



IN THE COURT OF FIRST INSTANCE
OF THE ASTANA INTERNATIONAL FINANCIAL CENTRE

12 May 2025

CASE No: AIFC-C/CFI/2023/0038

International Academy of Medicine and Sciences Limited Liability Partnership

Claimant

v.

State Institution "Health Department of Almaty Region"

Defendant

JUDGMENT

Justice of the Court:

Justice The Lord Faulks KC

ORDER

The Defendant pay to the Claimant: (1) The sum of 153,000,000 tenge, by way of Penalty and (2) Compensation and Investment Costs in the sum of 25,508.103 tenge.

JUDGMENT

1. This is an application for additional judgment in a case where I have already given judgment on the merits, after a trial.
2. I directed the parties that attempts should be made to agree the amount owing in Management Fees. They produced a Reconciliation Agreement which provided that 198,819,000 (One hundred and Ninety-eight Million, eight hundred and Nineteen Thousand) tenge is payable by the Defendant to the Claimant ("the agreed sum").
3. The Defendant objects to the application for judgment in respect of this sum. It is said, that, notwithstanding the Reconciliation Agreement, there should not be judgment until any "Defects" had been identified and adjustments made to the Management Fees owing.
4. This argument mirrors one which was advanced during the trial. I rejected it then and I do not consider that there are any reasons to reduce the sum from that claimed.
5. I accordingly give judgment for the agreed sum.
6. I also order that the Defendant pay to the Claimant: (1) The sum of 153,000,000 tenge, by way of Penalty and (2) Compensation and Investment Costs in the sum of 25,508.103 tenge.

By the Court,

The Lord Faulks KC,
Justice, AIFC Court

Representation:

The Claimant was represented by Mr Sergei Vataev, Mr. Ilya Kirichenko and Mrs. Yelena Dvoretzkaya-Yusupova, Advocates, Legit Advocates' Bureau, Almaty, Republic of Kazakhstan.

The Defendant was represented by Mr Valery Lim, Deputy Head of the State Institution "Health Department of Almaty Region", Republic of Kazakhstan.