

State of Emergency Measures

Review of the main legal acts and/or amendments therein related to the measures to be implemented in connection with the prevention of the coronavirus



On 21 March 2020, by the virtue of the Decree of the President of Georgia, the state of emergency was declared throughout the whole territory of Georgia. For the purpose of the enforcement of the Decree, the Government of Georgia has adopted various legal acts related to the measures to be implemented in connection with the prevention of the spread of the coronavirus (COVID-19) in Georgia.

KPMG Georgia hereby joins the active information campaign of KPMG global network of member firms in order to decrease the negative impact of the pandemic on the business and society.

Information is provided as of 30 April 2020.

KEY TAKEAWAY

- On 21 March 2020, the state of emergency throughout the whole territory of Georgia was declared that was later prolonged till 22 May 2020
- Certain rights defined by the Constitution of Georgia were restricted for the period of the state of emergency
- Monetary fines and/or criminal charges are established for the violation of the state of emergency rules
- It is prohibited to enter or exit Tbilisi, Rustavi, Kutaisi and Batumi (subject to exceptions)
- The movement of persons on foot or by a vehicle is prohibited from 21:00 to 06:00. Physical persons are required to carry an identity document anytime they go out
- Different rules were defined for the provision of public services

Government of Georgia has adopted following restrictions:

- Economic restrictions
- Restrictions on movement and transportation
- Property right restrictions
- Restriction of assemblies and demonstrations
- Restrictions related to the educational process, culture and sports

Economic Restrictions

KEY TAKEAWAY



- All economic activities are restricted except for the list of economic activities determined by the Government of Georgia
- Listed economic activities shall be carried out in accordance with the recommendations issued by the Ministry of Internally Displaced Persons from the Occupied Territories, Labor, Health and Social Affairs of Georgia
- Permission to carry out listed economic activities may be obtained through the submission of an application to the relevant state bodies
- The activities of restaurants and catering services shall be permitted only through delivery services or drive-through services without allowing customers into the retail space

Movement and Transportation Restrictions

KEY TAKEAWAY



- International and local air, land and sea transport services have been restricted for the period of the state of emergency subject to the specifically defined exceptions
- The movement of more than 3 persons (including drivers) in a vehicle is prohibited for the duration of the state of emergency
- Persons aged 70 and over are prohibited from leaving their actual/registered places of residence subject to the specifically defined exceptions

Property Right Restrictions

KEY TAKEAWAY



- Legal and natural persons, who own and/or are able to provide hotel and similar accommodation services, or who are able to provide carriage and transportation by air and/or road, are obliged to, upon request, permit the use of their property and material resources for the state of emergency purposes

Restriction of Assemblies and Demonstrations

KEY TAKEAWAY



- Assemblies and/or demonstrations are prohibited for the duration of the state of emergency
- Gathering of more than 3 persons in public spaces is prohibited. When gathering in a closed public space, all persons are required to wear facial masks. For the latter purposes, a public space means any indoor or outdoor area, unless it is a space used by individuals for residential purposes
- The gathering of more than 3 persons is allowed where the permitted economic activities are carried out, but with a social distance of no less than 2 meters and with wearing of facial masks
- Social activities which involve the assembly of more than 3 physical persons (such as funeral repasts, wedding parties and similar activities) are prohibited

Restrictions related to the Educational Process, Culture and Sports

KEY TAKEAWAY



- The educational process is suspended in educational institutions until the cancellation of the state of emergency
- It is prohibited to conduct any type of cultural or sports activities during the state of emergency except for those conducted in remote forms
- All trainings, conferences, seminars and similar events are prohibited, except for those conducted in remote forms

Rules of Public Services during the State of Emergency

NATIONAL AGENCY OF PUBLIC REGISTRY

- From 15 April 2020, National Agency of Public Registry ('Agency') has started to provide distance services through the citizen's portal: my.gov.ge.
- Agency is entitled to request hard copies of the documentation related to the immovable property, mortgage/restriction of movable or intangible property. To submit documentation to the Agency interested parties are required to call on the hotline ((032) 2405405), agree on the visit and make the appointment
- Agency is authorized to collect hard copies of the documentation from the physical persons on their premises if a) applicant is over the age of 70; b) it is an exceptional case determined by the chairman of the Agency; delivery services may be requested by calling hotline ((032) 2405405)
- Running of time for correcting applications or submission of additional documentation or information is suspended for the period of the state of emergency
- Registration/amendment/termination of mortgage agreements involving financial institution as a contracting party needs to be submitted remotely to the Agency

NOTARY SERVICES

- For the duration of the state of emergency, temporary notary bureaus are established in different cities of Georgia (Tbilisi, Batumi, Kutaisi, Zugdidi, Akhalkalaki, Telavi, Ozurgeti, Rustavi, Gori)
- Working hours of temporary bureaus are Monday to Friday (except for holidays determined by the Organic Law of Georgia Labor Code of Georgia) from 08:00 to 14:00
- The list of notarial services, requiring permission of preliminary decision of the Board of the Notary Chamber of Georgia, are determined under the order of the Ministry of Justice of Georgia

ENFORCEMENT PROCEEDINGS

- Writ of execution/enforcement may be submitted via the citizen's portal my.gov.ge and/or info@nbe.gov.ge by e-mail
- The exchange of documents/information between the National Bureau of Enforcement and the applicant must be carried out electronically via my citizen's portal my.gov.ge or info@nbe.gov.ge
- When submitting documents electronically, it is necessary to provide creditor's telephone number, a copy of the ID card and bank details issued by the banking institution



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