

THE LAW OF UKRAINE

On Amendments to Certain Laws of Ukraine Concerning Additional Measures Related to Provision of Housing for Internally Displaced Persons

The Verkhovna Rada of Ukraine resolves:

I. To amend the following laws of Ukraine:

1. In sub-clause 2 of clause "a" of part one of Article 30 of the Law of Ukraine "On Local Self-Government in Ukraine" (Journal of the Verkhovna Rada of Ukraine, 1997, No. 24, p. 170), the words "distribution and provision of housing belonging to communal property in accordance with the law" shall be replaced with the words "distribution and provision of housing belonging to communal property or leased, used (including by communal enterprises, institutions, organisations) in accordance with the law".

2. Section XII "Final Provisions" of the Law of Ukraine "On Professional (Vocational) Education" (Bulletin of the Verkhovna Rada of Ukraine, 1998, No. 32, p. 215) shall be supplemented with paragraph 1¹ as follows:

"1¹. During the period of martial law, introduced by the Decree of the President of Ukraine "On the Introduction of Martial Law in Ukraine" of 24 February 2022 No. 64/2022, approved by the Law of Ukraine "On Approval of the Decree of the President of Ukraine "On the Introduction of Martial Law in Ukraine" of 24 February 2022 No. 2102-IX, and for three years after its termination or cancellation, buildings and structures of vocational (vocational-technical) education institutions and establishments shall be leased for accommodation of internally displaced persons with the consent of the founder in accordance with the procedure established by the Cabinet of Ministers of Ukraine, provided that the specified buildings and structures were not used for their intended purpose as of the beginning of the academic year and during the last 12 months preceding it".

3. Section XV "Final and Transitional Provisions" of the Law of Ukraine "On Higher Education" (Journal of the Verkhovna Rada of Ukraine, 2014, No. 37-38, Art. 2004, as amended) shall be supplemented with paragraph 6¹ as follows:

" 6¹. During the period of martial law, introduced by the Decree of the President of Ukraine "On the introduction of martial law in Ukraine" of 24 February 2022 No. 64/2022, approved by the Law of Ukraine "On Approval of the Decree of the President of Ukraine "On the introduction of martial law in Ukraine" of 24 February 2022 No. 2102-IX, and for three years after its termination or cancellation, buildings and structures of higher education institutions with the consent of the founder and the highest collegial body of public self-government of higher education institutions are leased for accommodation of internally displaced persons in accordance with the procedure established by the Cabinet of Ministers of Ukraine, provided that the said buildings and structures were not used for their intended purpose as of the beginning of the academic year and during the last 12 months preceding it.'

4. The Law of Ukraine "On Ensuring the Rights and Freedoms of Internally Displaced Persons" (Bulletin of the Verkhovna Rada of Ukraine, 2015, No. 1, p. 1, as amended) shall be supplemented with Article 4² as follows :

"Article 4². Information and analytical system of real estate objects for providing housing for internally displaced persons

1. The Information and Analytical System of Real Estate Objects for Providing Housing for Internally Displaced Persons (hereinafter - the Information and Analytical System) is an information and communication system designed to automate processes and procedures related to the collection, accumulation, processing and publication of information on state, municipal and private (with the consent of the owners) ownership objects that are used or may be used or reconstructed, converted for housing for internally displaced persons, namely: land plots, residential houses, buildings, structures (their separate parts), apartments, residential and non-residential premises, other real estate objects.

Information on the objects referred to in part one of this Article (except for information with restricted access) shall be published on:

the portal, which is an integral component of the Information and Analytical System and provides open access to relevant information in real time, including in the form of a publicly available interactive map;

The unified state web portal for open data.

2. The information and analytical data system is used to:

keeping records of real estate objects that are used or may be used or reconstructed, converted for the accommodation of internally displaced persons, and systematising information on such objects;

ensuring open access to information on real estate objects that are provided or may be provided for the residence of internally displaced persons, including the location of such objects and their technical condition;

submission and consideration, in accordance with the procedure established by the Cabinet of Ministers of Ukraine, of applications from internally displaced persons for the provision of real estate for their residence, information on which is contained in the Information and Analytical System;

attracting resources (including international assistance) to finance real estate intended for the residence of internally displaced persons.

3. The holder and administrator of the Information and Analytical System shall be determined by the Cabinet of Ministers of Ukraine.

4. Access of users of the Information and Analytical System shall be free of charge through the electronic user account of the Information and Analytical System or other state-owned information and communication system integrated with the Information and Analytical System.

5. The information and analytical system is created using software that ensures its compatibility and real-time electronic information interaction with other state information and communication systems and information and communication systems of local self-government bodies.

The financial support for the creation and operation of the Information and Analytical System shall be provided at the expense of the state budget and other sources not prohibited by law.

6. For the purpose of inspection of immovable property objects provided for in part one of this Article and filling the Information and Analytical System, they shall be established:

coordination commissions for the registration of real estate for the residence of internally displaced persons at regional and Kyiv city state (military) administrations (hereinafter - coordination commissions);

commissions for the inspection of real estate objects for the residence of internally displaced persons at district state (military) administrations (hereinafter - inspection commissions).

Representatives of state bodies, local self-government bodies, enterprises, institutions, organisations, experts, as well as representatives of public associations, charitable and international organisations and other persons may be involved in the coordination and review commissions (with their consent).

The material and technical support for the activities of the coordination commissions and survey commissions is provided by the relevant state (military) administrations.

Model regulations on coordination committees and review committees are approved by the Cabinet of Ministers of Ukraine.

7. Based on the results of the inspection of the immovable property provided for in part one of this Article, an inspection report of the immovable property (hereinafter referred to as the Inspection Report) shall be drawn up. The information from the inspection report (data on the land plot, other immovable property, area of residential premises, including free space for accommodation of internally displaced persons, technical condition of the premises, general characteristics of the premises, number of persons living in the premises and number of free places for living, photos and videos of the real estate object, conclusion on the possibility of using the real estate object, on the possibility of using the object for accommodation of internally displaced persons) shall be entered into the Information and Analytical.

8. The procedure for inspection of immovable property for the residence of internally displaced persons and the standard form of the inspection report are approved by the Cabinet of Ministers of Ukraine.

9. The procedure for the establishment and operation of the Information and Analytical System, as well as the procedure for its interaction with other information and communication systems, shall be determined by the Cabinet of Ministers of Ukraine."

5. Section XII "Final and Transitional Provisions" of the Law of Ukraine "On Education" (Bulletin of the Verkhovna Rada of Ukraine, 2017, No. 38-39, p. 380, as amended) shall be supplemented with paragraph 5¹ as follows:

"5¹. During the period of martial law, introduced by the Decree of the President of Ukraine "On the introduction of martial law in Ukraine" of 24 February 2022 No. 64/2022, approved by the Law of Ukraine "On Approval of the Decree of the President of Ukraine "On the introduction of martial law in Ukraine" of 24 February 2022 No. 2102-IX, and for three years after its termination or cancellation, buildings and structures of educational institutions with the consent of the founder are leased for accommodation of internally displaced persons in accordance with the procedure established by the Cabinet of Ministers of Ukraine, provided that the said buildings and structures are not used for their intended purpose as of the beginning of the academic year and during the last 12 months preceding it".

6. In the Law of Ukraine "On Lease of State and Communal Property" (Bulletin of the Verkhovna Rada of Ukraine, 2020, No. 4, Art. 25, as amended):

1) part two of Article 15 shall be supplemented with a paragraph as follows:

"state and municipal enterprises, public associations, charitable organisations for the purpose of providing this property for temporary residence of internally displaced persons";

2) the section "Final and Transitional Provisions" shall be supplemented by paragraph 6³ of the following content:

"6³. The Cabinet of Ministers of Ukraine should establish preferential conditions for calculating rent for state property to provide accommodation for internally displaced persons for such tenants:

state and municipal enterprises;

public associations and charitable organisations".

II. Final provisions

1. This Law shall enter into force three months after its publication, except for clauses 2-4 of this section, which shall enter into force on the day following the day of publication of this Law.

2. The Cabinet of Ministers of Ukraine within three months from the date of publication of this Law:

to adopt regulations necessary for the implementation of this Law;

to bring its regulations in line with this Law;

to ensure bringing by the ministries and other central executive authorities of their regulatory legal acts in accordance with this Law;

to ensure the creation and operation of the Information and Analytical System;

to ensure the establishment and functioning of coordination and review committees.

3. The State Property Fund of Ukraine shall, within three months from the date of publication of this Law, provide regional and Kyiv city military (state) administrations with information on state-owned real estate objects that can be used for accommodation of internally displaced persons located within the region (city of Kyiv) by the entities managing these objects.

4. Local self-government bodies shall, within three months from the date of publication of this Law, provide regional and Kyiv city military (state) administrations with information on municipally owned real estate that can be used for accommodation of internally displaced persons.

Chairman of the Verkhovna Rada
Ukraine

R. STEFANCHUK

Kyiv city
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