



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

Legislative act or draft	Status (date of approval/further consideration)	Short overview
Law of Ukraine "On amendments to certain legislative acts of Ukraine concerning elimination of barriers to attraction of foreign investments" of 23 May 2017 No. 2058-VIII	Enters into force on 27 September 2017	The purpose of the Law is to facilitate the attraction of foreign investments, in particular by simplifying the procedures for issuing permits for the employment of foreigners and residence permits in Ukraine for foreigners and stateless persons who are founders and / or participants and / or beneficial owners (controllers) of a legal entity registered in Ukraine.
Law of Ukraine "On ratification of the Agreement between the Cabinet of Ministers of Ukraine and the Government of Montenegro on cooperation in the field of education and science" of 7 June 2017, No. 2087-VIII	Entered into force on 7 July 2017	The Law ratified the Agreement between the Cabinet of Ministers of Ukraine and the Government of Montenegro on cooperation in the field of education and science, signed on December 9, 2011 in Podgorica. Ratification creates a legal basis for the development of bilateral relations in the sphere of education and science; it should promote joint research in the field of humanities, natural, technical and pedagogical sciences, as well as increase students mobility.
Draft Law of Ukraine "On amendments to the Tax Code of Ukraine for improving the investment climate in Ukraine" (No. 6543 of 6 June 2017, Cabinet of Ministers of Ukraine)	Provided on 9 June 2017	The draft, in particular, proposes to amend Article 63 of the Tax Code of Ukraine on the procedure for entering into the passport of a citizen of Ukraine in the form of a card mark indicating the right to make any payments under the series and number of the passport, as well as the order of information interaction between the State register of physical persons - tax payers and the Unified state demographic register.
Draft Law of Ukraine "On amendments to the Article 10 of the Law of Ukraine "On ensuring the rights and freedoms of citizens and legal regime in the temporarily occupied territory of Ukraine" (regarding the procedure for entry into the temporarily occupied territory of subjects of power in Ukraine)" (No. 6554 of 7 June 2017, P.M. Kyshkar)	Provided on 9 June 2017	The rules of this draft law fix the duty of people's deputies of Ukraine, deputies of local councils, officials or officials of state authorities and local self-government bodies, other subjects of power in Ukraine when entering and leaving the temporarily occupied territory through checkpoints of entry and exit to obtain written consent on Entrance to the temporarily occupied territory of Ukraine from the Central administration or the regional body of the Security Service of Ukraine.

<p>Draft Law of Ukraine "On amendments to certain legislative acts of Ukraine concerning the identification of a person for processing, issue, exchange, recognizing invalid and destruction of documents confirming the citizenship of Ukraine, person's identity or his/her special status" (No.6630 of 22 June 2017, M.Y. Burbak, V.A. Korchyk, A.B. Dyriv and others)</p>	<p>Provided on 27 June 2017</p>	<p>The purpose of the draft Law is to improve the mechanism for identifying a person and verifying the identity of a person when processing biometric documents, normative assignment of the powers of the State Migration Service of Ukraine in terms of obtaining information about a person from existing state and unified registers, other information databases owned by the state or enterprises, institutions (banking institutions) and organizations.</p>
<p>Draft Law of Ukraine "On Amendments to the Law of Ukraine "On the State budget of Ukraine for 2017" (No.6600 of 21 June 2017, Cabinet of Ministers of Ukraine)</p>	<p>Adopted in first reading on 22 June 2017</p>	<p>The draft Law was developed in connection with the adoption of the Resolution of the Cabinet of Ministers of Ukraine of May 31, 2017, No. 385, which specifies the Forecast of the economic and social development of Ukraine for 2017, and with the purpose of directing overfulfilment of the revenue part of the state budget to increase expenditures for solving urgent problems of defense, public order and security of the state, socio-economic and other pressing issues. In particular, it is suggested to allocate 300 million UAH to the State Border Service services for the activities of engineering and technical development of the border.</p>
<p>Draft Law of Ukraine "On Amendments to the Article 313 of the Civil Code of Ukraine on simplification of the procedure for the departure of persons under the age of 16 from Ukraine" (No. 6637 of 22 June 2017, A.V. Zhurzhyi)</p>	<p>Provided on 27 June 2017</p>	<p>The draft Law proposes to simplify the procedure for the departure of a person who has not reached the age of 16, abroad and introduce the need of the consent of only one of the parents for such departure. At the same time, it is assumed that at the request of any of the parents (adoptive parents), guardians (trustees), information on a person who has not reached the age of 16 can be entered into the database of persons who are temporarily restricted from leaving Ukraine. In order to prevent the explicit abuse of the parents by filing applications for the information on the child in the database on the grounds different from violations of their right to participate in the upbringing of the child, it is assumed that the child's departure abroad can be approved by a court decision.</p>
<p>Draft Law of Ukraine "On amendments to certain legislative acts of Ukraine regarding the procedure for the departure of a child from Ukraine" (No. 6647 of 23 June 2017, A.L. Palatnyi, M.R. Velychkovych, I.D. Sporysh and others)</p>	<p>Provided on 27 June 2017</p>	<p>The draft Law was developed to clarify the procedure for the child's departure from Ukraine by simplifying the mechanism of granting the parents consent on child's departure from Ukraine, predicting the possibility of traveling on the basis of a court decision in the absence of the consent of one of the parents, as well as providing a simplified procedure for the temporary departure of a child from Ukraine for treatment, participation in international Olympiads, international music, art and other creative competitions, international children's competitions, sports events etc.</p>
<p>Resolution of the Cabinet of Ministers of Ukraine of 31 May 2017, No.370 "On amendments to the procedures approved by the resolutions of the</p>	<p>Entered into force on 3 June 2017</p>	<p>The procedure for providing monthly-targeted assistance to internally displaced persons has been improved to cover living expenses, including housing</p>

<p>Cabinet of Ministers of Ukraine of 1 October 2014 No. 505 and of 22 September 2016 No. 646"</p>		<p>and communal services. The resolution provides for strengthening the targeting of this assistance.</p>
<p>Resolution of the Cabinet of Ministers of Ukraine of 31 May 2017 No. 371 "On amending paragraph 2 of the Procedure for processing and issuing certificate of registration of internally displaced person"</p>	<p>Entered into force on 3 June 2017</p>	<p>Students and students of vocational schools are entitled to receive a certificate of registration of an internally displaced person. In particular, the resolution provides for the right to receive this certificate to students and students of vocational and technical educational institutions who have moved from temporarily occupied territory of Ukraine, settlements where the state authorities temporarily do not exercise their powers, and settlements located on the line of contact. Thus, mentioned persons will be able to enjoy the rights and freedoms provided by the current legislation for internally displaced persons. And this, in turn, will contribute to their social protection.</p>
<p>Resolution of the Cabinet of Ministers of Ukraine of 31 May 2017 No. 385 "On amendments to the Resolution of the Cabinet of Ministers of Ukraine of 1 July 2016 No. 399"</p>	<p>Entered into force on 3 June 2017</p>	<p>Amendments have been made to the Forecast of the economic and social development of Ukraine for 2017, which is used in the drafting of the State budget of Ukraine for 2017 and other programs and forecast documents. Thus, on the basis of these changes in the draft Law of Ukraine "On Amendments to the Law of Ukraine" On the State budget of Ukraine for 2017" No.6600 of 21 June 2017 it was suggested, in particular, to allocate 300 million UAH to the State Border Service services for the activities of engineering and technical development of the border.</p>
<p>Resolution of the Cabinet of Ministers of Ukraine of 31 May 2017 No. 411 "On approval of the Forecast of economic and social development of Ukraine for 2018-2020"</p>	<p>Entered into force on 15 June 2017</p>	<p>The document is developed in three scenarios and is based on the analysis of economic development in 2016 and two previous years, the current economic situation, a forecast that takes into account the influence of external and internal factors and contains a vision of the development prospects for the Ukrainian economy in 2018-2020 (in general, and by economic sectors). In addition, the forecast takes into account the recommendations of the International Monetary Fund.</p> <p>Among the main forecast macro indicators are those that affect the demographic and migration situation in the country, in particular: GDP, unemployment rate, average monthly wages of workers.</p>
<p>Resolution of the Cabinet of Ministers of Ukraine of 14 June 2017 No.416 "On amendments to the Regulation on the border regime"</p>	<p>Entered into force on 21 June 2017</p>	<p>The changes concern the peculiarities of the work of courts of the fleet of fishing industry. The resolution provides for the preservation of a unified approach to the accounting of fishing vessel fleet locations and the consideration of industry specific features, such as periods of fishing, technical characteristics of fishing vessels. At the same time, the document has improved the procedure for interaction between state border guard agencies of the State Border Service with other departments and responsible for informing individuals and legal entities. Resolutions brings in compliance the requirements of regulatory and legal</p>

		acts regulating activities in the bordered controlled areas and the Law of Ukraine "On fisheries, industrial fisheries and protection of aquatic bio resources."
<u>Regulation of the Cabinet of Ministers of Ukraine of 31 May 2017 No. 371-r "On approval of the plan of measures for the implementation of the Concept of the national identification system for Ukrainian citizens, foreigners and stateless persons for 2017"</u>	Entered into force on 31 May 2017	Among other things, the document provides for the introduction of modern and secure identity documents that confirm the citizenship of Ukraine or the special status of a person by optimizing the physical and functional characteristics of such documents, sharing experience with foreign states and international organizations, etc. In addition, it will ensure the acquisition and installation of equipment necessary for accepting by the State Migration Service of Ukraine application forms for processing of the above documents, as well as the creation of a load sharing system, preservation of information by creating a backup copy with the ability to reproduce.
<u>Regulation of the Cabinet of Ministers of Ukraine of 7 June 2017 No. 383-r "On the approval of the plan of measures for the implementation of the Concept of the promotion of Ukraine in the world and the promotion of Ukraine's interests in the global information space"</u>	Entered into force on 7 June 2017	The document, among other things, provides for the fulfillment of Ukraine's tourism potential, including by analyzing the procedure for entry and stay of foreigners in Ukraine, identifying problems and introducing necessary changes, including to the regulatory and legal acts.
<u>Regulation of the Cabinet of Ministers of Ukraine of 21 June 2017 No. 428-r "On approval of the Concept of the State program for cooperation with foreign Ukrainians for 2017-2020"</u>	Entered into force on 21 June 2017	The purpose of the Program is to ensure the deepening of cooperation with foreign Ukrainians, aimed at preserving the national identity and promoting satisfaction of the national-cultural and linguistic needs of foreign Ukrainians, using the potential of Ukrainian diaspora to form a positive image of Ukraine in the world, providing comprehensive practical support by the authorities of the countries of residence of foreign Ukrainians for further integration of Ukraine in the European community.
<u>Decree of the President of Ukraine of 26 May 2017 No. 146/2017 "On activities related to the introduction of a visa-free regime for Ukrainian citizens by the European Union"</u>	Entered into force on 1 June 2017	The decree contains a number of instructions of the Cabinet of Ministers of Ukraine and the Ministry of Foreign Affairs of Ukraine aimed at ensuring the proper conditions for effective and full use by citizens of Ukraine of the opportunities and benefits of a visa-free regime introduced by the European Union. In particular, measures should be taken to ensure proper organization of registration and issuance of documents granting the right to a citizen of Ukraine to travel abroad and contain a contactless electronic carrier; creation of convenient conditions for crossing the state border of Ukraine; improving the activities of foreign diplomatic institutions in Ukraine regarding the protection of the rights and interests of Ukrainian citizens during their stay on the territory of the EU member states and etc.