



BRDO INITIATIVES IMPLEMENTED WITH EU SUPPORT



THE DRAFT LAW ON INCREASING LIABILITY IN THE URBAN PLANNING SECTOR WAS REGISTERED IN THE PARLIAMENT

The Parliament registered draft law [#5877](#) on increasing liability in the urban planning sector. BRDO experts participated in drafting the document. If adopted, it would increase liability for unlawful activities in urban planning sector, in particular, for illegal construction. Follow our [news piece](#) to find out details of what the draft law envisages.

THE DRAFT LAW ON GUARANTEEING THE RIGHTS TO REAL ESTATE UNDER CONSTRUCTION WAS ADOPTED IN THE FIRST READING

The Parliament adopted in the first reading the draft law [#5091](#) on guaranteeing property rights to real estate to be constructed in the future. The adoption of the draft law creates effective legal mechanisms for the state to guarantee property rights to unfinished construction projects and future real estate – from now on real estate buyers are much better protected and receive guarantees of protection of their rights in case of, for example, suspended construction. See our [news piece](#) to find out more on the changes proposed in the draft law, and further reading on the topic is available in the [analytics](#) of our experts.

THE PARLIAMENT PLANS TO OBLIGE UKRAINIAN SUBSCRIBERS TO GO THROUGH AN IDENTIFICATION PROCESS — BRDO FINDS IT UNACCEPTABLE

Recently, the Parliament Committee on Digital Transformation has published a draft law amending the Law of Ukraine “On Electronic Communications” regarding the identification of users of electronic communications services for discussion. The draft law stipulates that mobile subscribers should be subject to forced registration by the operator, otherwise they will not receive mobile services. That is, users lose the right to receive mobile services anonymously and are obliged to provide their personal data to mobile providers. BRDO experts analyzed the draft law and consider it unacceptable, as it contradicts the Constitution of Ukraine and current legislation, as well as limits the rights and freedoms of citizens provided by law. Details are available on our [website](#).

EUROPEAN INTEGRATION: HOW SHOULD UKRAINE PREVENT DIGITAL PIRACY?

In Ukraine, it is very easy not to pay for digital content today, as the law does not prohibit the production, sale, and use of illegal conditional access devices, so offenders cannot be held liable for their actions. In Europe, digital content access services have been protected by Directive 98/84/EC since 1998. In the context of harmonization of Ukrainian laws with the European legislation, we have to meet certain criteria, in particular, resolve the issue of Ukraine’s integration into the EU internal market in the field of the digital economy. For this purpose, BRDO experts have drafted a [law](#) on the protection of certain services based on, or consisting of, conditional access. Details on the draft law and why it is important to adopt it are available on our [website](#).

AUTHORITIES WANT TO OBLIGE UKRAINIANS TO VERIFY THE LEGALITY OF PURCHASED MOBILE PHONES – BRDO CONSIDERS IT UNACCEPTABLE

In early August, the draft law amending the Law of Ukraine “On Electronic Communications” to protect the interests of the state and users of electronic communication [services was published for discussion](#) by the Parliament Committee on Digital Transformation. This document contains some conflicting provisions that make it difficult for citizens to buy mobile phones and other terminal equipment. BRDO experts analyzed the draft law in detail and consider the amendments proposed by this legislative initiative to be unacceptable. The suggested changes are described in our [news piece](#) as well as why they don’t meet current demands of consumers.

PARTIAL RELICENSING OF FREQUENCY SPECTRUM WILL ADD UAH 2.4 BLN TO UKRAINIAN STATE BUDGET

The National Commission for State Regulation of Communications and Informatization started the process of relicensing of 2300-2400 and 2575-2610 MHz frequency spectrum. For this purpose the regulator published the draft law that changes fees for licenses that are issued for frequency spectrum usage for public discussion. The adoption of the law allows to improve 4G coverage, introduce new technologies, and increase budget revenues. The most part of 2300-2400 MHz spectrum was freed by previous users of frequency by licenses annulment. This became possible due to the realisation of BRDO proposals which were formulated as a result of 2019 research of frequency spectrum sector.

“OPEN-ENDED” TERMS OF ADMINISTRATIVE SERVICES ARE CANCELLED — DRAFT LAW #5454 IS ADOPTED AS A WHOLE

The [draft law](#) that was adopted as a whole finally cancelled the terms of providing administrative services during the quarantine. So from now on, quarantine will not be a reason to suspend these terms — they are obliged to deliver services in time. BRDO experts participated in the drafting of the law aimed at cancelling indefinite terms of the provision of administrative services. So we are sure that it will make life much easier for both business and society!

CONSUMER PROTECTION — THE GOVERNMENT APPROVED A NEW DRAFT LAW

To protect the rights of consumers, the government approved a new version of the draft law developed by the Ministry of Economy of Ukraine together with BRDO experts. This is about modern mechanisms for consumer protection. Additionally, the draft law is aimed at fulfilling Ukraine’s obligations under the Association Agreement and the implementation of EU legislation. Read our [news piece](#) to find out about the changes the draft law envisages and why it is important.

BRDO INITIATIVES DEVELOPED IN PARTNERSHIP

HOW DO STATE INSPECTIONS OF BUSINESSES WORK?

Міністерство
цифрової трансформації
України

TEXTY.ORG.UA

To figure it out and draw attention to state inspections, [Texty.org.ua](#) developed a project “Under Supervision”. As part of this project, they analyzed the open data of the [Inspection Portal](#), which displays information on scheduled and unscheduled inspections, conducted by state regulatory authorities, and their results. This [article](#) contains brief tips for entrepreneurs on how to be prepared for inspections. Moreover, it contains recommendations for regulatory authorities to improve the quality of inspection data they enter into the database of the [Inspection Portal](#).

The Inspection Portal provides real-time accessible information on inspections. This web service was launched by the Better Regulation Delivery Office (BRDO) together with the State Regulatory Service in 2017.

FIRST TELEGRAM-BOT OF THE FORESTRY SECTOR

Міністерство захисту
довкілля та природних
ресурсів України

The Ministry of Ecology and Natural Resources of Ukraine and the State Agency of Forest Resources of Ukraine launched a new online service – the first state Telegram bot. It is created to simplify information exchange with citizens. From now on every Ukrainian has the opportunity to quickly receive information regarding the issues managed by the Forest Agency. Apart from that, the Agency plans to actively engage citizens to decision making process in the ecology field through the new communication channel. Now it would be possible to report forest fires or illegal forest cutting quickly and easily. The new bot is another service of the Ministry of Ecology based on the [EcoSystem platform](#). BRDO experts have been actively developing the platform which is designed to be the single national portal with all administrative services for business and ecological information for citizens.

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