



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

Legislative act or draft	Status (date of approval/further consideration)	Short overview
Draft Law of Ukraine “On Ukraine joining the International Convention on Salvage 1989” (No. 0132 of 7 February 2017, President of Ukraine)	Provided on 9 February 2017	<p>This Convention is one of central international treaties that regulate rendering of assistance to vessels or other poverty in danger in navigable waters.</p> <p>Ukraine’s joining the International Convention on Salvage 1989 is stipulated by the necessity to determine uniform rules regarding salvage operations at sea, to contribute to the safety of navigation and the protection of the environment.</p> <p>Although the Convention mainly concerns prevention of the damage to the marine environment and salvage of property, it also establishes duties of the salvor and of the owner and master in rendering assistance to a vessel or any person in danger of being lost at sea. These requirements also apply to vessels carrying migrants with irregular status.</p>
Draft Law of Ukraine “On ratification of the Agreement (in the form of exchange of notes) between the Cabinet of Ministers of Ukraine and the Government of Slovenia on paid engagement of family members of staff of diplomatic missions, consular institutions and liaison offices at international organizations” (No. 0133 of 13 February 2017, Cabinet of Ministers of Ukraine)	Provided on 16 February 2017	<p>Ratification of the Agreement will allow for the establishment, on the basis of reciprocity, the legal grounds for employment of family members of staff of the diplomatic service of Ukraine in Slovenia, and family members of staff of Slovenia’s diplomatic missions in Ukraine, and simplify the respective procedures.</p> <p>This will promote realization of the right to work, maintenance of qualifications and opportunities for further professional growth of this group of persons.</p>
Draft Law of Ukraine “On amending some legislative acts of Ukraine concerning liability of Members of Parliament and civil servants for acquisition of citizenship of other states” (No. 6131 of 24 February 2017, O.V. Liashko, V.I. Vovk, D.V. Linko and others)	Provided on 28 February 2017	<p>The proposed law is intended to introduce legal instruments to prevent admission to public service and terminate public service for persons holding citizenship of other state(s).</p>
Draft Law of Ukraine “On amending the Law of Ukraine “On Citizenship of Ukraine” (concerning dual citizenship in Ukraine) (No. 6139 of 27 February 2017, A.V. Artemenko)	Provided on 6 March 2017	<p>The proposed law is intended to regulate acquisition of citizenship of a foreign state by Ukrainian nationals without losing their Ukrainian citizenship, and acquisition of Ukrainian citizenship by foreigners without losing the citizenship of their</p>

		home country.
Draft Law of Ukraine “On amending the Law of Ukraine “On ensuring the rights and freedoms of internally displaced persons” (concerning protection of housing rights of students)” (No. 6142 of 27 February 2017, V.V. Pysarenko)	Provided on 6 March 2017	As set forth in the applicable legislation, internally displaced persons are entitled to use temporary free accommodation (on condition of paying the cost of utilities) during six months after registration as IDP. This period may be extended for families with many children, people with disabilities and seniors. The author of the proposed law draws attention that the current legislation does not cover the situation of students among internally displaced persons who, having completed their studies, have no intention to return to their former place of residence, thus actually becoming homeless and without place of registration after graduation. Therefore, the purpose of this draft law is to provide young IDPs with guaranteed temporary housing and improve the procedure for their place of residence registration.
Draft Resolution of the Verkhovna Rada of Ukraine “On Recommendations from Parliamentary Hearing on matters of current interest in the external policy of Ukraine” (No. 6014 of 2 February 2017, H.M. Hopko, V.I. Vovk, I.V. Huz and others)	Provided with submission of the Committee on the review on 7 February 2017	Recommendations for the Cabinet of Ministers of Ukraine include, inter alia, the necessity to ensure the adequate development of linkages with foreign Ukrainians, in particular by ensuring full implementation of the Law of Ukraine “On Foreign Ukrainians”, as well as with the Ukrainian Diaspora, and to ensure coordination of activities carried out by executive authorities in this area.
Resolution of the Cabinet of Ministers of Ukraine of 18 January 2017 No. 28 “On amending the Procedure for issuance, extension of validity, and cancellation of permission to use the labour of foreigners and stateless persons”	Entered into force on 3 February 2017	The Resolution establishes the employer’s right to use labour of foreign workforce as off-hour work, defines the procedure and timelines for appeal against decisions denying permission to use the labour of foreigners and stateless persons, extension of validity and cancellation.
Resolution of the Cabinet of Ministers of Ukraine of 8 February 2017 No. 63 “On endorsement of the Agreement between the Cabinet of Ministers of Ukraine and the Council of Ministers of Albania about mutual cancellation of visa requirements”	Entered into force on 14 February 2017	The Agreement simplifying mutual traveling of citizens was developed in the context of adaptation of the Ukrainian visa and migration policy to the standards of the European Union. The Agreement stipulates that citizens of Ukraine and citizens of the Republic of Albania who hold valid travel documents can enter, exit, transit, and stay without visas on the territory of the other state for the period not exceeding 90 days during 180 days.
Regulation of the Cabinet of Ministers of Ukraine of 8 February 2017 No. 82-r “On amending paragraph 1 of the Regulation of the Cabinet of Ministers of Ukraine of 2 April 2008 No. 557”	Entered into force on 8 February 2017	The Regulation changed the composition of the Ukrainian Part of the Joint Readmission Committee from personal membership to membership <i>ex officio</i> . This eliminates the need to amend its composition following changes in the Cabinet of Ministers and leadership of other central executive authorities concerned. The Ukrainian Part includes: Head of the State Migration Service, who is also Chair of the Ukrainian Part; Deputy Director of the Consular Service Department of the Ministry of

		Foreign Affairs, who is Deputy Chair of the Ukrainian Part; representatives of the Ministry of Internal Affairs, Ministry of Foreign Affairs, State Migration Service, Administration of the State Border Guard Service, Ministry of Finance, Ministry of Justice and Ministry of Infrastructure.
Regulation of the Cabinet of Ministers of Ukraine of 8 February 2017 No. 83-r “On approval of the action plan on implementation of the Concept for high-priority actions on reforming the State Migration Service for 2017”	Entered into force on 8 February 2017	Activities planned for 2017 include the following: involve centres of administrative service delivery in the process of biometric document issuance; ensure unification, standardization and simplification of procedures to serve citizens in migration service units during delivery of administrative services; set up a contact centre and helpdesk service for citizens; carry out specialized professional training of migration service staff; improve performance of migration service drawing on active practice sharing with foreign states and international organizations; conduct analysis of legislative acts and existing procedures to identify corruption risks and develop further proposals on legislative amendments.
Regulation of the Cabinet of Ministers of Ukraine of 14 February 2017 No. 104-r “On approval of the Report on progress and results of implementation of the Programme of Activity of the Cabinet of Ministers of Ukraine in 2016”	Entered into force on 14 February 2017	The Programme of Activity of the Cabinet of Ministers of Ukraine outlines the tasks that constitute the strategic focus of the Cabinet’s activity in 2016 which include, <i>inter alia</i> , ensuring the rights and freedoms of internally displaced persons and Ukrainian citizens who reside on the temporarily occupied territory of Ukraine and the territory that is temporarily not controlled by the Ukrainian government in the area of Anti-Terrorist Operation. The report provides the following information about implementation of this task: an outreach campaign was carried out in support of IDPs; deployment of the centralized IT system “Single Information Data Bank on IDPs” was completed; IDPs and Ukrainian citizens who applied for registration as IDPs were granted the right to receive free secondary legal aid; agreement was reached to receive 20 million EUR from the German Government for implementation of the project “Housing and Accommodation for IDP”, etc.
Order of the Ministry of Social Policy of Ukraine “On approval of the registration form for internally displaced persons” of 27 December 2016 No. 1610, registered with the Ministry of Justice of Ukraine on 20 January 2017 No. 89/29957	Entered into force on 21 February 2017	The following changes were introduced to the form: not only a passport but any other document may be submitted to confirm identity; information on disability is extended to include the need in technical and other means for rehabilitation and in recreational treatment; it is required to inform about availability of money on deposit accounts and availability of property.
Order of the Ministry of Justice of Ukraine and the Ministry of Internal Affairs of Ukraine “On amending the Procedure of interaction between the state	Entered into force on 7 February 2017	Changes concern lifting temporary restrictions of the right to depart from Ukraine in cases when the state enforcement officer rules on: returning an

enforcement authorities and bodies of the State Border Guard Service of Ukraine during enforcement proceeding” of 16 January 2017 No. 83/5/17, registered with the Ministry of Justice of Ukraine on 19 January 2017 No. 79/29947

enforcement document to the court that issued this document; closing of an enforcement proceeding; cancellation of temporary restriction of the right to depart from Ukraine in cases of due performance of obligations concerning regular payment. The ruling shall be sent by the state enforcement officer to the State Border Guard Service no later than the following working day after its adoption.