

DECREE OF THE PRESIDENT OF THE REPUBLIC OF AZERBAIJAN
On establishment of the
“Space Agency of the Republic of Azerbaijan (Azercosmos)” Public Legal Entity

Guided by paragraph 32 of Article 109 of the Constitution of the Republic of Azerbaijan, in order to continue the success and development in the field of space activities in the Republic of Azerbaijan, to make the most of our country benefiting from the rapid technological progress ongoing in the world, to improve governance, regulation, coordination and control mechanisms in the field of space activities, **I decide:**

1. On the basis of “Azercosmos” Open Joint-Stock Company, to create the “Space Agency of the Azerbaijan Republic (Azercosmos)” Public Legal Entity (herein after referred as “Agency”) under the Ministry of Digital Development and Transport of the Republic of Azerbaijan.
2. The Agency is the legal successor of “Azercosmos” Open Joint-Stock Company; the rights and obligations of the Company, as well as its property are passed to the Agency.
3. To determine that:
 - 3.1. The Agency is a public legal entity that participates in the formation and implementation of the state policy in the field of space activities, performs regulation, monitoring in that field and functions of the national and public importance in launching into orbit, control and operation of satellites with telecommunications, Earth observation and other missions, participates in international space projects, cooperates with relevant international organizations and governmental bodies of foreign countries in the field of peaceful use of space;
 - 3.2. Expenditures for organizing and maintaining the Agency’s activities shall be financed from receivables obtained from the satellite services and other sources not prohibited by law;
 - 3.3. Executive Board consisting of 3 (three) members - the Chairman and 2 (two) vice-Chairmen - shall be established to govern the Agency’s activities.
4. To entrust the implementation of the powers of the Agency’s founder to the following bodies:
 - 4.1. The President of the Republic of Azerbaijan:
 - 4.1.1. establishment of the governing bodies;
 - 4.1.2. Appointment and dismissal of the Chairman of the Agency’s Executive Board;
 - 4.1.3. Reorganization and liquidation of the Agency.
 - 4.2. The Cabinet of Ministers of the Republic of Azerbaijan:
 - 4.2.1. with consent of the President of the Republic of Azerbaijan, approval of the Agency’s charter and determination of the amount of its charter fund, amending them;
 - 4.2.2. Approval of the Agency’s structure;
 - 4.2.3. Making a decision on transferring the Agency's profits to the state budget in accordance with Article 3.3 of the Law of the Republic of Azerbaijan “On Public Legal Entities”.
 - 4.3. The Ministry of Digital Development and Transport of the Republic of Azerbaijan (hereinafter referred to as “the Ministry”):
 - 4.3.1. Appointment and dismissal of the vice-Chairmen of the Agency’s Executive Board;

- 4.3.2. Determining the Agency's development directions, approval of its annual financial statements;
 - 4.3.3. Giving consent to Agency to establish, or participate in business companies, to establish offices, branches and representative offices;
 - 4.3.4. Giving consent to Agency to conclude a transaction in the amount exceeding 25 (twenty five) percent of its net assets value (transaction of special significance), as well as a related-party transaction in the value which is 5 (five) percent or more of the Agency's assets.
- 4.4. The Agency:
- 4.4.1. determining the labour remuneration fund, employees' salaries (wages, salary supplements, bonuses and other payments).
5. "Azercosmos" Open Joint-Stock Company shall continue its activities until the date of the Agency's state registration in accordance with the procedure established by the Law of the Republic of Azerbaijan "On State Registration and State Register of Legal Entities".
6. The Cabinet of Ministers of the Republic of Azerbaijan:
- 6.1. with consent of the President of the Republic of Azerbaijan, to approve the charter and structure of the Agency within two months;
 - 6.2. within one month from the date of the Agency's state registration, to ensure the transfer of the property from the "Azercosmos" Open Joint-Stock Company's balance sheet to the Agency's balance sheet;
 - 6.3. within three months, to submit to the President of the Republic of Azerbaijan the proposals on bringing the acts of the President of the Republic of Azerbaijan into compliance with this Decree;
 - 6.4. within three months, to ensure compliance of normative legal acts of the Cabinet of Ministers of the Azerbaijan Republic with this Decree and to inform the President of the Azerbaijan Republic;
 - 6.5. within five months, to monitor over making the central executive bodies' normative legal acts and normative acts compliant with this Decree and to inform the President of the Azerbaijan Republic upon implementation;
 - 6.6. to resolve other issues arising from this Decree.
7. The Ministry:
- 7.1. within two months, to submit drafts of the charter and structure of the Agency, as well as proposals about the amount of its charter fund to the Cabinet of Ministers of the Republic of Azerbaijan;
 - 7.2. to take actions in accordance with the Law of the Republic of Azerbaijan "On state registration and state register of legal entities" for purpose of recording the Agency into the state registration within three days after the approval of its charter;
 - 7.3. to resolve other issues arising from this Decree.

Ilham Aliyev,

The President of the Republic of Azerbaijan

Baku city, April 27, 2021

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