

Putin's decree on the procedure for paying for Russian gas by foreign buyers. Full text

Moscow. March 31. INTERFAX. Russian President Vladimir Putin has signed a decree "On a special procedure for foreign buyers to Fulfill Their Obligations to Russian Natural Gas Suppliers," the Kremlin's press service reported.

Transmitting the full text of the document:

"In addition to the measures provided for by Presidential Decrees No. 79 of February 28, 2022 "On the application of Special Economic Measures in connection with Unfriendly Actions of the United States of America and Foreign States and International Organizations that have Joined Them", and No. 81 of March 1, 2022 "On Additional Temporary Economic Measures to Ensure Financial Stability of the Russian Federation". Stability of the Russian Federation", No. 95 of March 5, 2022 "On the Temporary Procedure for Fulfilling Obligations to Certain Foreign Creditors" and of March 18, 2022. No. 126 "On additional temporary measures of an economic nature to ensure the financial stability of the Russian Federation in the field of currency regulation", I hereby decree:

- Set that from April 1, 2022:

a) payment for deliveries of natural gas in a gaseous state (hereinafter referred to as "natural gas") carried out after April 1, 2022 by residents - participants in foreign economic activity who, in accordance with Federal Law No. 117 - FZ of July 18, 2006 "On Gas Export", have the exclusive right to export natural gas in a gaseous state (hereinafter referred to as "Natural gas"); Russian suppliers), made in rubles:

under foreign trade contracts for the supply of natural gas (hereinafter - contracts for the supply of natural gas) concluded with foreign persons, if the supply of natural gas is carried out in foreign countries that commit unfriendly actions against the Russian Federation, Russian legal entities and individuals;

under contracts for the supply of natural gas concluded with foreign persons whose place of registration is foreign states that commit unfriendly actions against the Russian Federation, Russian legal entities and individuals;

b) further supply of natural gas by the Russian supplier to the foreign persons named in the second and third paragraphs of subitem "a" of this paragraph (hereinafter referred to as - foreign buyers), under a contract for the supply of natural gas, if the deadline for payment of the gas delivered under this contract has come, the foreign buyer has not made payment or made it in foreign currency, and (or) not in full, and (or) to an account in a bank that is not an authorized bank in accordance with paragraph 2 of this Decree, and such delivery is carried out to foreign countries that commit unfriendly actions against the Russian Federation, Russian legal entities and individuals. Information on compliance with the payment procedure for natural gas supply established by this Decree is submitted to the customs authority. When the customs body receives information about a violation of this procedure, the customs body decides to prohibit such delivery.

- Joint-Stock Company Gazprombank, which is an authorized bank for the purposes of this Decree (hereinafter referred to as the authorized bank), opens special ruble accounts of the "K" type and special currency accounts of the "K" type for settlements for natural gas supplied on the basis of applications from foreign buyers.

- The authorized bank has the right to open special ruble accounts of the "K" type and special currency accounts of the "K" type without the personal presence of a representative of the foreign buyer. The authorized bank identifies a

new customer - a foreign buyer, its representative, beneficiary, and beneficial owner - in accordance with the requirements of the Federal Law of August 7, 2001. Federal Law No. 115-FZ "On Countering the Legalization (Laundering) of Proceeds from Crime and the Financing of Terrorism" and regulatory acts of the Central Bank of the Russian Federation adopted in accordance with it, based on documents available in the current circumstances and information about these persons, no later than 45 days after the opening of a special K-type ruble account for such a client."and a special currency account of type "K".

- Until amendments are made to the Tax Code of the Russian Federation and other federal laws, special ruble accounts of the "K" type and special currency accounts of the "K" type are not subject to paragraph 12 of Article 76, paragraph 1 of Article 86 of Part One of the Tax Code of the Russian Federation and part 27 of Article 77 of the Federal Law of August 3, 2018. No. 289-FZ "On Customs Regulation in the Russian Federation and on Amendments to Certain Legislative Acts of the Russian Federation".

- It is not allowed to suspend operations on a special ruble account of the "K" type and a special currency account of the "K" type, to seize or write off funds held in these accounts, as part of the fulfillment of obligations of a foreign buyer that are not related to payment under a contract for the supply of natural gas.

- The foreign buyer transfers funds to a special currency account of type "K" in the foreign currency specified in the contract for the supply of natural gas, and the authorized bank, on the basis of the order of the foreign buyer received in accordance with the procedure established by the rules of the authorized bank, sells foreign currency received from the foreign buyer to such an account at organized auctions held by public Joint Stock Company "Moscow Exchange MICEX - RTS", transfers the proceeds in rubles to a special ruble account of the "K" type of this foreign buyer and transfers the credited funds in rubles to the ruble account opened by the Russian supplier in an authorized bank.

- The obligation to pay for the supply of natural gas by a foreign buyer in accordance with subparagraph "a" of paragraph 1 of this Decree is considered fulfilled from the moment of crediting funds received from the sale of foreign currency made in accordance with paragraph 6 or subparagraph "a" of paragraph 10 of this Decree to the ruble account opened by the Russian supplier in an authorized bank.

- If a foreign buyer has transferred the obligation to pay for the supply of natural gas to another person, it fulfills this obligation in accordance with the procedure established by this Decree.

- Grant the Government Commission for Control over Foreign Investment in the Russian Federation the authority to issue permits for foreign buyers to fulfill their obligations to Russian suppliers to pay for natural gas supplies without complying with the procedure established by this Decree.

- Grant the following powers to the Board of Directors of the Central Bank of the Russian Federation::

a) determine the procedure for selling foreign currency other than that provided for in paragraph 6 of this Decree;

b) establish the regime of a special ruble account of the "K" type and the regime of a special currency account of the "K" type.

- The Government of the Russian Federation shall, within 10 days, approve the procedure for issuing permits provided for in paragraph 9 of this Decree by the Government Commission for Control over Foreign Investment in the Russian Federation.

- The Board of Directors of the Central Bank of the Russian Federation shall, within 10 days, adopt decisions necessary for exercising the powers provided for in subitem "b" of item 10 of this Decree.

- Decisions of the Board of Directors of the Central Bank of the Russian Federation provided for in this Decree are subject to official publication in accordance with Article 7 of Federal Law No. 86-FZ of July 10, 2002 "On the Central Bank of the Russian Federation (Bank of Russia)".

- Grant the Central Bank of the Russian Federation the right to give official explanations on the application of this Decree.

- The Federal Customs Service, in coordination with the Central Bank of the Russian Federation and with the participation of an authorized bank, shall approve within 10 days the procedure for submitting information on compliance with the payment procedure for natural gas supplies to the customs body in accordance with subitem "b" of item 1 of this Decree.

- Recommend that the authorized bank determine the rules in accordance with paragraph 6 of this Decree within 10 days.

"This Decree comes into force on the day of its official publication."

[Vladimir Putin](#)