

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

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DECISION

On the activities of the Chernivtsi Regional Military Administration and local self-government bodies of the Chernivtsi region to meet the needs of internally displaced persons and the effectiveness of budgetary spending for these purposes

The large-scale aggression against Ukraine and the risk of its further escalation, the destruction of the infrastructure of settlements, both those close to the combat zone and those already undergoing hostilities, create risks of a significant increase in internal displacement. If the state declares mandatory evacuation from certain settlements, it assumes responsibility for planning the departure, ensuring its provision, accommodating people and meeting their primary basic needs. There is an urgent need for a continuous increase in both temporary housing to accommodate IDPs immediately after displacement and the implementation of medium- and long-term housing solutions.

As a result of the armed aggression of the Russian Federation, millions of Ukrainians have been forced to flee their places of residence and move to conditionally safe regions within the country, one of which is Chernivtsi region. Since February 2022, Chernivtsi region has hosted 110,306 internally displaced persons, including 36,479 children.

As of 04 October 2024, 75,587 internally displaced persons residing in Chernivtsi region were registered in the Unified Information Database of Internally Displaced Persons.

In order to analyse the situation with the observance of the rights and freedoms of internally displaced persons in the Chernivtsi region, 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 - the Commission) addressed a request to the Chernivtsi Regional Military Administration.

The Chernivtsi Regional Military Administration by letter of 08 October 2024 year № 0.1.53/15-7015 informed the Commission of the following programmes and

activities are being implemented in the Chernivtsi region to provide support to internally displaced persons.

As part of the Comprehensive Programme for the Development of Small and Medium-Sized Enterprises in Chernivtsi Region for 2023-2024, approved by the Regional Military Administration's Order No. 1485-p dated 12 December 2022 (as amended), a number of measures are being implemented in the region to support business entities in the region, including relocated enterprises and internally displaced persons:

- conducting information and counselling activities on entrepreneurial orientation among unemployed persons registered at employment centres, as well as awareness-raising activities among small and medium-sized enterprises on the benefits of legal employment and incentives to create new and legalise jobs;
- organising advanced training courses on the basics of entrepreneurship for people registered with employment centres who have decided to start their own business;
- providing small and medium-sized enterprises with compensation for part of the cost of equipment that accumulates and generates energy to ensure their operation in the face of the energy crisis;
- providing relocated enterprises with compensation for part of the cost of rent for leased production facilities and the cost of production equipment purchased under loan agreements with banks;
- providing business entities with reimbursement of expenses for equipment purchased for the production of dual-use goods and expenses related to obtaining a conclusion on the results of a commodity research to determine the possible approximate value of goods provided by a relevant specialised expert institution.

Also, as of October 1, 2024, UAH 16,993.2 thousand were allocated from the regional budget for the implementation of the Comprehensive Programme for Support and Integration of Internally Displaced Persons and Other Victims of War for 2024, which is planned to be used for the following purposes:

- provision of appropriate conditions for temporary accommodation of IDPs and financial support to other war-affected people, including partial financial compensation to public associations, other organisations, institutions (establishments) of Chernivtsi region for free temporary accommodation in their buildings (premises) during martial law of IDPs and those who are not entitled to compensation in accordance with the Resolution of the Cabinet of Ministers of Ukraine No. 261 dated 11 March 2022, in the amount of UAH 1,337.9 thousand;
- payment for household services (including) for IDPs - UAH 340.0 thousand;
- carrying out repair and construction works in the premises designated for IDPs and their arrangement, including co-financing from the regional and local budgets - UAH 7,515.3 thousand;

- providing financial assistance to other regions affected by the hostilities - UAH 7,600.0 thousand;

- organising awareness-raising events, campaigns, forums and "round tables on social support for IDPs and other war-affected people - UAH 200.0 thousand.

In order to implement long-term housing solutions for internally displaced persons, the Chernivtsi Regional Military Administration has been cooperating with the International Organization for Migration (IOM) since the end of 2022 under the project "Improving the Housing Conditions of Internally Displaced Persons in Eastern Ukraine". In accordance with the requirements of the IOM project, the following facilities were selected in two communities of the region:

- In the Khotyn territorial community, the building of the former blood transfusion centre was selected for reconstruction (24 apartments are planned) and construction of three prefabricated 8-apartment buildings with 24 apartments, which will provide housing for 100 people;

- two land plots were selected in the Chernivtsi territorial community for the construction of two apartment buildings with 260 apartments, which will provide housing for 780 people.

Since September 2023, in accordance with the requirements of the Procedure for the functioning of temporary accommodation for internally displaced persons, approved by the Resolution of the Cabinet of Ministers of Ukraine of 1 September 2023 No. 930 "Some issues of functioning of temporary accommodation for internally displaced persons", the regional military administration has been systematically monitoring temporary accommodation, in particular for compliance with the minimum requirements set out in paragraph 8 of this Procedure.

The List of Places of Temporary Accommodation in the Chernivtsi region includes 73 buildings, the list of which was approved by the order of the Head of the Regional Military Administration of 06 November 2023 № 1100 "On Approval of the List of Places of Temporary Accommodation in the Chernivtsi Region".

As of 01 October 2024, the Places of Temporary Accommodation has 3,297 beds and is home to 3,145 IDPs, in particular:

- 21 places of temporary accommodation are state-owned, with a population of 1,439 people;

- 40 places of temporary accommodation are municipally owned, with a population of 1,353 people;

- 12 places of temporary accommodation are privately owned, with 353 residents.

Currently, 152 beds are available in 16 places of temporary accommodation.

The places of temporary accommodation monitoring found that 11 places of temporary accommodation (15.1%) met all the requirements of clause 8 of the Procedure and 62 places of temporary accommodation (83.6%) partially met the minimum requirements set out in the Procedure.

On 23 October 2024, during an offsite meeting of the Commission in Khmelnytskyi, the First Deputy Head of the Chernivtsi Regional Military Administration, Atamaniuk A.Y., informed the Commission about two urgent problems that exist in the Chernihiv region in terms of ensuring the proper functioning of temporary accommodation facilities. Namely, that for the proper functioning of such facilities, it is not enough to compensate for the payment for consumed utilities, as provided for by the provisions of the Resolution of the Cabinet of Ministers of Ukraine No. 261 dated 11 March 2022, and that there is a need to develop a mechanism at the state level for compensation for housing and maintenance services provided at the premises of the places of temporary accommodation, in particular, cleaning of internal premises and adjacent territory, sanitary and technical works, maintenance of internal building systems, maintenance and cleaning of fuel for generators, security, cleaning of common areas, renovation of showers and toilets, etc.

Another problem was identified as the extreme difficulty of complying with the requirements for barrier-free spaces in all temporary accommodation places, as well as the proper arrangement of sanitary facilities for persons with disabilities in accordance with the Procedure for the Functioning of Temporary Accommodation Places for Internally Displaced Persons, approved by the Cabinet of Ministers of Ukraine on 1 September 2023, No. 930.

The regional military administration has also identified 24 places of temporary accommodation (32.9%) that require repair and construction work, including the installation of additional toilets, showers, and accessibility.

From the beginning of 2024, the Agency for Technical Cooperation and Development (ACTED) carried out certain types of repairs in 9 places of temporary accommodation.

The International Organization for Migration has selected 5 places of temporary accommodation with the largest number of IDPs, namely: the dormitory of Vocational School No. 8, Medical Professional College, Bukovyna State Medical University (dormitory № 2), Yuriy Fedkovych Chernivtsi National University (dormitory No. 6), and Chernivtsi Regional Centre for Social and Psychological Assistance (buildings 1, 3). These places of temporary accommodation currently house 825 IDPs. Needs assessments were conducted in these buildings in July 2024.

In April 2024, Neeka, the international health and environmental foundation "Carpathian Region", launched a programme to provide targeted financial support to IDPs for rental housing. The programme is designed for 80 IDP families, with about 300 IDPs currently involved in the programme. Also, household appliances and hygiene products were purchased for 21 places of temporary accommodation.

The international non-governmental humanitarian organisation Medair (Medair Ukraine) is also implementing a project to support IDPs by providing construction materials and carrying out restoration repairs in households where IDPs live. The repairs are planned to be carried out in 67 households in the Kamianetska,

Beregometska, Boyanska and Hlybotska Territorial Community. Currently, work has begun in 45 households. The project will be implemented from 10 June to 31 December 2024.

The Chernivtsi regional military administration monitored the formation of housing funds by local governments in the region. It was found that the decision to create a fund housing intended for temporary accommodation of internally displaced persons was accepted by 11 local councils, namely: Chernivtsi, Kitsman, Novodnistrovsky, Sokyryanska, Hertsaiivska, Kamianetska, Nedoboivska, Vashkivetska, Viknianska and Yurkovetska, Selyatynska.

Currently, according to the Resolution of the Cabinet of Ministers of Ukraine No. 495 of 29 April 2022, the registration of citizens in need of temporary accommodation is carried out in 21 territorial communities, namely: Vyzhnytsia, Vashkivtsi, Viknya, Volokiv, Velykokuchurivka, Novodnistrovska, Nedoboivska, Kitsmanska, Konyatynska, Stavchanska, Sokyryanska, Selyatynska, Hertsaiivska, Hlybotska, Ostrytska, Kamianetska, Yurkovetska, Toporivska, Khotynska and Chernivetska.

There are 1,253 internally displaced persons registered as citizens in need of housing for temporary accommodation in the Chernivtsi region.

The regional military administration also monitored the formation of a social housing fund by the local authorities of the region in 11 objects (dormitories, individual houses, manoeuvre fund), which house 79 people, including 61 IDPs. According to local authorities, there is currently no apartment registration of persons in need of housing from the social housing fund in territorial communities.

The State Property Fund of Ukraine sent a list of state-owned dormitories to the regional military administration that need to be inspected to identify unused facilities that could be used for IDPs. The list includes 73 dormitories managed by the Ministry of Defence of Ukraine, the Ministry of Education and Science of Ukraine, the Ministry of Health of Ukraine, the Ministry of Justice of Ukraine, the National Police of Ukraine, the State Agency of Forest Resources of Ukraine and the Chernivtsi Regional State Administration.

It is worth noting that the territory of the Chernivtsi region, due to its remoteness from the combat zone, remains attractive for IDPs when they decide to move. Therefore, there is still an urgent need to increase the number of temporary accommodation places, improve living conditions in them, and create additional housing funds for IDPs.

During the offsite meeting of the Commission in Khmelnytskyi, other problematic issues related to the protection of the rights and guarantees for minimum assistance and meeting the basic needs of internally displaced persons were also discussed.

Following consideration of **the Commission decided:**

1. To take note of the information of the Chernivtsi Regional Military Administration and local self-government bodies of the Chernivtsi region.
2. To propose to the Chernivtsi Regional Military Administration:

2.1. to strengthen efforts to create housing funds for temporary accommodation of internally displaced persons, to conduct an inventory of real estate and identify available premises that can be brought to a habitable condition, and to provide internally displaced persons with affordable housing, taking into account their needs, capacities and vulnerability criteria, including through public-private partnership mechanisms;

2.2. to determine the reserve of temporary accommodation for evacuated internally displaced persons, including during the mandatory evacuation of children with their parents, persons in loco parentis or other legal representatives under martial law, and to inform the military administrations of the regions from which the evacuation is carried out of the number of beds and premises in the reserve;

2.3. in order to improve the living conditions and ensure the rights of internally displaced persons in the Chernivtsi region, conduct a comprehensive monitoring of places of temporary accommodation and other facilities housing internally displaced persons within a month, namely: monitoring the condition, arrangement, number of residents and free beds in of places of temporary accommodation and other facilities housing internally displaced persons who are not included in the list of places of temporary accommodation for IDPs in accordance with the Resolution of the Cabinet of Ministers of Ukraine of 1 September 2023 No. 930, and to inform the Commission about:

- the current state of the facilities, including living conditions, safety, access to medical and social services;
- identifying the number of residents and available beds to plan the accommodation of new internally displaced persons;
- identifying the needs for modernisation and arrangement of the relevant facilities to bring them in line with the requirements of the Procedure for the functioning of temporary accommodation places for internally displaced persons, approved by the Cabinet of Ministers of Ukraine on 1 September 2023, No. 930;
- determining the status of compliance with the requirements of paragraph 7 of the Procedure for the functioning of temporary accommodation places for internally displaced persons, approved by the Cabinet of Ministers of Ukraine on 1 September

2023 No. 930, regarding the conclusion (availability) of agreements for the use of premises of the places of temporary accommodation for internally displaced persons with residents of the places of temporary accommodation;

- determining the state of the places of temporary accommodation facilities for unimpeded access for persons with disabilities and other low-mobility groups, including areas, sanitary and hygienic facilities and rooms with beds;

2.4. in case of detection, based on the results of the monitoring conducted in accordance with clause 2.3. of this decision, of real estate objects repaired (modernised, reconstructed, built) at the expense of international or national humanitarian, charitable organisations to provide accommodation for internally displaced persons who are not included in the list of places of temporary accommodation of IDPs in accordance with the Resolution of the Cabinet of Ministers of Ukraine of 1 September 2023 No. 930, to consider taking measures to include such facilities in the list of places of temporary accommodation of internally displaced persons and to ensure their free accommodation;

2.5. based on the results of the monitoring conducted in accordance with paragraph 2.3. of this Commission decision, to develop a set of measures to improve living conditions at the places of temporary accommodation and other facilities housing internally displaced persons, which will include:

- ensuring the required level of material and technical equipment;
- improving access to healthcare, education and social services;
- providing legal support and informing internally displaced persons about their rights and obligations;
- introducing mechanisms for regular monitoring and reporting on the condition of the relevant facilities;
- resettlement of internally displaced persons in other places of temporary accommodation that meet the requirements of the Procedure for the functioning of temporary accommodation places for internally displaced persons, approved by the Cabinet of Ministers of Ukraine on 1 September 2023, No. 930, or provision of housing from temporary accommodation or social housing funds;
- ensuring the conclusion (availability) of contracts for the use of the premises of the place of temporary accommodation of internally displaced persons with the residents of the places of temporary accommodation;
- equipping the places of temporary accommodation with unimpeded access for persons with disabilities and other low-mobility groups, including areas, sanitary and hygienic facilities and rooms with beds;

2.6. consider preparing a programme of interest reimbursement on housing loans for internally displaced persons living in the Chernivtsi region;

2.7. to strengthen the informing of Ukrainian citizens about the places of temporary accommodation for internally displaced persons, their location, number of vacant places, and the condition of the facilities, including by updating and expanding the information on the website of the regional military administration with an interactive map with information about these facilities;

2.8. to take measures to respond to the information of the Representative of the Verkhovna Rada of Ukraine Commissioner for Human Rights in Chernivtsi region regarding the general repair of the premises, living rooms, bathrooms and replacement of windows in the living rooms of the outpatient clinic of Toporivka Village Council (3 Shevchenko str., Toporivtsi village), in accordance with the minimum requirements set out in the Procedure for functioning of places of temporary accommodation of internally of displaced persons, approved by the Resolution of the Cabinet of Ministers of Ukraine No. 930 of 1 September 2023, as well as to relocate internally displaced persons on substitution maintenance therapy from this outpatient clinic to institutions of the relevant profile;

2.9. to assess the employment and employment needs of IDPs and host communities in the Chernivtsi region and develop a comprehensive programme to promote employment and retraining of internally displaced persons, taking into account the results of the needs assessment of IDPs and host communities, including cooperation with local enterprises and educational institutions to provide IDPs with skills relevant to the labour market, taking into account the specific economic profile of the region;

2.10. to analyse the state of implementation of the Resolution of the Cabinet of Ministers of Ukraine of 22 March 2024 No. 331 *‘Some issues of adoption and placement of orphans, children deprived of parental care, social protection of children left without parental care’* regarding the receipt of temporary allowances by internally displaced persons whose child(ren) are temporarily placed with their families, in respect of whom the fact of absence of parental care has been established in Chernivtsi region, and to strengthen awareness-raising activities among the population on the procedure for the appointment and payment of temporary assistance for children in respect of whom the fact of absence of parental care has been established and who are temporarily placed with relatives, friends, foster families or family-type children's homes *‘A Child is not Alone’*.

3. The Commission's decision to be sent to the Head of the Chernivtsi Regional Military Administration for appropriate response and notification of the Commission on the results of the implementation of this decision.

Chairman of the Commission

P. Frolov

Secretary of the Commission

S. Velmozhnyi

