

TEMPORARY SPECIAL COMMISSION
on the protection of property and non-property
rights of internally displaced persons and other
persons affected by the armed aggression of the
Russian Federation against Ukraine

5, M. Hrushevskiy Str., Kyiv, 01008, Ukraine www.rada.gov.ua

June 14, 2024

DECISION

On the Activities of the Donetsk Regional Military Administration and City Military Administrations of the Donetsk Region Regarding the Needs of Internally Displaced Persons and the Efficiency of Budget Expenditures on These Purposes

The work plan of the Temporary Special Commission of the Verkhovna Rada of Ukraine on the Protection of Property and Non-Property Rights of Internally Displaced Persons and Other Persons Affected by the Armed Aggression of the Russian Federation against Ukraine (hereinafter referred to as the Commission) included, among other things, taking measures for parliamentary control over compliance with the current legislation and the reasonableness, efficiency, and feasibility of decisions made by state authorities and local governments regarding the protection of the rights of internally displaced persons (hereinafter referred to as IDPs) and other persons affected by Russian aggression. It also included the analysis and assessment of the effectiveness of budget implementation in regions and settlements that are temporarily occupied or located in combat zones, by state authorities and local governments relocated from these territories, particularly concerning the efficiency and feasibility of expenditures aimed at meeting the needs of IDPs.

To verify the appropriateness and efficiency of budget expenditures and to analyze the provision of housing for IDPs, the Commission, by a letter dated May 1, 2024, No. 04-82/5-2024/96704, requested the Donetsk Regional Military Administration to provide information for the preparation of the Commission meeting, specifically regarding the amount of funds spent in 2023 and the first quarter of 2024 on all programs related to the support of IDPs.

The Donetsk Regional Military Administration, in a letter dated May 17, 2024, No. 0.1/12-2132/4-24, reported that the actions of the Regional State Administration are focused on such areas as evacuation, adaptation, and integration of IDPs, and strengthening the capacity to respond to challenges in supporting internal displacement. State, regional, and local programs aimed at supporting IDPs are being implemented in the region.

As of May 14, 2024, the social protection authorities of the Donetsk region have registered 548.2 thousand internally displaced persons (483.5 thousand families),

including: 150.4 thousand persons of working age; 51.5 thousand children; 23.8 thousand persons with disabilities; 322.5 thousand pensioners.

At the same time, due to migration processes occurring after the start of Russia's full-scale aggression, the information regarding the number of registered IDPs in the region does not correspond to the actual number of these persons residing in the government-controlled territory of the Donetsk region. According to operational data, about 63 thousand IDPs actually reside in the region.

The number of registered IDPs who moved from the Donetsk region (as of May 7, 2024) to safer regions of Ukraine since February 24, 2022, amounts to 701.4 thousand persons (557.1 thousand families), including: 326.4 thousand persons of working age; 154.7 thousand children; 50.5 thousand persons with disabilities; 147.5 thousand pensioners. Of the total number of displaced persons from the Donetsk region, the largest number of IDPs are registered in the Dnipropetrovsk region – 156.7 thousand persons; within the Donetsk region – 94.9 thousand persons; in Kyiv city – 83.4 thousand persons; in Kyiv region – 48.2 thousand persons; in Poltava, Lviv regions – over 30.0 thousand persons; in Cherkasy, Odesa, Kirovohrad, Vinnytsia, Kharkiv regions – over 20.0 thousand persons.

According to the order of the Ministry of Reintegration of the Temporarily Occupied Territories of Ukraine dated December 22, 2022, No. 309, the Donetsk region is classified as a territory where hostilities are (or were) taking place and is temporarily occupied by Russia.

The Cabinet of Ministers of Ukraine's order dated August 2, 2022, No. 679 "On the mandatory evacuation of the population of the Donetsk region" establishes that measures for the evacuation of the population continue in the region.

The social protection authorities of the region allocated assistance to IDPs in 2023 in the amount of UAH 3,610.90 million, and in 2024 – UAH 881.4 million in accordance with the resolution of the Cabinet of Ministers of Ukraine dated March 20, 2022, No. 332.

Currently, 821 households are registered in the region for the free accommodation of 1,766 IDPs. Since March 2022, 2,808 IDPs have been housed in these households. The cost of free accommodation, which needs reimbursement, amounts to UAH 22.2 million, of which UAH 16.2 million has been reimbursed to homeowners who housed IDPs for free in accordance with the resolution of the Cabinet of Ministers of Ukraine dated March 19, 2022, No. 333.

In accordance with the resolution of the Cabinet of Ministers dated March 11, 2022, No. 261, compensation for utility services consumed in buildings (premises) of state, municipal institutions, institutions of joint municipal property of territorial communities of districts and regions, private educational institutions where IDPs are

housed for free during martial law, is provided from the state budget reserve fund. Information for compensation for January-December 2023 in the amount of UAH 2,634.24 thousand was provided to the Ministry of Reintegration (the same amount was actually received); for January – March 2024, information for compensation in the amount of UAH 333.44 thousand was submitted (as of May 13, 2024, *no funds were received from the state budget*).

In accordance with the resolution of the Cabinet of Ministers of Ukraine dated March 20, 2022, No. 331, compensation for wage costs for the employment of IDPs as a result of hostilities during martial law in Ukraine was provided in the amount of UAH 7,956 thousand in 2023, and in January – April 2024 – UAH 2,111.4 thousand from the Fund of Compulsory State Social Insurance of Ukraine for Unemployment.

The Donetsk Regional State Administration reported that it was the first in Ukraine, back in 2015, before the issuance of a nationwide document, to adopt the Regional Program for Integration, Social Adaptation, and Protection of IDPs, which was developed with the participation of the structural units of the Regional State Administration, territorial bodies of central executive authorities, executive bodies of city councils, district state administrations, military-civil administrations. Since then, Regional Programs for the Support and Integration of IDPs, which unite the efforts of all branches of government, have been in operation in the region.

In 2023, the Regional Program for the Support and Integration of IDPs in the Donetsk Region for 2022-2023 (hereinafter referred to as the Program) was implemented through measures such as realizing the housing rights of IDPs, ensuring the right to education and supporting children, realizing the right of IDPs to social protection, providing medical and psychological support to IDPs, and creating conditions for the integration of IDPs into receiving territorial communities.

The financial support of the Program's measures was provided from state, regional, territorial community budgets, and other sources not prohibited by the current legislation of Ukraine.

In 2023, UAH 90.4 million was allocated for the implementation of the Program's measures, including: from the regional budget – UAH 20.4 million (*for the payment of annual creative scholarships to talented children – students in the amount of UAH 419.42 thousand, for providing psychological support to children and students from among IDPs in the amount of UAH 1,499.5 thousand, for the rehabilitation of children in the amount of UAH 18,518.5 thousand*); from the budgets of territorial communities – UAH 30.2 million (*for providing material assistance to IDPs in difficult life circumstances – UAH 23,560.95 thousand, for the rehabilitation of children – UAH 6,650.0 thousand*); from other sources not prohibited by current legislation – UAH 39.8 million (*for the purchase of tablets and laptops for students from vulnerable*

categories, including IDPs – UAH 38,324.64 thousand, for compensating employers' costs for the payment of wages for employed unemployed persons from among IDPs under fixed-term employment contracts, for providing temporary employment and material support to the unemployed by involving IDPs in public and other temporary works – UAH 1,446.3 thousand).

Currently, the Regional Program for the Support and Integration of Internally Displaced Persons of the Donetsk Region for 2024-2025 is being approved.

Regarding the formation of housing funds, the Donetsk Regional Military Administration reported that due to the ongoing full-scale military aggression, the Donetsk region is a territory where military (combat) operations are taking place, resulting in the housing fund of the region suffering and continuing to suffer constant destruction from shelling. In 2023-2024, no measures were implemented in the Donetsk region to increase the housing fund for accommodating internally displaced persons. It is planned to return to this issue after the cessation of hostilities in the region and the lifting of martial law in Ukraine.

According to information from military administrations, the housing fund for temporary accommodation of internally displaced persons in populated areas of the Donetsk region comprises 513 residential units (129 apartments in multi-apartment residential buildings and 384 rooms located in 6 dormitories). Additionally, there are 11 social housing units (apartments) available. Furthermore, Donetsk region has compiled a list of places for temporary accommodation of internally displaced persons (hereinafter - IDPs), approved by the order of the head of the regional state administration, the chief of the regional military administration on October 31, 2023, No. 531/5-23. The list includes 5 places for temporary accommodation located in the cities of Bilytske, Novohrodivka, Myrnohrad, Druzhkivka, and the village of Zoloty Kolodiaz of Shakivska rural territorial community, accommodating 122 individuals.

Mariupol City Council has positive experience in addressing the issue of providing temporary housing to IDPs with the involvement of international partners, according to which in 2023, dormitories in Dnipro were leased and renovated at the expense of the Government of France and with the support of the International Organization for Migration. The cost of implementing the mentioned project is 1.2 million euros. The dormitory accommodates 35 families (127 individuals) of IDPs from Mariupol. Additionally, 8 more buildings have been identified where approximately 700 families of IDPs from Mariupol are planned to be accommodated after renovation (2 buildings in Dnipro, 1 building in Kropyvnytskyi, 1 building in Zaporizhzhia, 2 buildings in Chernivtsi, 1 building in Ivano-Frankivsk, and 1 building in Kyiv). The total cost of renovation works for these objects amounts to 14.8 million euros. Currently, renovation works are underway for 2 objects in Dnipro, design works

for 2 objects (1 building in Kropyvnytskyi, 1 building in Zaporizhzhia), and partner search for 4 objects (2 buildings in Chernivtsi, 1 building in Ivano-Frankivsk, 1 building in Kyiv).

To provide urgent assistance to evacuated residents of Donetsk region who have moved to other regions of Ukraine, 73 humanitarian headquarters/centers/hubs have been established in 17 regions of Ukraine, where over 211,400 residents of Donetsk region are registered (the largest number in Dnipropetrovsk (24) and Kyiv (15) regions, serving approximately 76% of those registered in the hubs). Evacuated residents receive a wide range of services there: consultations on social and other legal issues, psychological and humanitarian assistance, social and psychological adaptation for children and youth, provision of medical services and consultations, assistance in employment for IDPs, improvement of digital literacy; cooperation with entrepreneurs and assistance to relocated businesses; organization of educational and motivational events, events for the adaptation of internally displaced citizens in host communities (integration of IDPs), implementation of social projects, training for humanitarian center staff, etc.

The commission also considers it necessary to control the propriety, expediency, and effectiveness of spending state financial resources of local budgets and to conduct a state financial audit of the budget of Donetsk region.

The commission also discussed the need to compensate for destroyed housing in temporarily occupied territory, as well as the possibilities and prospects of payments for refusal of intact housing remaining in occupation.

The Verkhovna Rada of Ukraine on June 4, 2024, adopted in the first reading as the basis for draft law No. 11161, which provides for compensation for destroyed or damaged real estate located in areas of active hostilities until their cessation or in temporarily occupied territories, and also equates real estate objects that have suffered damage due to Russian aggression and are located in territories of active hostilities or temporarily occupied territories, with the corresponding right to receive compensations under the eRestoration program.

Taking into account the immense social significance of such a proposal and the need for further consultations with international partners of Ukraine regarding the expansion of the compensation program for housing lost by citizens of Ukraine in temporarily occupied territories of Ukraine, the commission initiated the determination by regional military administrations, part of the territory of which is temporarily occupied or where hostilities are conducted, under the leadership of the Prime Minister of Ukraine, of the approximate volumes of possible compensations to Ukrainians who have destroyed (damaged) housing or are ready to give up intact housing on

temporarily occupied territories, as well as collecting information on the number of such affected.

As a result of the consideration of the aforementioned issue, the Commission has **d e c i d e d**:

1. To take note of the information from the Donetsk regional military administration and the city military administrations of the Donetsk region.

2. To address the Prime Minister of Ukraine with a request to instruct the Donetsk regional military administration and other regional military administrations, part of the territory of which is temporarily occupied or where hostilities are conducted, to organize the collection, assessment, analysis, and summary of information on:

- the number of Ukrainian citizens who have destroyed or damaged housing due to Russian aggression in temporarily occupied territories and territories of hostilities within the administrative borders of Donetsk and other regions;
- the approximate amount of damage (losses) caused by the destruction or damage of housing by Russian aggression in temporarily occupied territories and territories of hostilities within the administrative borders of Donetsk and other regions;
- the number of Ukrainian citizens who have intact housing in temporarily occupied territories within the administrative borders of Donetsk and other regions;
- the approximate value of intact housing in temporarily occupied territories within the administrative borders of Donetsk and other regions, owned by Ukrainian citizens;
- the number of Ukrainian citizens who have intact housing in temporarily occupied territories within the administrative borders of Donetsk and other regions and wish to receive compensation for such housing provided that they legally renounce their ownership rights to such housing in favor of the state of Ukraine in case such opportunity potentially arises and necessary financial resources are available;
- the approximate value of intact housing in temporarily occupied territories within the administrative borders of Donetsk and other regions the owners of which wish to receive compensation for such housing provided that they legally renounce their ownership rights to

such housing in favor of the state of Ukraine in case such opportunity potentially arises and necessary financial resources are available

3. To propose to the State Audit Service of Ukraine to conduct a state financial audit of the budget of the Donetsk region for the period from January 1, 2022, to May 31, 2024, and to inform the Commission of the results.

4. To draw the attention of the Head of the Donetsk regional military administration to the improper operation of the advisory call center ("hotline") for internally displaced persons of the Donetsk region.

To reapply to the Ministry for Reintegration of Temporarily Occupied Territories regarding the introduction of control over the activities of call centers ("hotlines") for internally displaced persons regarding all regional military administrations.

5. To send the decision of the Commission to the Prime Minister of Ukraine, the Vice Prime Minister of Ukraine - Minister for Reintegration of Temporarily Occupied Territories, the Head of the State Audit Service of Ukraine, and the Head of the Donetsk Regional Military Administration with a request to inform the Commission about the results of the implementation of this decision by August 1, 2024.

Chairman of the Commission

P. Frolov

Secretary of the Commission

S. Velmozhnyi