

LEGISLATIVE MONITORING
for May 2015

Legislative act	Status (date of approval/further consideration)	Short overview
LEGAL ACTS OF THE VERKHOVNA RADA OF UKRAINE		
<u>Resolution of the Verkhovna Rada of Ukraine of 14 May 2015 No. 431-VIII “On the Recommendations of parliamentary hearings on the topic “Prospects for the introduction of a visa-free regime for Ukrainian citizens by the European Union”</u>	Adopted on 14 May 2015	Prior to the EU Eastern Partnership Summit held in Riga on 21-22 May 2015, the participants of parliamentary hearings addressed a number of recommendations to the Verkhovna Rada of Ukraine, the President of Ukraine and the Cabinet of Ministers of Ukraine in order to ensure that the EU makes a positive decision on visa-free travel for Ukrainian citizens as soon as possible.
<u>Resolution of the Verkhovna Rada of Ukraine of 14 May 2015 No. 432-VIII “On the Appeal to the institutions and member states of the European Union regarding the implementation of the EU Visa Liberalisation Action Plan for Ukraine”</u>	Adopted on 14 May 2015	The Verkhovna Rada of Ukraine appealed to the institutions and member states of the EU urging them to make the long-awaited act of solidarity with and support of the Ukrainian people and appeal to the participants of the Riga summit to send a positive signal regarding a visa-free regime for the citizens of Ukraine and Georgia, while setting a clear deadline for its introduction.
<u>Draft Law of Ukraine “On amending article 380 of the Customs Code of Ukraine” (on temporary imports of cars)</u> (No. 2909 of 20 May 2015, MP Yu.V. Dubnevych, MP A.B. Kit, MP B.V. Dubnevych and others)	Sent to MPs for review 22 May 2015	According to the explanatory note, the Draft Law is aimed at creating proper conditions for the population in the border region to use vehicles with foreign registration; shortening lines at the customs crossing points; avoiding situations that provoke bribery and corruption in customs bodies, traffic police units and other units of the Ministry of Internal Affairs, etc.
<u>Draft Law of Ukraine “On amending article 16 of the Law of Ukraine “On the Legal Status of Foreigners and Stateless Persons” (regarding private domestic workers and the local staff of foreign diplomatic missions)</u> (No. 2952 of 22 May 2015, Cabinet of Ministers of Ukraine)	Put on the agenda for 3 June 2015	The Draft Law seeks to amend part five of article 16 of the Law of Ukraine “On the Legal Status of Foreigners and Stateless Persons” with the addition of new paragraphs under which the Ministry of Foreign Affairs of Ukraine and its representations are granted the right to register the passport documents of private domestic workers of the staff of the diplomatic missions and consular offices of foreign states in Ukraine, as well as those of persons who are employed under labor

[Draft Law of Ukraine “On amending article 9 of the Law of Ukraine “On the Citizenship of Ukraine” \(regarding a simplified procedure of naturalizing foreigners and stateless persons doing military service in the Armed Forces of Ukraine\)](#) (No. 2847 of 14 May 2015, MP I.Yu. Vinny, MP S.V. Pashynsky, MP Yu.V. Chyzhmar and others)

Sent to MPs for review 18 May 2015

contracts and are not on the staff of the diplomatic missions and consular offices of foreign states in Ukraine.

The Draft Law is aimed at simplifying the procedure of naturalizing foreigners and stateless persons doing military service in the Armed Forces of Ukraine, including the reduction of the length of uninterrupted residence in the territory of Ukraine from 5 to 3 years.

[Draft Law of Ukraine “On the police and police activities”](#) (No. 2822-1 of 20 May 2015, MP V.M. Kuprii and MP I.V. Lutsenko)

Heard on 21 May 2015

The sponsors of the Draft Law intended to develop a comprehensive legislative act that would regulate, on a common basis, the activities of all bodies involved in maintaining and protecting public order. These bodies include the border police, which is tasked with the prevention, detection and suppression of administrative and criminal offences, including in the area of illegal migration; border control and ensuring the passage through Ukraine’s state border of persons, vehicles, cargoes, etc.

[Draft Law of Ukraine “On the National Police”](#) (No. 2822 of 13 May 2015, Cabinet of Ministers of Ukraine)

Adopted in the first reading on 21 May 2015

The Draft Law is aimed, as indicated in the explanatory note, at creating the National Police, the central executive authority that would serve society and would be designed to protect human rights and freedoms, combat crime and maintain public order and security.

One of the police’s functions is to fill and update the database on foreigners and stateless persons detained by the police for violating specific rules of stay in Ukraine.

[Draft Resolution of the Verkhovna Rada of Ukraine “On the recommendation of parliamentary hearings on the topic “Role, significance and impact of civil society on the shaping of the ethnic-national policy of unity in Ukraine”](#) (No. 2869 of 15 May 2015, MP H.M. Nemyria, MP V.V. Patskan and MP O.B. Feldman)

Submitted by the committee for consideration on 18 May 2015

The participants of parliamentary hearings held on 11 March 2015 recognized the unquestionable priority of the problems raised and the urgent need for a consolidating state policy in the polyethnic and multireligious Ukrainian society. They addressed a number of recommendations to the Verkhovna Rada of Ukraine, the Cabinet of Ministers of Ukraine, the Ministry of Culture of Ukraine, the Ministry of Education and Science of Ukraine, the Ministry of Social Policy of Ukraine, the

Ministry of Internal Affairs of Ukraine, the State Committee of Television and Broadcasting of Ukraine, local executive authorities and local self-government bodies.

OTHER LEGAL ACTS

[Resolution of the Cabinet of Ministers of Ukraine of 25 March 2015 No. 302 “On approval of the model blank form, technical specification and the Procedure of processing, issuing, exchanging, sending, removing, returning to the state and destroying of the passport of a Ukrainian citizen”](#)

Entered into force on
21 May 2015

The blank form of the passport of a Ukrainian citizen (the so-called internal passport) is made in the form of an ID-1 polycarbonate card. The Resolution establishes that the processing and issuing of the passport of a Ukrainian citizen with a contactless electronic chip and the passport of a Ukrainian citizen without such a chip whose model blank forms are approved by this Resolution is carried out with the use of the Unified State Demographic Register starting from 1 January 2016.

[Resolution of the Cabinet of Ministers of Ukraine of 15 April 2015 No. 264 “On amending Resolution No. 509 of the Cabinet of Ministers of Ukraine of 1 October 2014”](#)

Entered into force on
13 May 2015

The amendments pertain to the registration of internally displaced persons and envisage extending the norms about processing and issuing registration certificates to cover persons displaced from populated areas located on the contact line.

[Resolution of the Cabinet of Ministers of Ukraine of 14 May 2015 No. 280 “On approval of the Agreement between the Cabinet of Ministers of Ukraine and the Government of the Kingdom of Denmark on amending the Agreement between the Cabinet of Ministers of Ukraine and the Government of the Kingdom of Denmark on visa facilitation”](#)

Entered into force on
29 May 2015

The provisions of the Agreement expand the categories of Ukrainian citizens eligible for a simplified procedure of obtaining free and multiple-entry visas; improve the procedure of visa processing for mass media representatives; set clear validity periods of multiple-entry visas; provide for urgent visa processing (within three days) for persons living in places far removed from the place of visa application (provided they pay the urgent consular fee); introduce visa-free travel for Ukrainian citizens with biometric service passports.

[Decree of the Cabinet of Ministers of Ukraine of 14 May 2015 No. 439-r “On approval of the action plan to install engineering facilities on the Ukrainian-Russian state border and territories adjacent to the regions of the counter-terrorist operation and the Autonomous Republic of Crimea”](#)

Entered into force on
14 May 2015

The plan envisages, inter alia, such activities as the construction of engineering barriers, for example, antitank ditches, fortified strong points and positions, metal watchtowers, etc.

[Decree of the Cabinet of Ministers of Ukraine of 14 May 2015 No. 443-r “On marking the Ukrainian-Russian state border on the ground”](#)

Entered into force on
14 May 2015

The Regulation is adopted pursuant to the decision of the National Defense and Security Council of Ukraine on the unilateral demarcation of Ukraine’s state border with the Russian Federation, installation of engineering equipment and measures to strengthen the protection of the state border.

[Decree of the President of Ukraine of 12 May 2015 No. 264/2015 “On the diplomatic and service passports of Ukraine”](#)

Entered into force on
14 May 2015

Pursuant to the Law of Ukraine “On the Unified State Demographic Register and Documents that Confirm Ukrainian Citizenship or Special Status”, this Decree defines the procedure of processing, issuing, exchanging, returning to the state, storing and destroying diplomatic and service passports of Ukraine. The procedure of arranging these processes shall be regulated by the Ministry of Foreign Affairs of Ukraine.

[Order of the Ministry of Internal Affairs of Ukraine “On approval of the model act of removal and destruction of digitized fingerprints of a person” of 25 March 2015 No. 323, registered in the Ministry of Justice of Ukraine on 10 April 2015 under No. 403/26848](#)

Entered into force on
5 May 2015

The Order approves report documents about the removal and destruction of fingerprints of a person that are stored in the Unified State Demographic Register, the State Center for Personalization of Documents or departmental information systems.

[Order of the Ministry of Internal Affairs of Ukraine “On approval of Amendments to the Procedure of reviewing applications and processing documents required for a decision on recognizing a refugee or a person in need of complementary protection, the loss and deprivation of refugee status and complementary protection and the repeal of a decision to recognize a person as a refugee or a person in need of complementary protection” of 27 March 2015 No. 338, registered in the Ministry of Justice of Ukraine on 20 April 2015 under No. 442/26887](#)

Entered into force on
15 May 2015

The Amendments improve the procedures described and concern a possibility for an interpreter to be involved via a video conference call, explanations to be made to the applicant in the language he/she understands, the procedure of applying for free legal assistance, dactyloscopy of applicants, etc.

[Order of the Ministry of Internal Affairs of Ukraine “On streamlining of remuneration paid to the staff of temporary accommodation centers for refugees and temporary stay centers for foreigners and stateless persons illegally staying in Ukraine that are operated by the State Migration Service of Ukraine” of 30 March 2015](#)

Entered into force on
8 May 2015

The Order is adopted with the view to establish unified criteria and approaches to the remuneration of the staff of the said centers.

No. 353, registered in the Ministry of Justice of Ukraine on 10 April 2015 under No. 406/26851

Order of the Ministry of Internal Affairs of Ukraine “On approval of the Instruction on the procedure of detention of apprehended persons in the bodies (units) for the protection of the state border” of 30 March 2015 No. 352, registered in the Ministry of Justice of Ukraine on 23 April 2015 under No. 462/26907

Entered into force on
26 May 2015

The Instruction replaces the previous Instruction on the procedure of administrative detention of persons apprehended by the bodies of the State Border Guard Service of Ukraine for violating the laws on the state border of Ukraine and on suspicion of a crime, which was approved by Order No. 494 of the Administration of the State Border Guard Service of Ukraine of 30 June 2004.