execute the powers of “the relevant executive authorities” stipulated in the second Paragraph of Article 71 of this Code;
- that the Committee on Land Improvement and Water Economy at the Cabinet of Ministers execute the powers of “the relevant executive authorities” stipulated in the fourth and fifth parts of Article 75 of this Code;
- that the State Committee on Ecology and the Use of Nature, the State Geological and Mineral Reserves Committee and local executive authorities shall execute the powers of “the relevant executive authorities” stipulated in the fourth part of Article 93 of this Code:

- that local executive authorities shall implement the powers of “the relevant executive authorities” stipulated in the forth part of Article 36, the third and the forth parts of Article 58, and the third and forth parts of Article 92 of this Code.
3. the Cabinet of Ministers of the Azerbaijan Republic:
- approve within two months the procedure for the development, agreement, State examination, approval and implmentation of schemes on the comprehensive use and protection of water reserves stipulated in the forth part of Article 22 of the Water Code of the Azerbaijan Republic;
  - approve within a month the State registration rules of waters stipulated in the forth part of Article 25 of the same Code;
  - approve the procedure for the implementation of the State control on the use and protection of water bodies within a month stipulated in the second part of Article 28 of this Code;
  - approve within two months the normalization (standardization) procedure with respect to the use and protection of water bodies stipulated in the second part of Article 29 of this Code;
  - approve within two months the procedure for the preparation and implementation of limits on the use of water stipulated in the second part of Article 39 of this Code;
  - approve within two months a statute about using water bodies for recreation and sport purposes stipulated in the forth part of Article 50 of this Code;
  - determine within two months the procedure for internal economy and general system plans on the use of water stipulated in the second part of Article 52 and in the third part of Article 53 of this Code;
  - approve within a month the procedure for using water bodies for hydroenergetical reserves stipulated in the first part of Article 63 of this Code;
  - approve within two months the procedure for the use of water bodies for the needs of fishing and hunting economies stipulated in Article 73 of this Code;
  - approve within a month the inclusion of specially protected water bodies in relevant categories stipulated in the seventh part of article 74 of this Code;
  - approve within a month the procedure for determining sizes, borders and the use of water protection zones and of their protection strands (shore strips) stipulated in the fifth part of Article 82 of this Code;
  - approve within a month the procedure for the determining of sites for the building of enterprises, installations and other facilities affecting the condition of waters, coordinating their construction projects, their state examination and operation stipulated in the forth part of Article 94 of this Code.
4. the Committee on Land Improvement and Water Economy at the Cabinet of Ministers, the State Geological and Mineral Reserves Committee, the State Committee on Ecology and the Use of Nature solve within a short period of time any issues included in their authorities by virtue of this Decree and the Water Code of the Azerbaijan Republic.

Heydar Aliyev  
The President of the Azerbaijn Republic  
Baku, 13 March 1998