

**Kazakhstan LGBT assessment
Transgender Law
December 2006**

Verbatim translation by Anna Kirey

**Order of the Minister of Health of the Republic of Kazakhstan 3 June 2003.
No. 435 ‘On the guidelines of medical investigation of people with gender
identification disorders’**

With the purpose of realization of a decision of the government of Kazakhstan of 22 May 1999 No. 620 on ‘Establishing of a Decree about the order of changing, restoring and annulling the records of civil status, form of the registration of acts of civil status and forms of civil status acts registration and forms of certificates issued based on the records in the books, and on the Guidelines of the order of registration of civil status acts in Republic of Kazakhstan’, on solving the complaints, statements and referrals of citizens on the issues of gender identity disorders, I order to:

1. Confirm the enclosed:
 - 1) Guidelines of medical investigation of persons with gender identity disorders;
 - 2) List of medical tests and medical documents necessary for medical confirmation of the persons with gender identity disorders;
2. To the Director of the Republican scientific practical center of psychiatry, psychotherapy and narcology (later (in the text) - Center).
 - 1) Establish a special commission in the Center for medical investigation of persons with gender identity disorders;
 - 2) Provide a comprehensive medical investigation of the persons with gender identity disorders in the Center;
 - 3) Design the indications and contra-indications on the change of passport (social) sex and/or biological sex (surgical correction) and adding the necessary corrections to the Records of the Acts of civil status.
 - 4) Vice-Minister S. Dikanbaeva to be in charge of the control on implementation of the Order.
 - 5) This Order enters into force from the day of its state registration in the Ministry of Justice of the Republic of Kazakhstan.

Minister

J.A. Doskaliev

**Confirmed by Order of the Minister of Health of the Republic of Kazakhstan
of 3 June 2003 No. 435
'On the guidelines of medical investigation of people with sex identification
disorders'**

Guidelines for medical investigation of persons with gender identity disorders

1. Defining presence or absence of the gender identity disorder in the investigated person is an exclusive competence of a psychiatrist.
2. Individual medical investigation (confirmation) with a goal of identifying the gender identity disorder is conducted through an in-hospital stay under the conditions of the Center only following the written statement of the person who is to be investigated.
3. The Center conducts investigations of the psychiatric, neurological and somatic conditions of the person within 30 days.
4. After the end of the investigation the person with gender identity disorder is to be presented at the special commission of the Center which makes a conclusion about health condition and recommendations in relation to change of the social (passport) or biological (surgical correction) sex.
5. The conclusion statement based on medical investigation of the person with gender identity disorder and recommendations made about the change of social sex with the consent of the person is sent to the department of records of the acts of civil status of the department of Justice at the place of residence in an enclosed confirmed form.
6. Registration of the conclusions (*spravkas*) about the result of medical investigation of a person with gender identity disorder should be conducted in the defined order.
7. The right of signing the conclusion document about the results of medical investigation of the person with gender identity disorder belongs to the director of Center. The (director's) signature should be sealed with an official stamp.
8. The conclusion document (*spravka*) about the results of medical investigation of the person with gender identity disorder should contain all the contact information of the institution including postal and a prohibition of disclosure, copying, sending or issuing of the information in the conclusion.
9. During the conduct of medical investigation of the person with gender identity disorder and informing about the investigation the legislative and legal acts should be consulted.

Annexes to the ‘**Guidelines of medical investigation of people with gender identification disorders**’.

Republican scientific practical center of psychiatry, psychotherapy and narcology
(postal and other information)

For whom _____ (name of the addressee)

Spravka (Certificate)

We note that citizen _____ (full name)
of _____ (year of birth), with legal residence at
_____ as investigated in the Republican scientific
practical center of psychiatry, psychotherapy and narcology.

Conclusion

Recommendations

Director of Republican scientific practical center of psychiatry, psychotherapy and
narcology

Signature, stamp.

**Confirmed by the Order of the Minister of Health of the Republic of Kazakhstan
of 3 June 2003 No. 435**

**‘On the guidelines of medical investigation of people with sex identification
disorders.’**

**List of tests and medical documents necessary for medical investigation of
persons with gender identity disorder.**

1. Common clinical blood and urine tests
2. Blood test on Wasserman reaction, HIV
3. Biochemical blood test (liver tests, LACTOBACILLUS ACIDOPHILUS -
or Albuminous fractions- test)
4. X-ray of skull in two projections
5. 17-cestosteroids, common estrogens, testosterone, prolaktin, luteinizing
hormone, follicle-stimulating hormone
6. Defining caryotype and genetic makeup
7. Conclusion of sexopathologist
8. Conclusion of endocrinologist
9. Conclusion of psychologist
10. Notes from a medical registration chart of the patient with indication of
specific data from being monitored by the sexopathologist, psychiatrist,
psychologist and other objective information.
11. Notes from medical chart of the in-hospital patient of the psychiatric
institution

NOTE: additional investigations are permitted based on specialist referral.