



ქვეყნული გაეროს განყოფილებასთან და სხვა
საერთაშორისო ორგანიზაციებთან
საქართველოს მუდმივი წარმომადგენლობა

MISSION PERMANENTE DE LA GÉORGIE
AUPRÈS DE L'OFFICE DES NATIONS
UNIES ET DES AUTRES ORGANISATIONS
INTERNATIONALES À GENÈVE

N° 49/34023
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Dear Mr. Chairperson,

In response to your letter (Ref. No. SPB/SUD/UH/ff), dated 10 June 2015, I have the honour to transmit herewith enclosed reply of the Ministry of Economy and Sustainable Development of Georgia to the questionnaire on the implementation of the Guiding Principles on Business and Human Rights: The role of States as economic actors.

Please accept, Mr. Addo, the assurances of my highest consideration.

Annex: 1 page

Respectfully


Irakli Jgenti
Charge d'Affaires ad interim

To Mr. Michael K. Addo
The Chairperson of the Working Group on
the issue of Human rights and transnational
corporations and other business enterprises
Office of the UN High Commissioner for Human Rights
Geneva

**Response by the Ministry of Economy and Sustainable Development of Georgia to the
questionnaire on the roles and responsibilities of States as economic actors**

B. Business enterprises owned or controlled by the State

1. Business operation and function procedures of enterprises in Georgia are regulated by the following legislative acts:

- Law of Georgia on Entrepreneurs
- Ordinance N174 of the Government of Georgia dated April 12 2011 on approval of the statute of decision-making commission on allocation and usage of profit from state owned Enterprises
- Order № 1-1/1596 of the Minister of Economy and Sustainable Development on the identification of certain forms for the privatization of state-owned stocks and shares, and approval of their transfer to other entities by the enterprise management agency
- Order N1-1/1732 of the Minister of Economy and Sustainable Development of Georgia, dated September 29, 2010 on approval of the rule of disposal of the fixed assets in the capital and/or balance sheet of the companies established with more than 50% government shareholdings
- Order N1-1/2044 of the Minister of Economy and Sustainable Development of Georgia, dated December 27, 2010 on approval of the statute on rule of liquidation of the companies with more than 50% shareholdings of the government/local self-government authority.

In addition, implementation of respect for human rights by enterprises that are owned or controlled by the state is regulated by relevant terms of Constitution of Georgia, Georgian Civil Code and/or Georgian Labor Code and/or Georgian Law on Public Service; however, specific policies/regulations and/or guidance has not been elaborated toward the abovementioned issue.

2. The issue of respect for human rights protection with regard to joint ventures is regulated in accordance with relevant terms of Georgian Legislature. No specific policies/regulations and/or guidance has been elaborated toward the mentioned issue.

5. The issue of respect for human rights by enterprises owned or controlled by the State is regulated under provisions of Georgian Constitution, Georgian Labor Code, Georgian Law on Public Service, Georgian Civil Code and other legislative acts, which envisage obligation for any organization/employer, *inter alia*, for enterprises owned or controlled by the State to respect human rights; it must be mentioned that, there is no specific approach regarding human rights responsibilities of business enterprises owned or controlled by the state and all the legislative rules which set obligation to respect human rights are applied to the abovementioned enterprises.