



## LEGISLATIVE MONITORING IN THE AREA OF MIGRATION AND BORDER MANAGEMENT for July 2017

| Legislative act or draft   | Status (date of approval/further consideration) | Short overview  |
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| <a href="#">Draft Law of Ukraine "On amendments to certain legislative acts of Ukraine on engineering and technical equipping and maintenance of the state border" (No. 6777 of 21 July 2017, Cabinet of Ministers of Ukraine)</a>   | Provided for review on 25 July 2017             | The purpose of the draft law is to create the proper conditions for the engineering and technical equipping of the state border of Ukraine with the adjacent states, first of all with the Russian Federation, in order to ensure that the State Border Guard Service (SBGS) of Ukraine performs tasks on protection of the state border by means of legal regulation of the size of land plots, provided to the bodies of the SBGS of Ukraine for the construction and maintenance of engineering and technical structures, fences, border signboards, border cuttings, communications and other objects of the border infrastructure. |
| <a href="#">Draft Law of Ukraine "On amendments to Article 21-4 of the Law of Ukraine "On military duty and military service" (regarding the improvement of certain issues of payment of one-time cash assistance in the event of death, disability or partial disability without the establishment of a foreigner's or stateless person's serving in the Armed Forces of Ukraine permanent disability) (No. 6689 of 12 July 2017, S.V. Pashynskiy, I.Y. Vinnyk, T.M. Chornovol)</a> | Provided for review on 13 July 2017             | The draft law proposes to set the size of one-time cash assistance for all servicemen of the Armed Forces at the same level by increasing the amount of such assistance to foreigners and stateless persons serving in the Armed Forces of Ukraine.   |
| <a href="#">Draft Law of Ukraine "On amendments to the Law of Ukraine "On touring activities in Ukraine" (regarding the peculiarities of organizing and conducting touring activities in Ukraine with the participation of citizens of an aggressor country) (No. 6682 of 11 July 2017, O. V. Medunytsia, I. A. Artyushenko, S.Y. Rudyk and others)</a>  | Provided for review on 13 July 2017             | In particular, it is proposed to supplement the Law of Ukraine "On touring activities in Ukraine" with a new rule, according to which in the case a citizen of an aggressor country is a touring event participant, the organizer shall submit to the Security Service of Ukraine, not later than 30 days before the day of the tour, request for information on the presence or absence of legal grounds for preventing the citizen of the aggressor country from participating in the specified tour event.   |

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| <p><a href="#">Draft Law of Ukraine "On amendments to certain legislative acts of Ukraine on the identification of a person for the registration, issue, exchange, recognition as invalid and destruction of documents confirming the citizenship of Ukraine, certifying a person or his/her special status, as well as exemption from payment of an administrative fee for the registration of such documents of persons injured as a result of occupation or armed conflict" (No. 6630-1 of 6 July 2017, N.V. Veselova)</a></p> | <p>Included to the agenda on 13 July 2017</p>  | <p>The purpose of the draft law is to improve the mechanism of identification of the person, verification of the person and checking person's identity when making biometric documents, normative consolidation of the powers of the State Migration Service of Ukraine in terms of obtaining information on the person from existing state and unified registers, other information bases owned by the state or enterprises, institutions (banking institutions) and organizations. The draft also aims at facilitating the receipt of documents of Ukraine confirming the citizenship of Ukraine, certifying the person or his/her special status by the persons from the uncontrolled territory and from the Autonomous Republic of Crimea and the city of Sevastopol.</p>  |
| <p><a href="#">Draft Resolution of the Verkhovna Rada of Ukraine "On the establishment of a deputy working group on the investigation of the situation with the legality of acquiring and depriving citizenship of Ukraine of Mykhail Nikholozovych Saakashvili" (No. 7012 of 31 July 2017, S.M. Kaplin)</a></p>  | <p>Provided for review on 3 August 2017</p>  | <p>The draft proposes to create a deputy working group to investigate the lawfulness of the acquisition in May 2015 and the deprivation of citizenship of Ukraine of M.N. Saakashvili in July 2017, the former head of Odesa regional state administration. According to various sources of information, during the completion of the questionnaire on obtaining the citizenship of Ukraine M.N. Saakashvili provided false information, due to which he was deprived of citizenship. At the same time, Saakashvili himself refutes such information.</p>  |
| <p><a href="#">Law of Ukraine "On ratification of the Third Additional Protocol and the Fourth Additional Protocol to the European Convention on Extradition" of 7 June 2017 No. 2090-VIII</a></p>  | <p>Enters into force from the day when the Law of Ukraine "On amendments to the Criminal Procedural Code of Ukraine in connection with the ratification of the Third Additional Protocol and the Fourth Additional Protocol to the European Convention on Extradition" enters into force</p> | <p>The ratification of the Third and Fourth Additional Protocols to the European Convention on Extradition will make it possible to use the procedure for the simplified extradition of a person, and will also contribute to the improvement and modernization of the practical application of the norms of the Convention, will enable the competent authorities of the Contracting Parties to optimize cooperation on extradition issues through the use of modern forms and procedures for interaction. Both Protocols contain provisions on the conditions for transit transportation through the territory of one of the Contracting Parties, in particular, the request for transit transportation, which must contain the identity of the person to be extradited, including his/her citizenship or citizenships, if any. The transit of the extradited person can not be effected through any territory where</p> |

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|   |                                    | there is reason to believe that his/her life or freedom may be threatened on the basis of race, religion, nationality or political beliefs.   |
| <a href="#">Law of Ukraine "On ratification of the Agreement (in the form of an exchange of notes) between the Cabinet of Ministers of Ukraine and the Government of the Republic of Slovenia on carrying out paid activities by family members of the staff of diplomatic missions, consular offices and representations at the international organizations" of 7 June 2017, No. 2089-VIII</a> | Entered into force on 18 July 2017 | Approval of the draft Law will facilitate further realization of the right to work, maintaining of the level of qualification and getting opportunities for further professional development by family members of the staff of diplomatic missions and consular offices of Ukraine in the Republic of Slovenia and vice versa. The ratification of the Agreement will simplify the procedure for the employment of this category of persons and create, on a reciprocal basis, the legal grounds for the employment of family members of employees of the diplomatic service. |
| <a href="#">Resolution of the Cabinet of Ministers of Ukraine of 19 July 2017 No.544 "On amendments to the Procedure for entry into and exit from the temporarily occupied territory of Ukraine"</a>  | Entered into force on 29 July 2017 | The resolution, in particular, simplified the mechanism for crossing the administrative boundary for persons who provide legal protection, as well as representatives of independent human rights missions. It is foreseen to provide a special permit for crossing an administrative border with the temporarily occupied territory of Ukraine for this category of persons. Such permits will be issued on the basis of the powers entrusted to the Ministry for Temporary occupied territories and internally displaced persons, and solely upon its request or consent.   |
| <a href="#">Resolution of the Cabinet of Ministers of Ukraine of 12 July 2017 No.503 "On approval of the Agreement between the Cabinet of Ministers of Ukraine and the Government of Hungary on the maintenance of road border bridges at the Ukrainian-Hungarian border"</a>   | Entered into force on 19 July 2017 | The decision will promote creation of a legal basis for the operation of road border bridges at the Ukrainian-Hungarian state border in order to keep them in an appropriate transport and operational condition.   |
| <a href="#">Resolution of the Cabinet of Ministers of Ukraine of 4 July 2017 No.477 "On amendments to paragraph 3 of the Procedure for processing of applications for the change of the name (last name, given name and paternal name) of an individual"</a>  | Entered into force on 15 July 2017 | The document, in particular, provides for the possibility, when changing the name of the fourteen-year applicant, to present a passport of a citizen of Ukraine to establish his/her identity and confirm his/her citizenship, and not a birth certificate and a residence certificate as it used to be before. Thus, specified Procedure is brought in accordance with the Law of Ukraine "On the Unified state demographic register and documents confirming the citizenship of Ukraine, certifying the person's identity or his/her special status".                       |

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| <p><a href="#">Resolution of the Cabinet of Ministers of Ukraine of 4 July 2017 No. 453 "On amendments to the Procedure for the provision of monthly targeted assistance to internally displaced persons to cover the cost of living, including housing and public utilities"</a></p>                                | <p>Entered into force on 7 July 2017</p>  | <p>The government has raised the amount of monthly targeted assistance to cover living expenses, including housing and public utilities for children with disabilities from the number of internally displaced persons to the subsistence minimum. The document also envisages provision of the right to receive assistance to servicemen from among internally displaced persons, who protect the independence, sovereignty and territorial integrity of Ukraine and are directly involved in anti-terrorist operations, and their family members, regardless of whether they have dwelling premises.</p>   |
| <p><a href="#">Decree of the Cabinet of Ministers of Ukraine of 12 July 2017 No.474-r "On signing Agreement between the Cabinet of Ministers of Ukraine and the Government of the Republic of Moldova on the readmission of persons and the Implementation protocol on the procedure for its implementation"</a></p> | <p>Entered into force on 12 July 2017</p> | <p>The Cabinet of Ministers approved the draft of the relevant Agreement and the Implementation Protocol on the procedure for its implementation. Head of the State Migration Service of Ukraine Maksim Sokoliuk is authorized to sign these documents. The implementation of these international treaties will allow identifying procedures for the reception and transfer of persons with irregular migration status located on the territories of Ukraine and the Republic of Moldova.</p>  |
| <p><a href="#">Decree of the Cabinet of Ministers of Ukraine of 12 July 2017 No.482-r "On approval of the State migration policy strategy of Ukraine for the period until 2025"</a></p>  | <p>Entered into force on 12 July 2017</p> | <p>The adopted act will determine the state migration policy for the period up to 2025, directions and ways of its implementation. The main objectives of this document are: reduction of administrative barriers for freedom of movement in Ukraine; creation of the necessary conditions for the return and reintegration of Ukrainian migrants into Ukrainian society; promotion of regular migration to Ukraine consistent with social policy and economic development of the country. In addition, the document provides for the improvement of border control of persons adapted to variable migratory flows and the possibilities of integrated border management; tightening control over compliance with migration laws within the country.</p> |
| <p><a href="#">Decree of the Cabinet of Ministers of Ukraine of 4 July 2017 No.436-r "On the redistribution of certain state budget expenditures provided for the Ministry of Internal Affairs for 2017"</a></p>   | <p>Entered into force on 4 July 2017</p>  | <p>The Government redistributed state budget expenditures for the Ministry of Internal Affairs for 2017. Adoption of this decision will allow providing the proper level of monetary support and organizing its timely payment to military personnel of the National Academy of the State Border Guard Service of Ukraine named after</p>  |

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|  |                                    | B. Khmelnytskyi in the amounts established by the legislation.  |
| <a href="#">Decree of the President of Ukraine of 24 July 2017 No. 190/2017 "On changes in the composition of the Commission under the President of Ukraine on Citizenship"</a>  | Entered into force on 27 July 2017 | The Decree changed the personal composition of the Commission under the President of Ukraine on Citizenship.  |
| <a href="#">Decree of the President of Ukraine of 11 July 2017 No. 183/2017 "On the decision of the National Security and Defense Council of Ukraine of 19 July 2017 "On urgent measures to finance the needs of the national security and defense of Ukraine in 2017"</a> | Entered into force on 13 July 2017 | It is being planned to make additional budget allocations for the Administration of the State Border Guard Service of Ukraine: - at the expense of the general fund of the State Budget of Ukraine for the provision of monetary support for servicemen in the amount of 160.0 million hryvnas; - at the expense of the special fund of the State Budget of Ukraine for the purchase of weapons and equipment in the amount of 700.0 million hryvnas, including purchase of means of identification - 300.0 million hryvnas, procurement of weapons and equipment - 100.0 million hryvnas, implementation of measures on engineering and technical equipping of the border - 300.0 million hryvnas. |
| <a href="#">Decree of the President of Ukraine of 5 July 2017, No. 177/2017 "On Amending the Decrees of the President of Ukraine No. 509 of 28 April 2011 and No. 1008 of 31 October 2011"</a>   | Entered into force on 8 July 2017  | By his Decree the President replaced the Representative of Ukraine on the issues of legal registration of the state border of Ukraine, as well as the personal composition of the delegations of Ukraine to participate in the meetings of the Joint Ukrainian-Russian Demarcation Commission, the Joint Ukrainian-Moldovan Demarcation Commission and the Joint Ukrainian-Belorussian Demarcation Commission.  |
| <a href="#">Decree of the President of Ukraine of 25 July 2017 No. 192/2017 "On the dismissal of V. Nazarenko from the position of Head of the State Border Guard Service of Ukraine"</a>  | Entered into force on 25 July 2017 | V.O. Nazarenko was dismissed from the position of Head of the State Border Guard Service of Ukraine, which he occupied since October 2014.  |
| <a href="#">Decree of the President of Ukraine of 25 July 2017 No. 195/2017 "On the appointment of P. Tsygykal as Head of the State Border Guard Service of Ukraine"</a>   | Entered into force on 25 July 2017 | P.O. Tsygykal, who served as Director of the Department of Operational Activities of the Administration of the State Border Guard Service of Ukraine, was appointed as Head of the State Border Guard Service of Ukraine.   |
| <a href="#">Order of the Ministry of Education and Science of Ukraine "On approval of the Changes to the Conditions for admission to studies at higher educational institutions of Ukraine in 2017" of 30 June 2017, No. 945, registered by the Ministry of Justice of</a> | Entered into force on 7 July 2017  | It was established that special conditions for participation in competitive selection for admission to higher education institutions on the basis of complete general secondary education are applied to persons whose place of residence is a  |



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| <p><a href="#">Ukraine on 3 July 2017 under No.813/30681</a></p>   |  | <p>temporarily occupied territory and who have received a document on full general secondary education.</p>   |
| <p><a href="#">Order of the Ministry of Interior of Ukraine "On approval of the Instruction on the organization of the duty shift service of the departments (divisions) of the National Police of Ukraine" of 23 May 2017 No. 440, registered by the Ministry of Justice of Ukraine on 15 June 2017 under No.750/30618</a></p>  | <p>Entered into force on 8 July 2017</p>             | <p>Instruction includes specific features of work with foreigners and stateless persons. Thus, when detaining or delivering foreigners (who do not have diplomatic, consular or other immunity) or stateless persons to the police department on duty, in order to establish the lawfulness of such persons' presence on the territory of Ukraine duty officer shall inform the territorial unit of the State Migration Service of Ukraine.</p> <p>When placing persons in the rooms for detainees, the requirements for separate containment, established by the legislation of Ukraine, should be observed, in particular, foreigners and stateless persons should be kept separately from other persons.</p> |
| <p><a href="#">Implementation Protocol A (construction industry) between the Ministry of Social Policy of Ukraine and the Office of Population and Immigration under the Ministry of Interior of the State of Israel to the Agreement between the Cabinet of Ministers of Ukraine and the Government of the State of Israel on the temporary employment of Ukrainian workers in selected areas of the labor market of the State of Israel of 15 May 2017</a></p> | <p>Entered into force for Ukraine on 15 May 2017</p> | <p>The given implementation protocol, the rules of which need to be interpreted in the light of the provisions of the relevant Agreement, determines the procedure for selecting Ukrainian workers for temporary work in the construction industry in Israel.</p>   |