

# BETTER REGULATION DELIVERY OFFICE 2021



**BRDO is an independent think tank, a key platform for united reforms organisations which share values to implement changes. We develop public policies to transform Ukraine into a European democracy with good governance and a strong economy.**

# 6 YEARS OF ACTIVITY:

**70**

policy papers  
(fitness checks)

**187**

adopted (co-)drafted  
legislative acts  
implementing policy  
recommendations

**1245**

abolished legislative acts  
identified to be outdated  
and/or illegal

**5**

award-winning digital tools  
used by SMEs, inspectors  
and regulators

“2021 was a year of adopting the adoption of the largest BRDO initiatives in the field of public policy since the beginning of our work. At the same time, Ukraine continues to suffer from hybrid challenges that weakened state and social institutions may not always be able to meet. This increases the role of civil society, ready to support the state with its knowledge, experience, and achievements. However, resistance to change from those who profit from corruption is also growing every year. Nevertheless, the formation of broad coalitions with representatives of various organizations and institutions manages to support the progress of reforms. The best way to counter discrediting campaigns against reforms is to continue proving that reforms are possible by focusing on their successful implementation.”



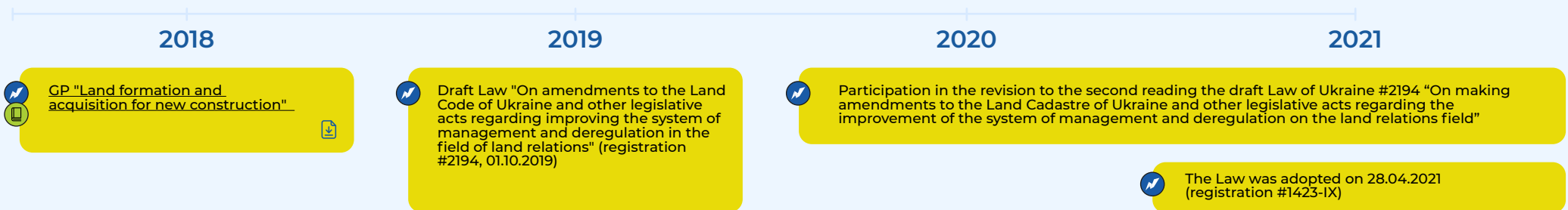
**Oleksii Dorohan**  
CEO

# CONSTRUCTION

## 1. Creation of national geospatial data infrastructure

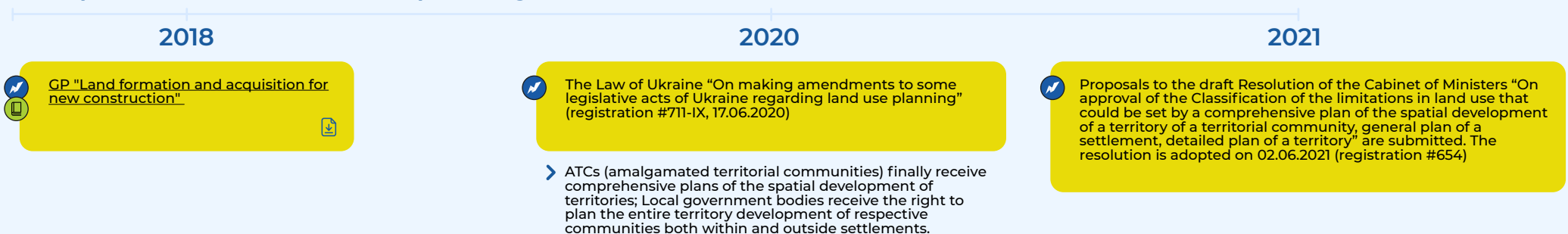


## 2. Improvement of the system of management and deregulation in the field of land relations

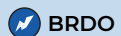


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## 3. Improvement of the land use planning



Symbols:



BRDO

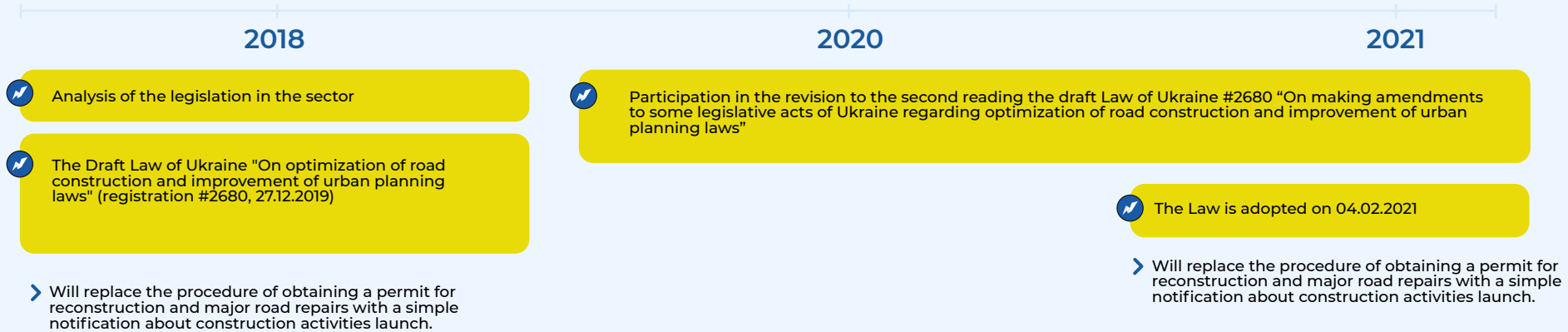


GREEN BOOK

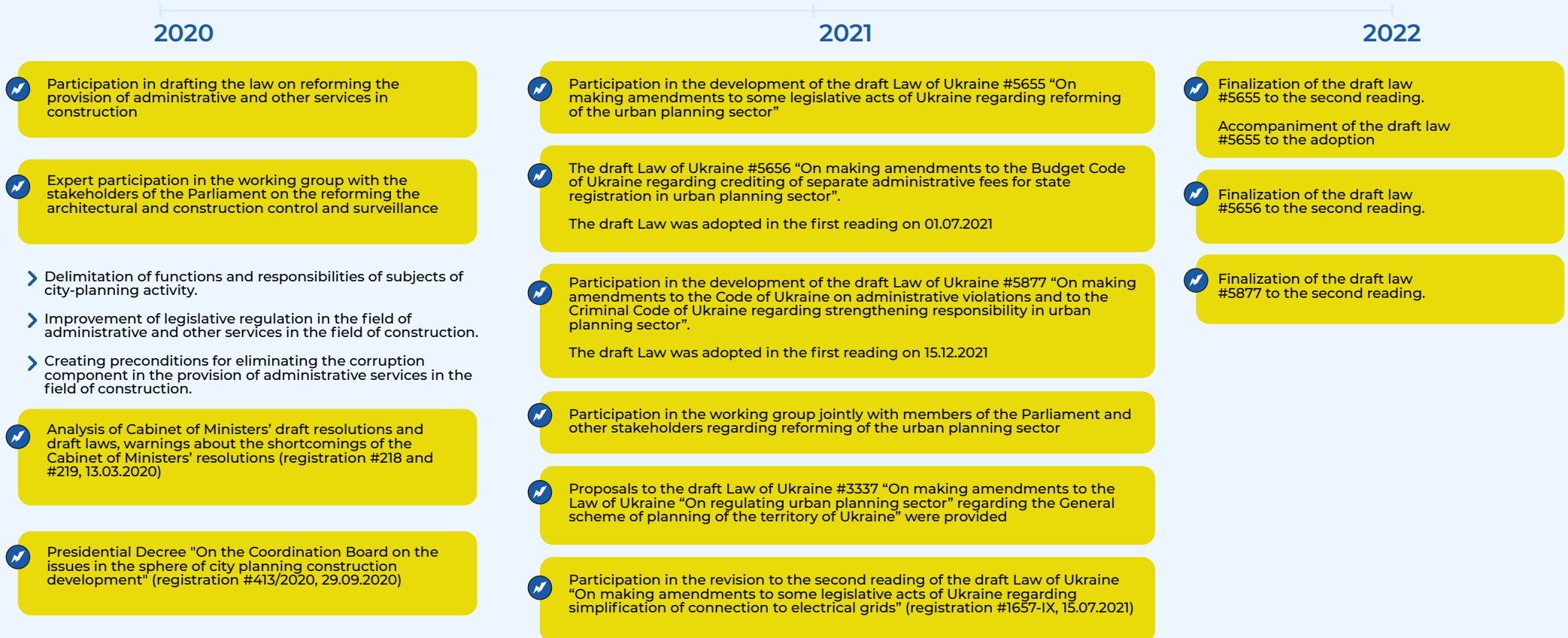


WHITE PAPER

## 4. Simplification of the receiving rights to road construction



## 5. Reforms and improvements in the sphere of urban planning



## 6. Development and introduction of e-system in construction

2017

- GP "Market of construction metal structures"
- GP "Installation of internal specialized engineering networks, construction and pre-commissioning activities"
- GP "Design of construction objects"

2018

- GP "New construction of residential and public buildings market" (aviation safety requirements)"
- GP "Land formation and acquisition for new construction"

2019

- GP "Construction management activities"
- Law of Ukraine "On Amendments to Certain Legislative Acts of Ukraine on Improving the Procedure for Providing Administrative Services in Construction and Creating a Unified State Electronic System in Construction" (registration #199-IX, 17.10.2019)
- Services should be switched into online format with the use of the electronic system.
- Resolution of the Cabinet of Ministers of Ukraine "Some issues of deregulation of economic activity" (registration #367, 27.03.2019)
- Order of the Ministry of Regional Development "On approval of the Procedure for the functioning of e-cabinets in the field of urban planning" (registration #285, 02.12.2019)

2020

- GP "Technical inventory of real estate"
- Decree of the Cabinet of Ministers of Ukraine "On approval of the Action Plan for creating and introducing a Single State Electronic System in Construction" (registration #565-p, 20.05.2020)
- The Resolution of the Cabinet of Ministers of Ukraine "On implementation of the Pilot project on the first stage of the introduction of the Single State Electronic System in Construction" (registration #559, 01.07.2020)
- Introduction of the e-cabinet in the field of urban planning
- Introduction of the first stage of the Single State Electronic System in Construction
- Introduction of the Single State Electronic System in Construction
- Draft Procedure for maintaining the Single State Electronic System in Construction
- Participation in the development of regulations aimed at implementing the Single State Electronic System in Construction
- Submission of proposals to the legal acts developed by the Ministry of Regional Development, aimed at the introduction of the Single State Electronic System in Construction

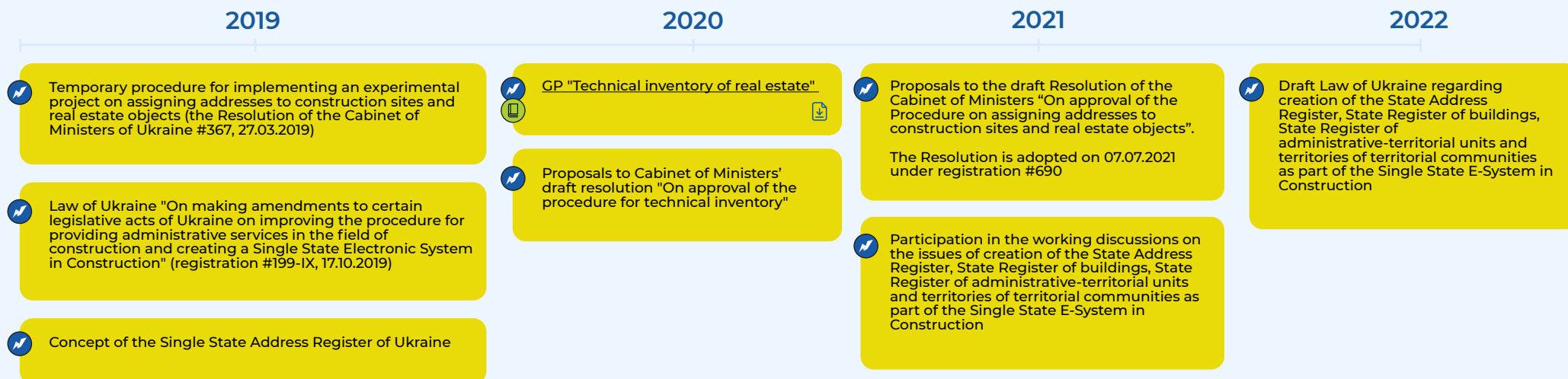
2021

- Participation in working discussions regarding the issues of the implementation of e-services of the Single State Electronic System in Construction
- Participation in the development of the Resolution of the Cabinet of Ministers of Ukraine "On some issues of providing the functioning of the Single State Electronic System in Construction" (registration #681, 23.06.2021)
- Participation in the development of the Resolution of the Cabinet of Ministers of Ukraine "On making amendments to the Resolution of the Cabinet of Ministers of Ukraine #602 from 26.07.2018" (registration #379, 21.04.2021) (regarding making amendments to the Procedure of information exchange between central executive bodies, attestation commissions in the process of conducting independent monitoring, professional attestation and maintaining databases of certificates, specialists and reports)
- Participation in the development of the Resolution of the Cabinet of Ministers of Ukraine "On making amendments to the Resolution of the Cabinet of Ministers of Ukraine #554 from 23.05.2011" (registration #651, 23.06.2021) (regarding making amendments to the Resolution of the Cabinet of Ministers of Ukraine "On some issues of professional attestation of the responsible contractors of certain types of works (services) connected with the creation of architectural objects", registration #554, 23.05.2011)
- Proposals to the draft Decree of the Ministry for Communities and Territorial Development of Ukraine "On approval of the Amendments to the Procedure of developing project documentation for construction of objects" are submitted
- Participation in the development of the draft Law of Ukraine #5655 "On making amendments to some legislative acts of Ukraine regarding reforming of the urban planning sector". The Law was approved in the first reading on 01.07.2021

## 7. Placing construction products on the market



## 8. Creation of the Address Register, Register of buildings, State Register of administrative-territorial units and territories of territorial communities as part of the Single State E-System in Construction

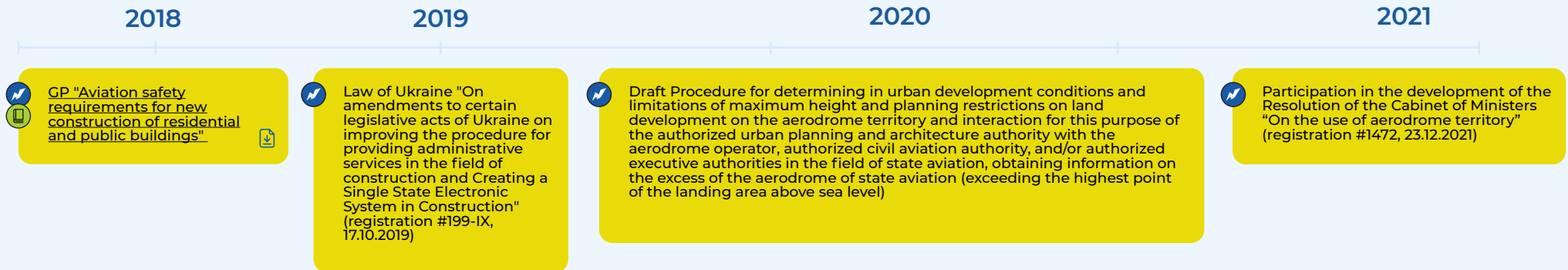


## 9. Protection of investors' rights in real estate that will be built in the future





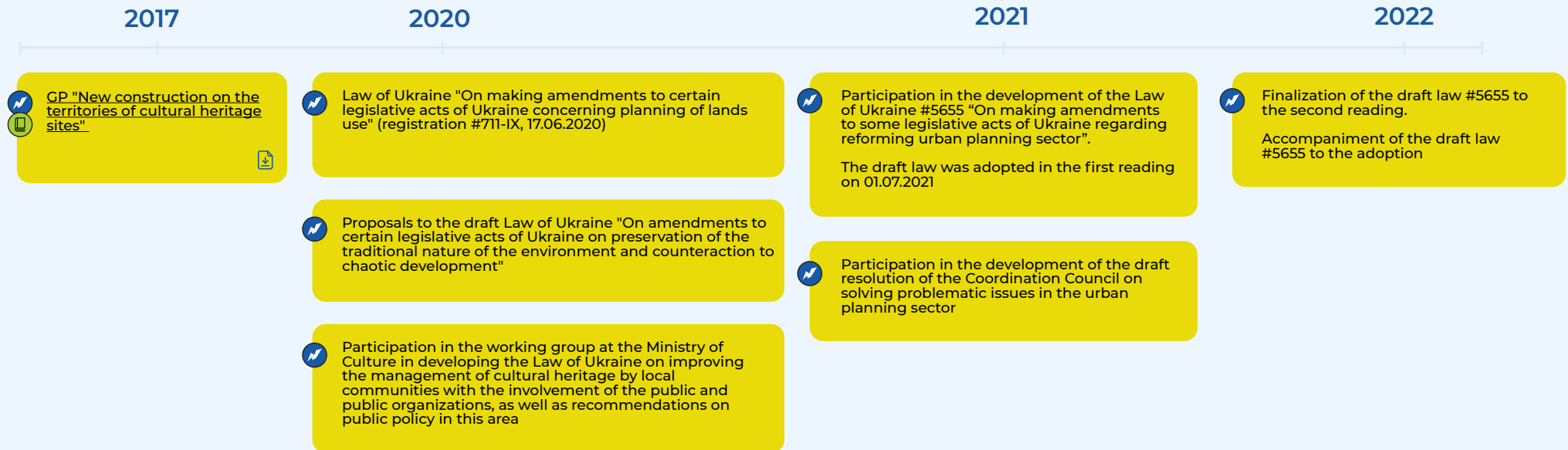
## 10. Simplification of obtaining approvals for construction on the aerodrome territory



## 11. Improving professional attestation of responsible contractors of certain types of works (services) related to the creation of architectural objects



## 12. Improving of the receiving of administrative services in the field of cultural heritage protection (for construction)



## 13. Building information modeling (BIM)

2019

2020

Memorandum of Cooperation between the Ministry of Development of Communities and Territories of Ukraine, the Better Regulation Delivery Office (BRDO), the Association "Ukrainian Center for Steel Construction", the "Confederation of Builders of Ukraine", and "Interstate Guild of Consulting Engineers", signed on November 30, 2019

Participation in the working group at the Ministry of Regional Development to develop proposals for amendments to state construction norms A.2.2-3: 2014 "Composition and content of design documentation for construction" (to perform the tasks defined by the Roadmap of priority steps to create conditions for building information modeling)

Roadmap of priority steps for creating conditions for the introduction of building information modeling (BIM)

Proposals to the Concept of implementation of building information modeling technologies (BIM technologies) in Ukraine

**Green papers 2021:** ["Supply of Construction Materials to the Market. Implementation of the EU Regulation No 305/2011"](#) 

Participation in the development of 16 legislative acts, in particular:

### Adopted laws

1. Law of Ukraine "On making amendments to some legislative acts regarding the improvement of the system of management and deregulation on the land relations field" (registration #1423-IX, 28.04.2021)
2. Law of Ukraine "On making amendments to some legislative acts of Ukraine regarding optimization of road construction and improvement of urban planning laws" (registration #2680, 27.12.2019). Not sent for signature by the President
3. Law of Ukraine "On making amendments to some legislative acts of Ukraine regarding simplification of connection to electrical grids" (registration #1657-IX, 15.07.2021)
4. Law of Ukraine "On specifics of providing electronic (electronic public) services"

### Adopted in the 1st reading

1. Draft Law of Ukraine "On making amendments to some legislative acts of Ukraine regarding reforming urban planning sector" (registration #5655, 11.06.2021)
2. Draft Law of Ukraine "On making amendments to the Budget Code of Ukraine regarding crediting of separate administrative fees for state registration in urban planning sector" (registration #5656, 11.06.2021)
3. Draft Law of Ukraine "On making amendments to the Code of Ukraine on administrative violations and to the Criminal Code of Ukraine regarding strengthening responsibility in urban planning sector" (registration #5877, 01.09.2021)
4. Draft Law of Ukraine "On guaranteeing property rights to real estate objects which would be constructed in the future" (registration #5091, 17.02.2021)

### Acts of the Cabinet of Ministers

1. Resolution of the Cabinet of Ministers of Ukraine "On some issues of providing the functioning of the Single State Electronic System in Construction" (registration #681, 23.06.2021)
2. Resolution of the Cabinet of Ministers "On approval of the Classification of the limitations in land use that could be set by a comprehensive plan of the spatial development of a territory of a territorial community, general plan of a settlement, detailed plan of a territory" are submitted (registration #654, 02.06.2021)
3. Resolution of the Cabinet of Ministers of Ukraine "On approving systems of evaluation and inspection of the stability of construction produce indicators" (registration #596, 09.06.2021)
4. Resolution of the Cabinet of Ministers of Ukraine "On approving the Index of construction produce categories" (registration #426, 28.04.2021)
5. Resolution of the Cabinet of Ministers of Ukraine "Issues of using aerodrome territory" (registration #1427, 23.12.2021)
6. Resolution of the Cabinet of Ministers of Ukraine "On making amendments to the Resolution of the Cabinet of Ministers of Ukraine #602 from 26.07.2018" (registration #379, 21.04.2021)
7. Resolution of the Cabinet of Ministers of Ukraine "On making amendments to the Resolution of the Cabinet of Ministers of Ukraine #554 from 23.05.2011" (registration #651, 23.06.2021)
8. Resolution of the Cabinet of Ministers of Ukraine "On making amendments to resolutions of the Cabinet of Ministers of Ukraine #1069 from 28.12.2016 and #1340 from 23.12.2020" (registration #570, 02.06.2021)

## Proposals submitted:

1. Draft Law of Ukraine "On making amendments to some legislative acts of Ukraine regarding definition of pricing system in construction of public automotive highways" (registration #2234, 07.10.2019)
2. Draft Law of Ukraine "On making amendments to the Law of Ukraine "On regulating urban planning sector" regarding the General scheme of planning of the territory of Ukraine" (registration #3337, 14.04.2020)
3. Draft Law of Ukraine "On making amendments to some laws of Ukraine regarding improving the mechanism of combatting raiding" (registration #3774, 02.07.2020)
4. Draft Law of Ukraine "On making amendments to the Code of Ukraine on administrative violations and other legislative acts of Ukraine regarding setting responsibility for violations of the terms of submitting documentation for an apartment house" (registration #4086, 14.09.2020)
5. Draft Law of Ukraine "On making amendments to some legislative acts regarding the implementation of owners' rights to use their property to conduct entrepreneurial activity and provide protection of residential rights of citizens"
6. Draft Law of Ukraine "On making amendments to some legislative acts regarding regulation of a single procedure of transferring residential buildings and premises into non-residential and provide protection of residential rights of citizens"
7. Draft Resolution of the Cabinet of Ministers "On approval of the Procedure on assigning addresses to construction sites and real estate objects". The Resolution approved on 07.07.2021, registration #690
8. Draft Decree of the Ministry of Communities and Territorial Development of Ukraine "On approving the Amendments to the Procedure of developing project documentation for construction of objects"

**"In 2022 together with partners we are concentrating on the development of legislative basis connected with guaranteeing of food safety during the martial law, as well as gathering information regarding damaged and destroyed real estate due to the war, payment of compensation for such real estate, specifics of completing preparatory and construction works, commissioning finished construction objects, specifics of regulation of land relations during the martial law.**

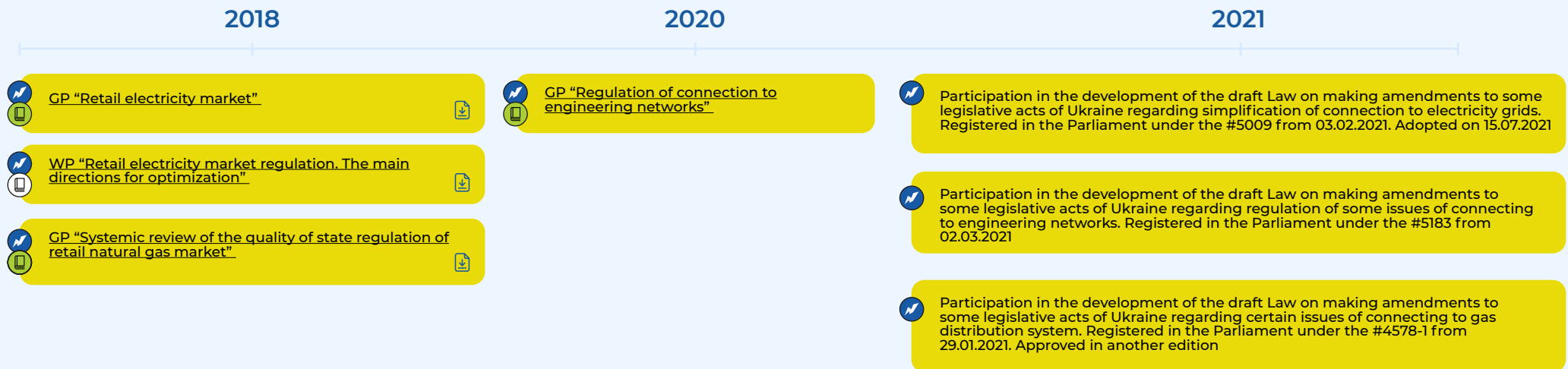
**And after the victory we will continue reforming the urban planning sector, development of new components for the Single State E-System in Construction, in particular, State Address Register, Register of buildings, Register of administrative-territorial units and territories of territorial communities"**



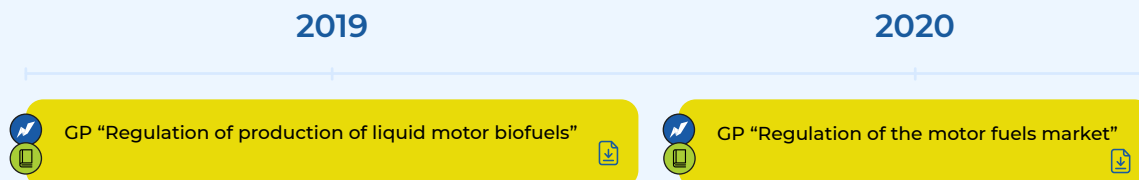
**Taisiia Baryngolts**  
Construction Sector Head

# ENERGY: REFORMS AND CHALLENGES

## 1. Connection to grids reform



## 2. Reform of biomotor fuel market



## KEY CHALLENGES IN THE SECTOR – 2022:

World energy crisis

Threat to energy security of Ukraine

## Green papers 2021:



“Regulation of the market of water supply and sewerage”

## Research:



Analysis of the situation in energy sector of Ukraine regarding providing resources to heat and power stations, prognosing possible scenarios of the situation development in energy sector and proposals to overcome the crisis.

## 3 legislative acts developed:



Draft Law on making amendments to some legislative acts of Ukraine regarding simplification of connection to electricity grids (registration #5009, 03.02.2021)

Draft Law on making amendments to some legislative acts of Ukraine regarding regulation of some issues of connecting to engineering networks (registration #5183, 02.03.2021)

Draft Law on making amendments to some legislative acts of Ukraine regarding certain issues of connecting to gas distribution system (registration #4578-1, 29.01.2021)

“In 2022 we are researching Ukrainian energy market in the context of challenges of the “green” transition of Ukrainian economy”



**Anton Zorkin**  
Energy Sector Head

## 1. Simplification of the activities of operators and telecom providers

2016

Resolution of the Cabinet of Ministers "On making amendments to the Methods of calculating the rent for state property and the proportions of its distribution" (registration #390, 23.11.2016)

- Regulates the relationship between the State Property Fund and telecommunications operators and providers for the development of telecommunications networks and increase revenues to state and local budgets

Amendments to the Procedure of commissioning finished construction objects and the Procedure of completing preparatory and construction works

- Simplification of the procedure of the start of a construction and commissioning base stations of mobile connection

Resolution of the Cabinet of Ministers of Ukraine "On making amendments to procedures approved by resolutions of the Cabinet of Ministers of Ukraine ## 461 and 466 from 13.04.2011" (registration #1060, 16.12.2016)

2017

GP "Regulation of the fixed broadband Internet access market"

Developed drafts of legislative acts needed for the implementation of the Law of Ukraine "On the access to objects of construction, transport, electrical energy with the aim of developing telecommunications networks":

- Resolution of the Cabinet of Ministers "On approving the Rules of granting access to the infrastructure of buildings' distribution system" (registration #611, 18.07.2018)

- Resolution of the Cabinet of Ministers "On approving the Rules of granting access to the infrastructure of a construction object" (registration #610, 18.07.2018)

- Resolution of the Cabinet of Ministers "On approving the Rules of granting access to the infrastructure of a transport object" (registration #586, 18.07.2018)

- Resolution of the Cabinet of Ministers "On approving the Rules of granting access to the infrastructure of an electrical energy object" (registration #853, 18.07.2018)

- Decree of the Ministry for Communities and Territorial Development of Ukraine "On approving the Methods of calculating fees for access to the elements of infrastructure of buildings' distribution system" (registration #3, 22.01.2019)

- Decree of the Ministry for Communities and Territorial Development of Ukraine "On approving the Methods of calculating fees for access to the elements of infrastructure of a construction object" (registration #247, 25.09.2018)

- Decree of the Ministry of Infrastructure of Ukraine "On approving the Methods of calculating fees for access to the elements of infrastructure of a transport object" (registration #124, 25.02.2019)

- Decree of the Ministry of Energy of Ukraine "On approving the Methods of calculating fees for access to the elements of infrastructure of an electrical energy object" (registration #622, 10.12.2018)

The approval of abovementioned legislative acts was a significant impetus for the development in Ukraine of both broadband Internet access and the telecommunications market in general.

Prepared amendments to the State Sanitary Standards for Protection of the Population from the Effects of Electromagnetic Radiation, which envisage:

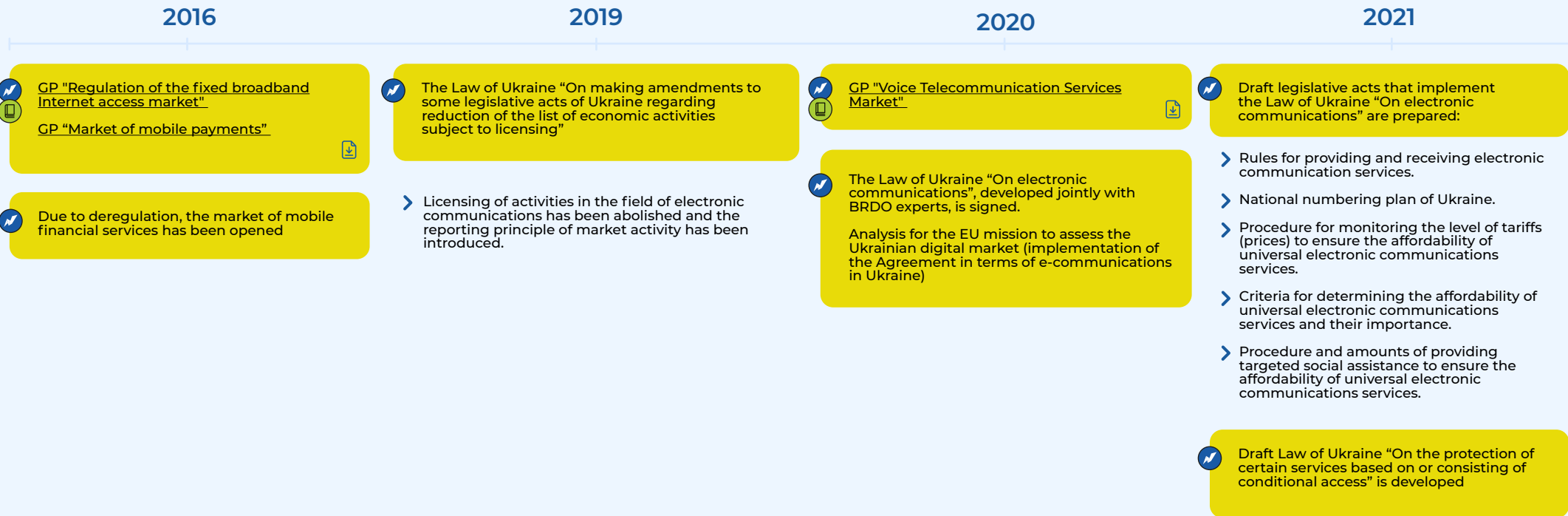
- bringing the domestic maximum permissible levels of electromagnetic radiation in line with EU standards by increasing them for the ranges of very high frequencies and ultrahigh frequencies from 2.5  $\mu\text{W} / \text{cm}^2$  or 3 V / m to 10  $\mu\text{W} / \text{cm}^2$  or 6 V / m

- abolition of the obligation to obtain a sanitary passport, which is not specified in the List of permits in the field of economic activity, approved by Article 1 of the Law of Ukraine "On the list of permits in the field of economic activity".

The Decree of the Ministry of Health of Ukraine "On approval of Amendments to the State Sanitary Standards for Protection of the Population from the Effects of Electromagnetic Radiation" (registration #266, 13.03.2017)

- Abovementioned changes have greatly simplified the business activities of telecommunications operators that use the radio frequency resource of Ukraine and help avoid the corruption component that arose earlier during the legalization of telecommunications facilities, namely stationary electronic means.

## 2. Reform of telecommunications





### 3. Improvement of efficiency of the radio frequency resource use

2019

2020

GP "How to use a radio-frequency resource to ensure quality communication in Ukraine?"



Law of Ukraine (registration #466-IX 16.01.2020)

- › Until recently, rental rates for the same radio-frequency resource (RFR) ranges differed by 65 times in Ukraine. The amendments provide for an increase in the rental rate. According to BRDO calculations, this will increase state budget revenues by UAH 236.3 million in 2021.

Refarming the 900 MHz frequency band to run 4G

- › Previously, the 900 MHz band was fragmented and a large proportion of it was concentrated in one of the telecommunications operators. This hindered the 4G development in Ukraine.
- › The need for 900 MHz frequency band redistribution was analyzed in detail by BRDO experts in the research of the RFR market regulation. In July 2019, the President approved an action plan for the introduction of quality mobile communications. A working group consisting of representatives of the NCCIR, BRDO, leading mobile operators, professional associations, and government authorities was established to implement the action plan.
- › Making amendments to the National table of distribution of radio frequency bands and to the Plan of radio frequency resource use (preparation of the Resolution of the Cabinet of Ministers "On making amendments to the resolutions of the Cabinet of Ministers #1208 from 15.12.2005 and #815 from 9.06.2006", registration #15, 15.01.2020)
- › In February 2020, the NCCIR granted Vodafone Ukraine, Kyivstar, and Lifecell a permit for the early introduction of 4G technology in the 900 MHz band. The fee for reissuing licenses will bring about 850 million hryvnias to the budget.
- › As a result, 1.7 million subscribers gained access to the mobile Internet for the first time (as of November 2020).

## 4. Simplification of engaging foreign IT specialists

2019

2020



GP "Software Market"



Resolution of the Cabinet of Ministers of Ukraine "Amendments to the Procedure for processing, issuance, exchange, cancelling, forwarding, withdrawal, return to the state, invalidating and abolishing of the temporary residence permit"

- › Citizens of Belarus, Azerbaijan, Armenia, Moldova, and Uzbekistan no longer need to leave Ukraine to cross the border to obtain a temporary residence permit (this also applies to IT specialists).



Amendments to the Order of the Ministry of Economic Development and Trade of Ukraine that simplify the immigration procedure for foreign specialists wishing to work in Ukraine (registration #283, 19.03.2020)

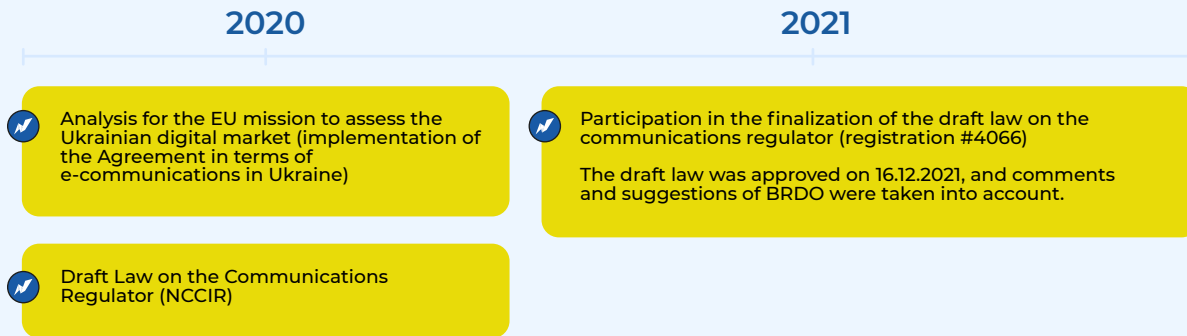
- › The approved amendments envisage the following: expanding the list of occupations, reducing the requirements for work experience, establishing mandatory and additional qualification requirements, grouping occupations by categories, determining quotas not for each occupation, but occupation categories.



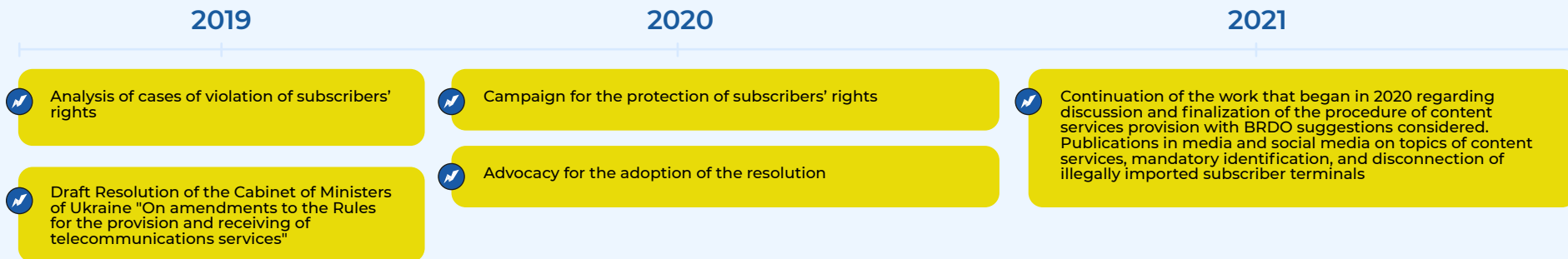
Clarifications of the State Tax Service regarding the possibility of foreign citizens registered as a private entrepreneur (PE) to pay the single tax

- › From now on, foreign IT specialists who decide to immigrate to Ukraine under quotas will be able to legally work as private entrepreneurs of group 3 and belong to payers of single tax while waiting for an immigration permit and a permanent residence card.

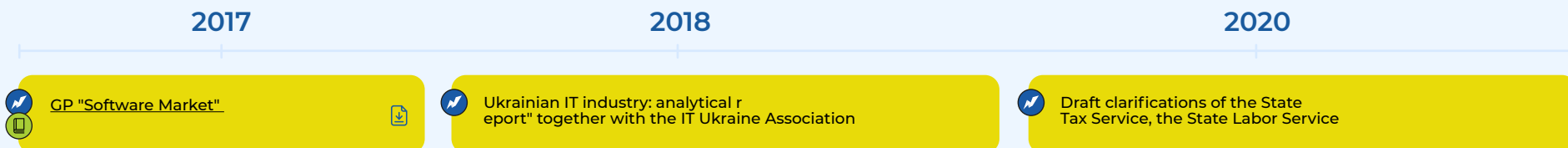
## 5. Regulator in the communications sector



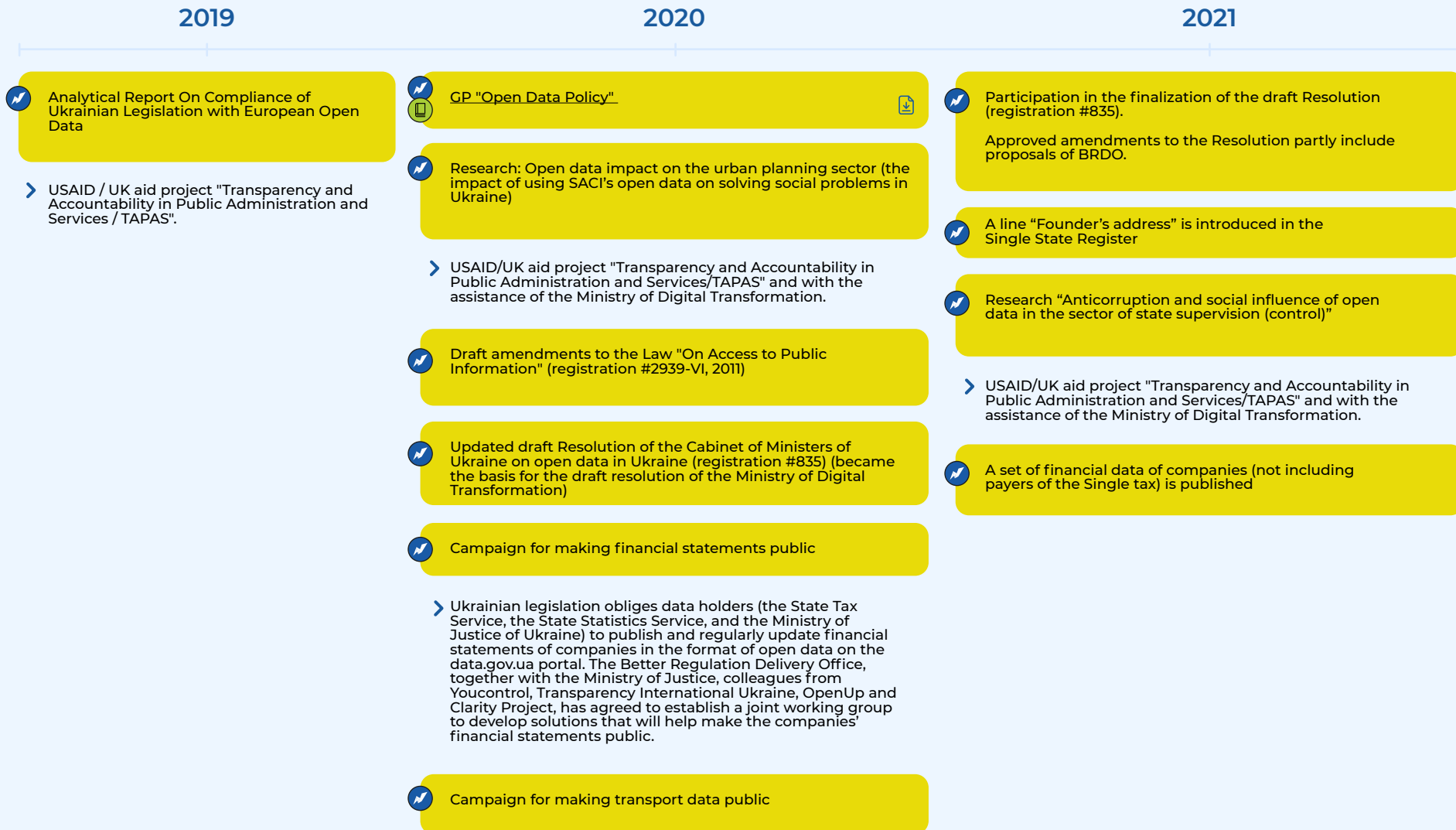
## 6. Protection of subscribers from imposed content services



## 7. Protection of the private entrepreneurship (PE) model in creative industries (reducing risks when working with private entrepreneurs)



## 8. Open data



## Green papers 2021:



“Sphere of IT product companies and startups”

[REVIEW](#)



**“2021 has showed that adopting laws is not enough. They need to be implemented. It foremost concerns the approved reform of the e-communications sector. It will be our priority for 2022”**



**Ihor Samokhodskyi**  
IT&Telecom Sector Head

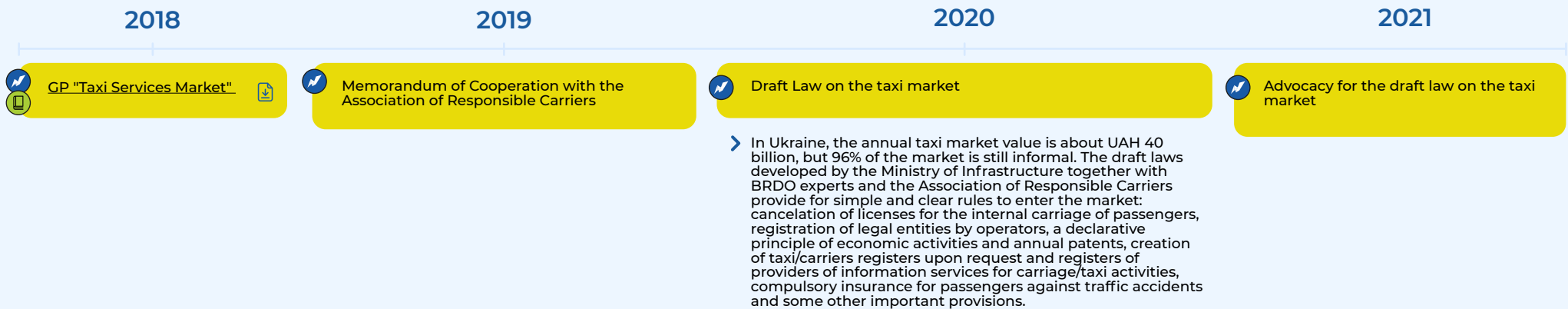
## Research:



- › Analysis of IT education in universities of Ukraine
- › Analysis of regulation of international mobile termination rates
- › “Anticorruption and social influence of open data in the sector of state supervision (control)” – Analytical report ordered by USAID/UK aid project "Transparency and Accountability in Public Administration and Services/TAPAS"
- › Project of a Strategy of state policy in the sphere of open data for 2021-2025 (ordered by USAID/UK aid project "Transparency and Accountability in Public Administration and Services/TAPAS")

# TRANSPORT AND INFRASTRUCTURE

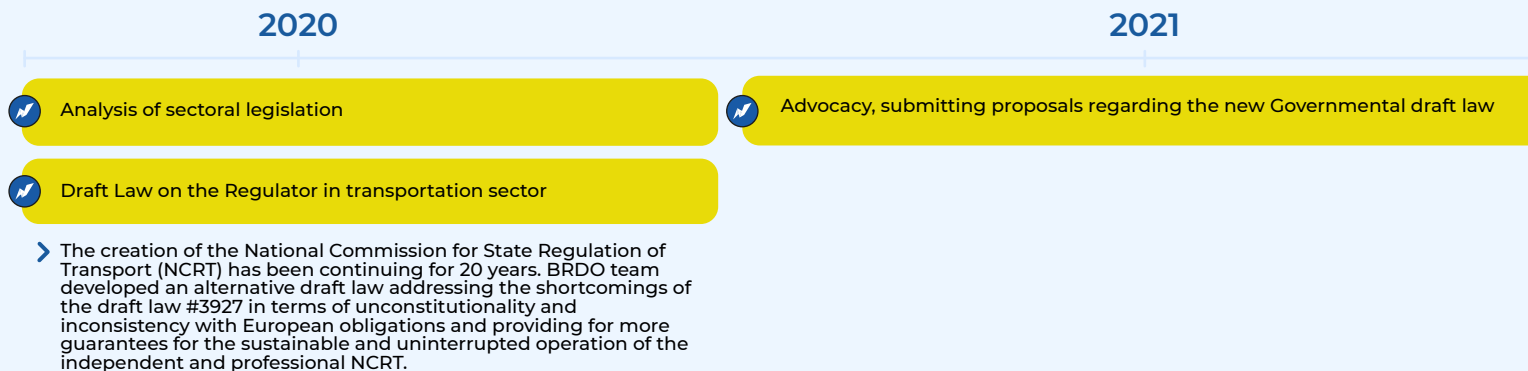
## 1. Taxi market reform



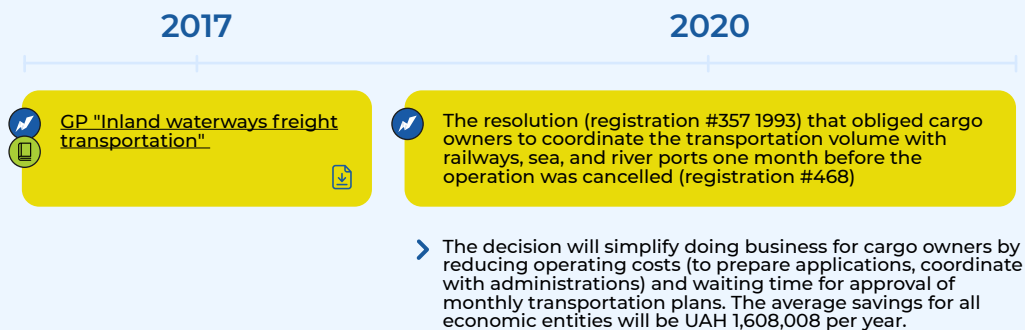
## 2. Road quality management



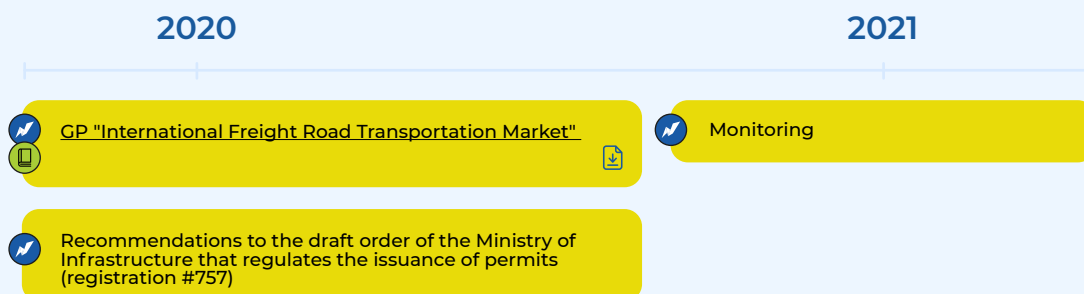
### 3. Regulator in transportation sector



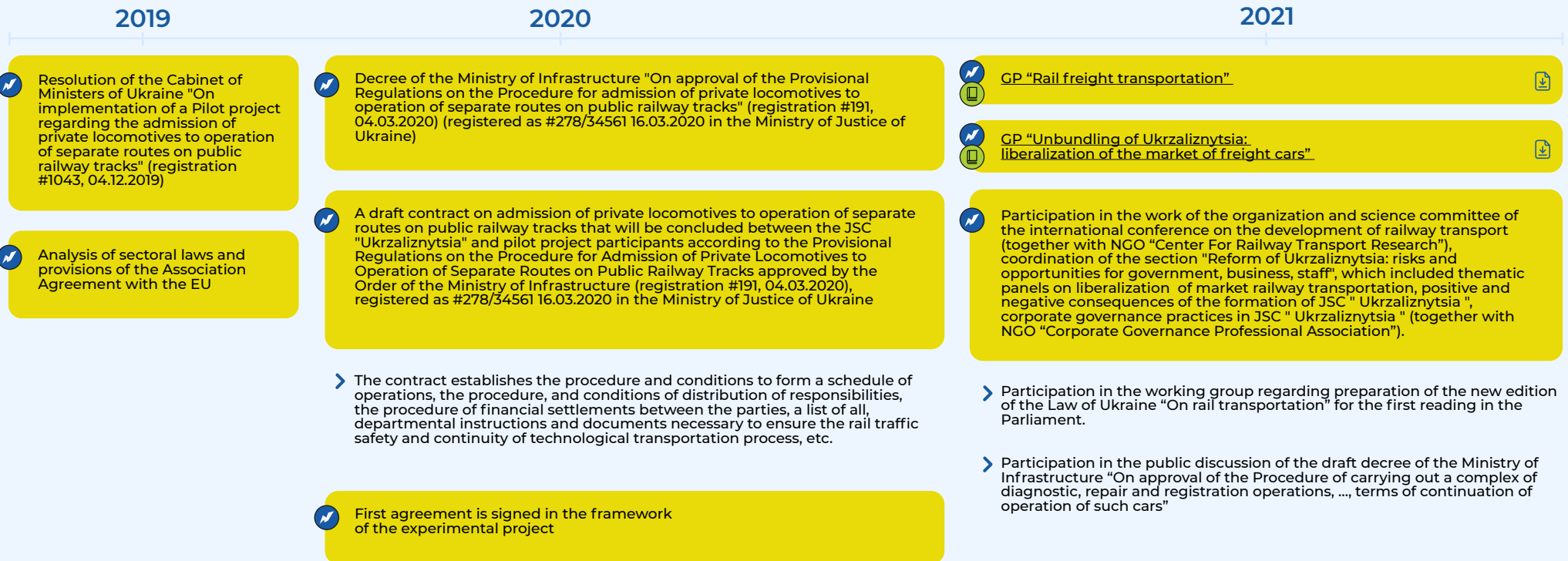
### 4. Inland water transportation



### 5. Міжнародні вантажні перевезення



## 6. Reform of Ukrzaliznytsia: the first step towards unbundling





## 8. Reform of the automotive passenger transportation and bus stations' services

2021

### Finalization of:

1. The Procedure of conducting a tender for the transportation of passengers on a public bus route, approved by the Resolution of the Cabinet of ministers of Ukraine #1081, 03.12.2008
2. Draft Resolution of the Cabinet of ministers of Ukraine "On making amendments to the Rules of provision of passenger automotive transport services in terms of regulating the activities of bus stations"
3. Draft Decree of the Ministry of Infrastructure of Ukraine "On approval of the Procedure of bus stations' activities"
4. Analytical documents:
  - Conclusion on the legal regulation of bus stations
  - Reference about the results of regulatory analysis and consultations with stakeholders of the market of domestic passenger transportations and bus stations' services

### Finalization of:

1. The Draft Law of Ukraine "On making amendments to the Law of Ukraine "On automotive transport" regarding the platform for electronic document flow and electronic freight and transport invoice"
2. The Procedure of functioning of the system of electronic document flow of electronic freight and transport invoices, maintaining and providing information from the register of electronic freight and transport invoices, approved by the resolution of the Cabinet of ministers of Ukraine

### Reform of the market of provision of services of mandatory technical inspection:

1. Analytical documents:
  - Conclusion and recommendations regarding the Resolution of the Cabinet of ministers of Ukraine "On some issues of reforming the system of state technical inspection of wheeled vehicles" (registration #1036, 09.08.2007)

### Introduction of an electronic freight and transport invoice



**Zoia Melnyk**  
Acting Head of  
the Transport and  
Infrastructure Sector

"We have several strategic aims for 2022 in our sector: participation in the implementation of reforms in automotive passenger transportation and bus stations' services, access to the market for subjects of obligatory technical inspection; facilitate the implementation of European integration obligations regarding the market of automotive transportation and safety of transport vehicles, as well as digitization of services in the transportation sector.

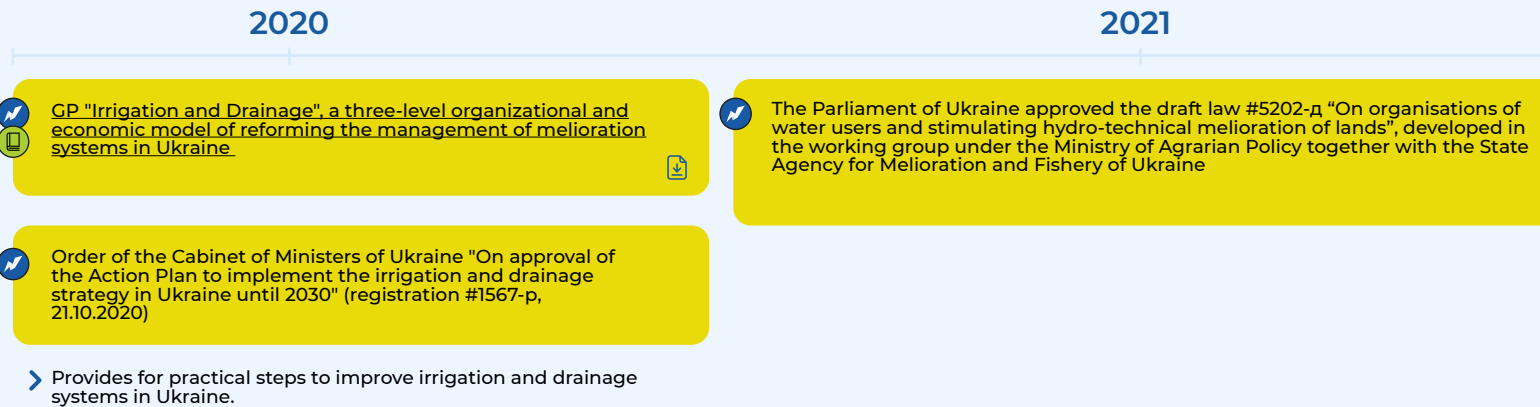
Apart from that, we continue working on the reform of rail transportation, development of the concept of Ukrzaliznytsia unbundling, and creation of holding structure of JCS "Ukrzaliznytsia" based of functional principle.

We also continue working on the reform of taxi sector, advocating for the creation of independent transport regulator, and monitoring the solutions for problems of markets of international freight transportation and inland water transportation"

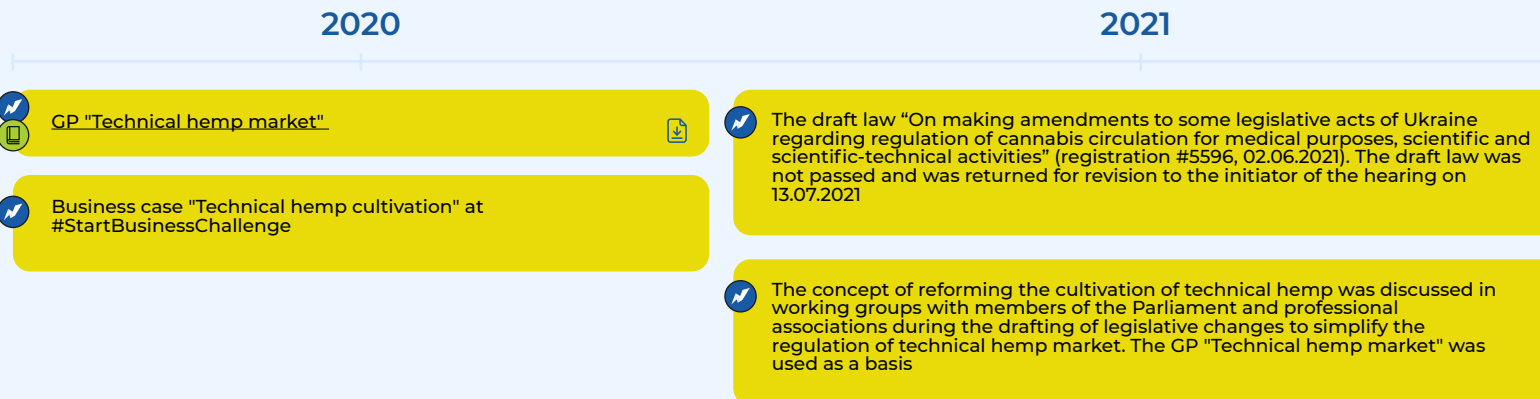
## 1. Forest industry reform



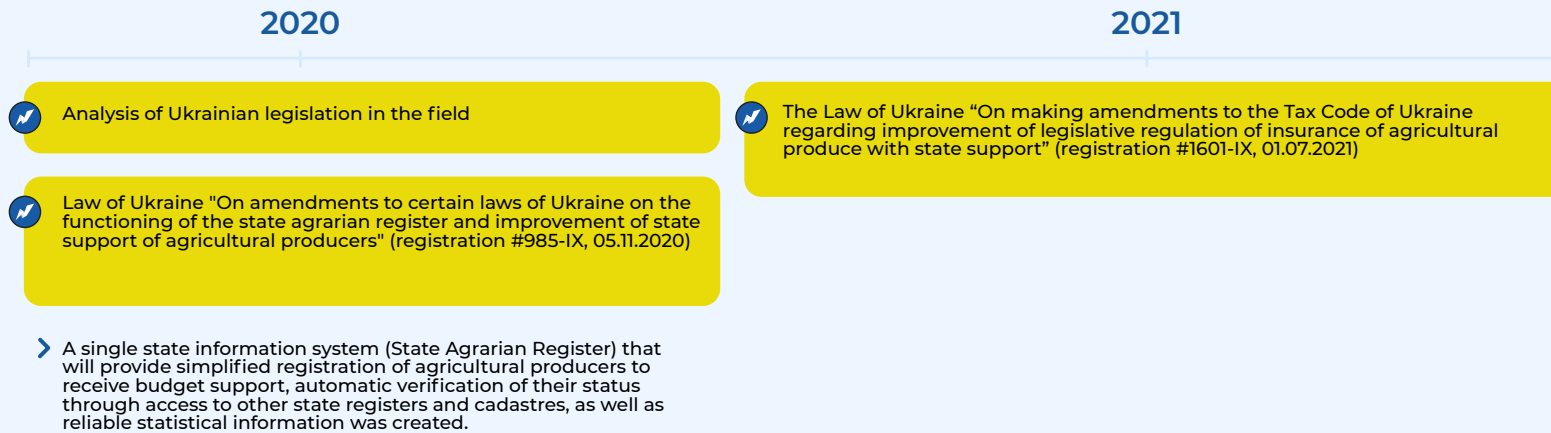
## 2. Irrigation and drainage reform



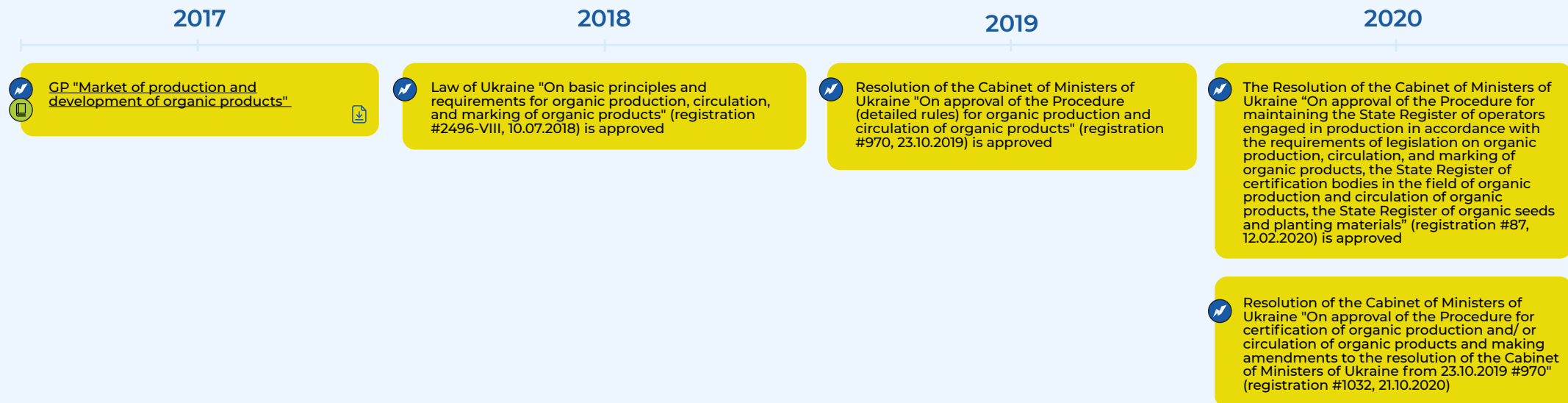
## 3. Better regulation of technical hemp market



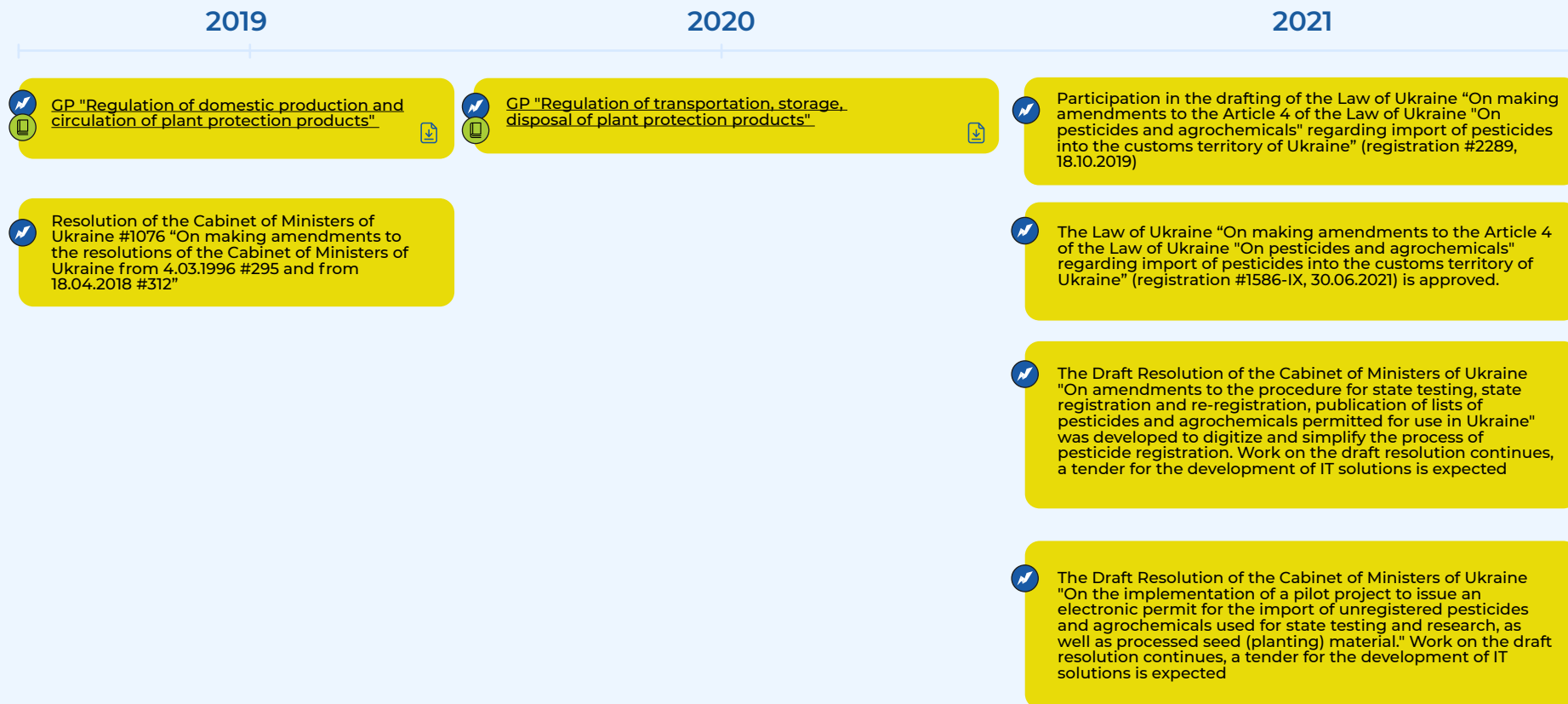
## 4. Improvement of state agricultural support



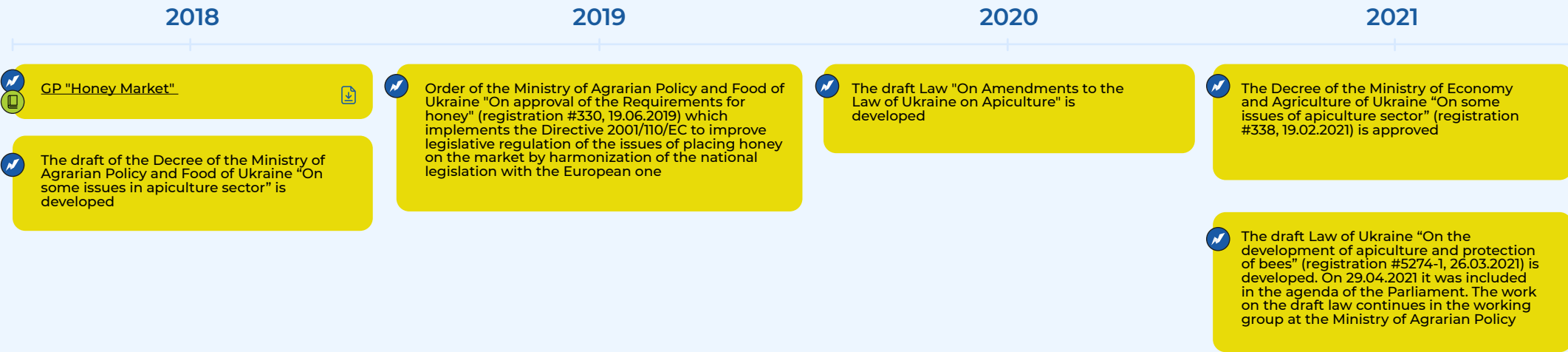
## 5. Reforming the market of organic products



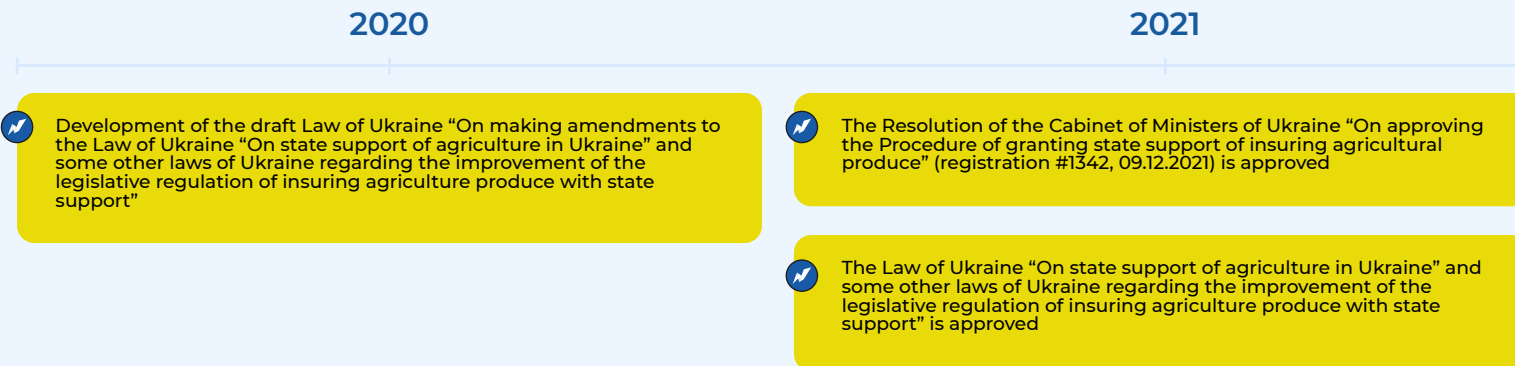
## 6. Effective regulation of the market of plant protection products



## 7. Improving of the apiculture market regulation



## 8. Development of agricultural insurance



## 9. Better regulation of nuts market



## 10. Fishing industry reform

2021

✓ The draft Law of Ukraine “On making amendments to the Law of Ukraine “On renting state and communal property” and other legislative acts in the sector of aquaculture” was developed in working group at the Ministry of Agrarian Policy of Ukraine. The work continues

✓ The draft Law of Ukraine “On making amendments to the Law of Ukraine “On privatization of state and communal property” and other legislative acts in the sector of aquaculture” was developed in working group at the Ministry of Agrarian Policy of Ukraine. The work continues

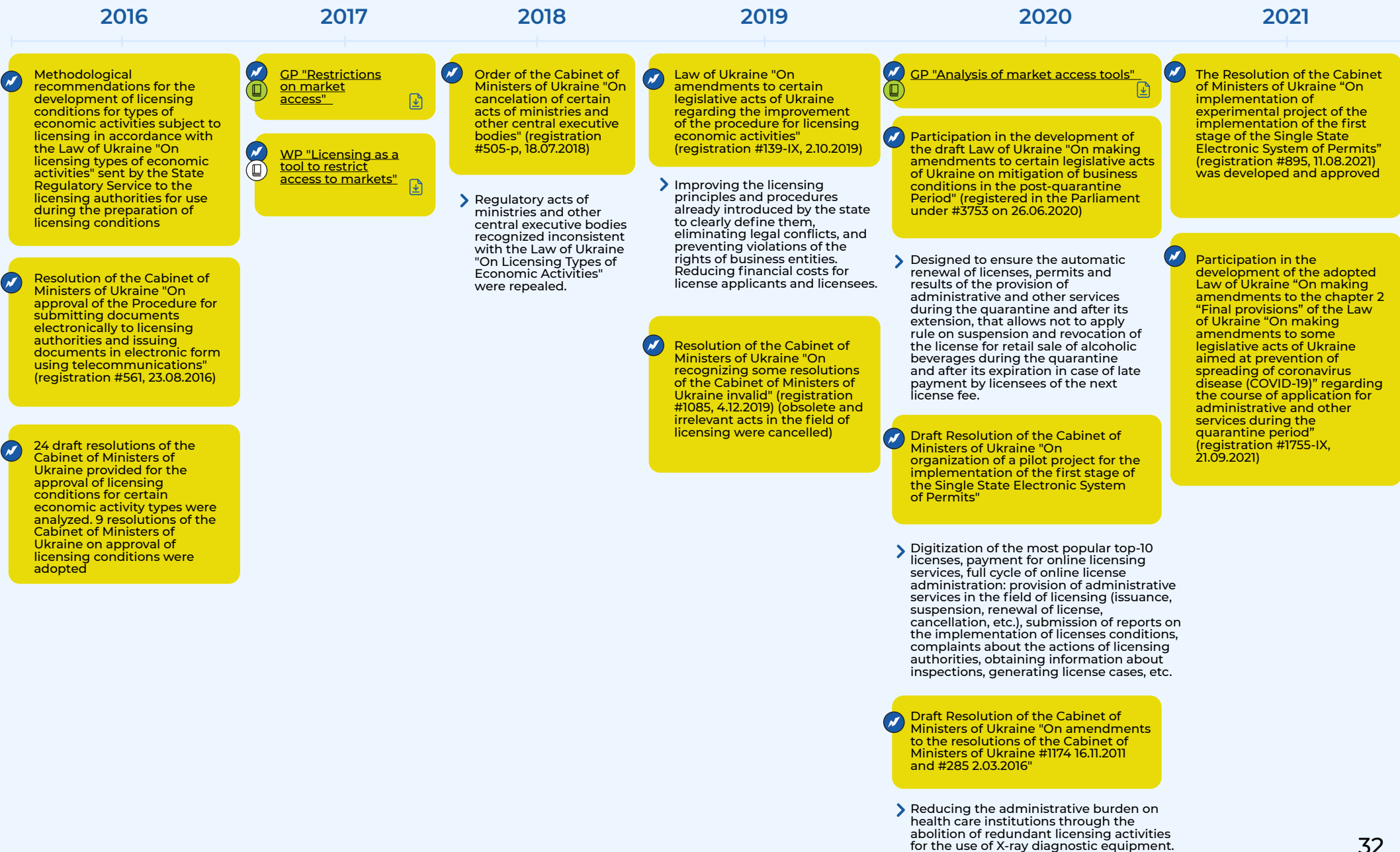
**“2022 will be the year of the development of Green agrarian policy and attracting private investments in the development of agriculture sector. The priority lines of work of the Agriculture sector are: complex reform of the forestry sector, creation of legislative conditions for carbon certificates trade, introduction of agrarian insurance and instruments of state support, digitization of regulatory instruments, development of aquaculture, support of apiculture sector, simplification of the market of technical hemp, and further change of the legislation regarding the functioning of irrigation and drainage system.”**



**Iryna Gruzinska**  
Agriculture Sector Head

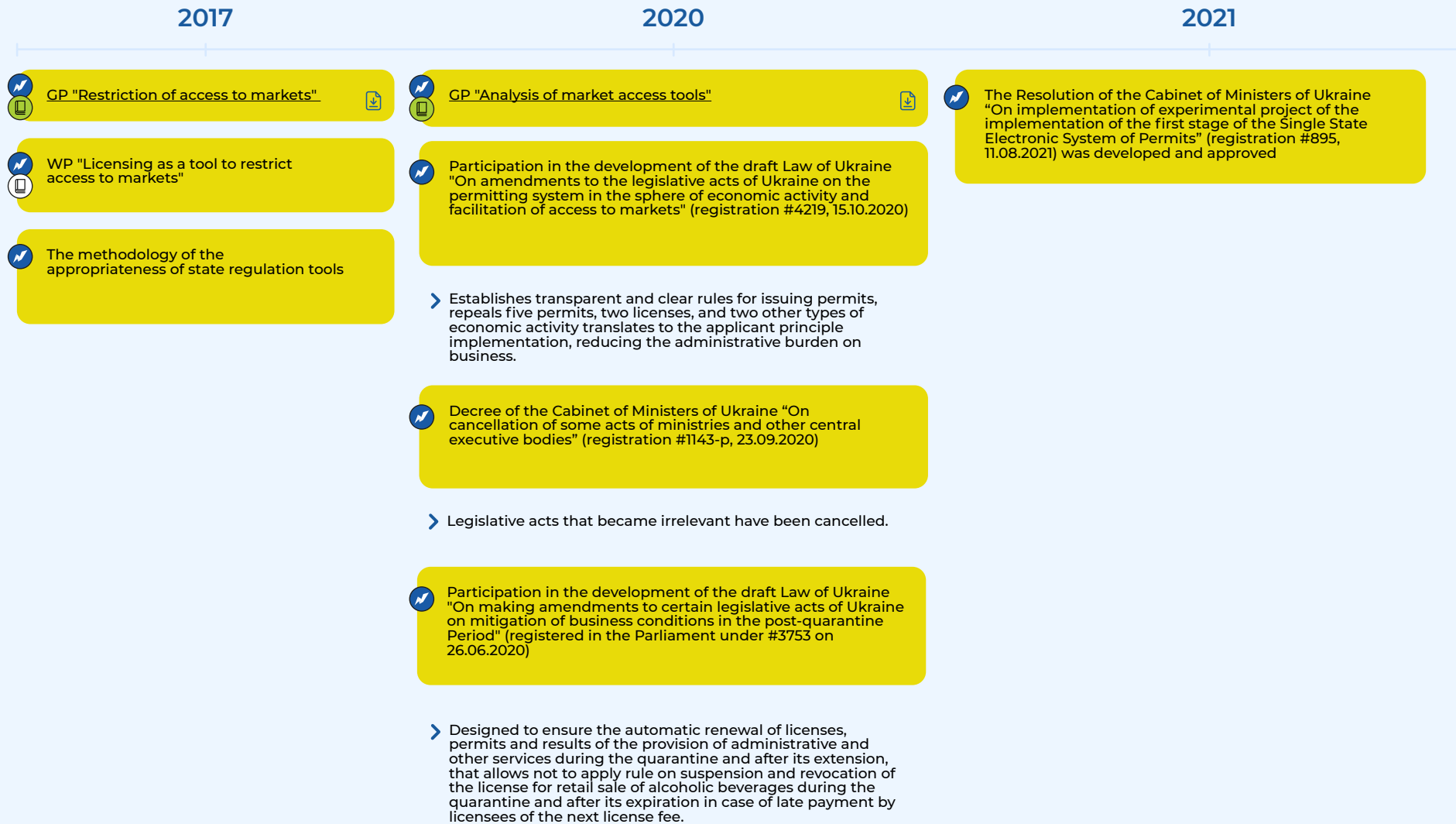
# REGULATORY POLICY

## 1. Digitization and simplification of business activities subject to licensing





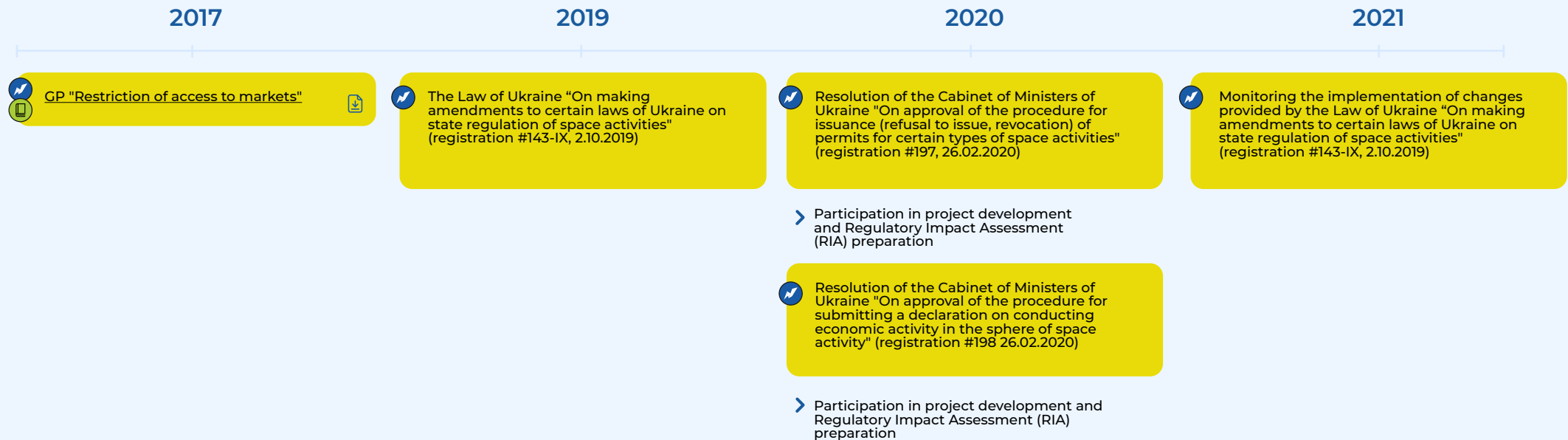
## 2. Development of a single system of permits



### 3. E-entrepreneurship



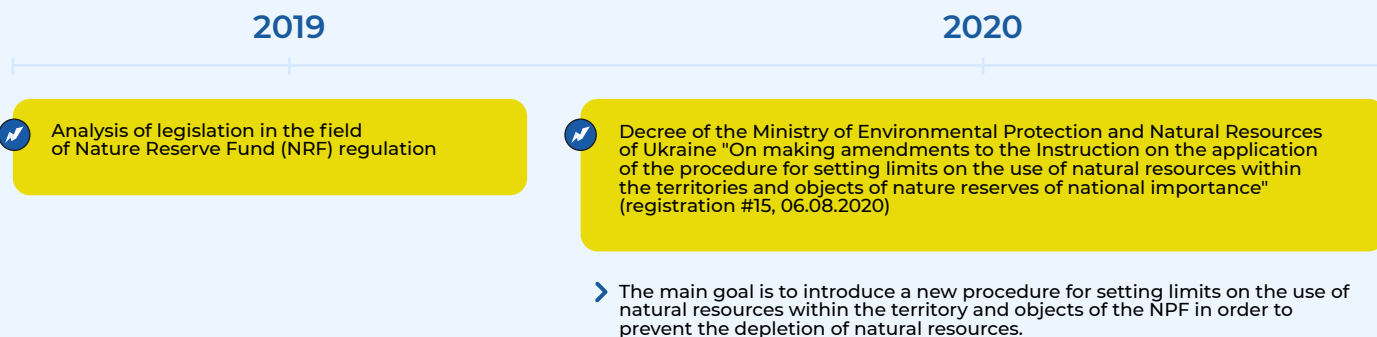
### 4. "Private" space activities



## 5. Reform of the fishing industry of Ukraine




## 6. Reform of nature reserves



## 7. Reform of special water use and works on water fund lands

2020

2021

✓ GP "Analysis of special water use and works on water fund lands" 

✓ Participation in the development of the draft Law of Ukraine "On making amendments to the legislative acts of Ukraine on the permitting system in the sphere of economic activity and facilitation of access to markets" (registration #4219, 15.10.2020)

➤ Improvement of the procedure for obtaining the right to special use of water.

✓ The draft Decree of the Ministry of Environmental Protection and Natural Resources of Ukraine "On making amendments to decrees of the Ministry of Ecology and Natural Resources of Ukraine #78, 16.03.2015, and the Ministry of Environmental Protection and Natural Resources of Ukraine #375, 18.12.2020" is developed

✓ The draft Decree of the Ministry of Environmental Protection and Natural Resources of Ukraine "On approval of the Procedure of functioning of the module "Setting modes of operation of artificial water objects (including those provided for use on lease) in electronic form" of the Single Ecological Platform "EcoSystem" is developed

✓ The draft Resolution of the Cabinet of Ministers of Ukraine "On making amendments to clause 1 of the Procedure of maintaining State Water Cadaster" is developed

✓ The draft Decree of the Ministry of Ecology and Natural Resources of Ukraine "On making amendments to the decree of the Ministry of Ecology and Natural Resources of Ukraine #78, 16.03.2015" is developed

✓ The draft Resolution of the Cabinet of Ministers of Ukraine "On approval of the Procedure of issuing and annulling permits for special water use in electronic form" is developed

## 8. Simplification of economic activity for producers of fermented alcoholic beverages (including reform of small beer producers)

2017

2020

2021

GP "Restriction of access to markets"

Draft Law on simplification of economic activity in the production of beer, grape wines, fruit wines, and honey beverages

GP "Analysis of the market of fermented alcoholic beverages"

- Provide at the legislative level the definition of the term "small beer producers", in particular as those that produce up to 200,000 hectoliters of beer per year.
- Establish an unlimited license for the production of beer, grape wines, fruit wines, honey drinks.
- Abolish the need for a separate wholesale license for an entity that has been licensed to produce alcoholic beverages and produces up to 200,000 hectoliters of beer per year.

Draft law on setting decreased excise tax rates for alcoholic beverages (beer) for small producers of beer

Draft Law of Ukraine "On making amendments to chapter 215 of the Tax Code of Ukraine regarding decreased excise tax rates for alcoholic beverages (beer) for small producers of beer" (registration #5118, 19.02.2021) is developed. The law was adopted in the first reading on 20.05.2021

Draft Law of Ukraine "On making amendments to the Law of Ukraine "On state regulation of production and distribution of ethyl, cognac and fruit alcohol, alcoholic beverages, tobacco products, liquids used in electronic cigarettes, and fuel" regarding simplification of economic activity in production of beer, grape wines, fruit wines, and honey beverages" (registration #5119, 19.02.2021) is developed. The law was adopted in the first reading on 20.05.2021

- Differentiation of excise tax rates on beer between breweries with an annual beer production of more than 200,000 hectoliters, and small beer producers with a production volume of up to 200,000 hectoliters per year, by reducing excise tax rates for such producers by 50%.

## 9. Reform of the digitalisation of public services

2021

Participation in the development of the adopted Law of Ukraine "On specifics of providing public (electronic public) services"

## 10. Ensuring the adoption of balanced and effective state decisions



**90 RIA**  
(+20 RIA during 2021)



**3 trainings**  
(+ 1 training in 2021)



### Green papers 2021:

**“Analysis of the market of  
fermented alcoholic beverages”**



**117 M-tests**  
(+17 during 2021)



**27 consultations**  
(+10 consultations in 2021)

“In 2022 we continue working on digitization and optimization of ecological services and services in licensing sphere. Other priority directions for our activities are improving the process of public consultations, ensuring adoption of balanced and effective state decisions due to regulatory impact analyses and M-tests, trainings, and consultations in regulatory policy issues. Special direction is modeling and introducing the Regulatory Portal”



**Hanna Bashniak**  
Regulatory Policy Sector Head

# CROSS-SECTORAL INITIATIVES

## DEVELOPMENT OF THE SINGLE ECOLOGICAL PLATFORM "ECOSYSTEM"

2018

✓ GP "Analysis of access to a shared limited resource"

2020

✓ A concept of state policy for creating the ECO Platform for natural resources management

2021

✓ Support to the development process of the Single Ecological Platform "EcoSystem" with 7 modules: e-waste, e-water, e-pesticides, e-air, e-mineral resources, e-forest, e-hunter:

- development of legislative acts aimed at introduction of functioning of the EcoSystem and ecological administrative services

- development in electronic format the concept of projects/subprojects of digital transformation in the sphere of environmental protection

- preparation of technical requirements for the development of electronic services on the basis of the EcoSystem, etc.

✓ Participation in the development of the adopted Resolution of the Cabinet of Ministers of Ukraine "On the Single Ecological Platform "EcoSystem" (registration #1065, 11.10.2021)

✓ Participation in the development of the adopted Resolution of the Cabinet of Ministers of Ukraine "On the implementation of the experimental project in providing in electronic form a conclusion regarding whether the waste from the Green List of wastes subject to export or import is subject to paragraphs 6-33 of the Regulations on control over transboundary movements of hazardous wastes and their disposal" (registration #9, 12.01. 2022)

✓ Development of the draft Resolution of the Cabinet of Ministers of Ukraine "On the implementation of the experimental project regarding the registration (deregistration and adjustment of information about the object) of objects that have or may have a detrimental effect on human health and the state of the air, types and amounts of pollutants emitted into the atmosphere, in electronic form"

✓ Development of the draft Resolution of the Cabinet of Ministers of Ukraine "On the implementation of the experimental project regarding introduction of the order of definition of sizes of background concentrations of pollutants in atmospheric air by a calculation method in electronic form"

✓ Development of the draft Resolution of the Cabinet of Ministers of Ukraine "Some issues of submitting declaration on waste"

✓ Development of the draft Decree of the Ministry of Environmental Protection and Natural Resources of Ukraine "On the approval of the Procedure of provision of administrative services in licensing of economic activity in hazardous waste management in electronic form"

✓ Development of the draft Decree of the Ministry of Environmental Protection and Natural Resources of Ukraine "On making amendments to the decrees of the Ministry of Ecology and Natural Resources of Ukraine #78, 16.03.2015, and the Ministry of Environmental Protection and Natural Resources of Ukraine #375, 18.12.2020"

✓ Development of the draft Decree of the Ministry of Environmental Protection and Natural Resources of Ukraine "On the approval of the Procedure of functioning the module "Setting operation modes of artificial water objects (including those provided for use on lease) in electronic form" of the Single Ecological Platform "EcoSystem"

✓ Development of the draft Resolution of the Cabinet of Ministers of Ukraine "On making amendments to clause 1 of the Procedure of maintaining the State Water Cadaster"

✓ Development of the draft Decree of the Ministry of Ecology and Natural Resources of Ukraine "On making amendments to the Decree of the Ministry of Ecology and Natural Resources of Ukraine #78, 16.03.2015"

✓ Development of the draft Resolution of the Cabinet of Ministers of Ukraine "On the approval of the Procedure of issuing and annulling of permits for special water use in electronic form"

✓ Development of the draft Decree of the Ministry of Environmental Protection and Natural Resources of Ukraine "On making amendments to the Decree of the Ministry of Ecology and Natural Resources of Ukraine #97, 14.03.2016"

✓ Development of the draft Decree of the Ministry of Environmental Protection and Natural Resources of Ukraine "On the approval of the Procedure of functioning of the electronic cabinet of the mineral resources user"

✓ Development of the draft Resolution of the Cabinet of Ministers of Ukraine "On making amendments to the Resolution of the Cabinet of Ministers of Ukraine #615, 30.05.2011"

✓ Development of the draft Resolution of the Cabinet of Ministers of Ukraine "On making amendments to the Procedure of implementing and compensating works connected with the issuance of permits of emissions of pollutants into the atmosphere by stationary sources, accounting of enterprises, institutions, organizations and citizens-entrepreneurs who have received such permits approved by the Resolution of the Cabinet of Ministers of Ukraine #302, 13.03.2002"

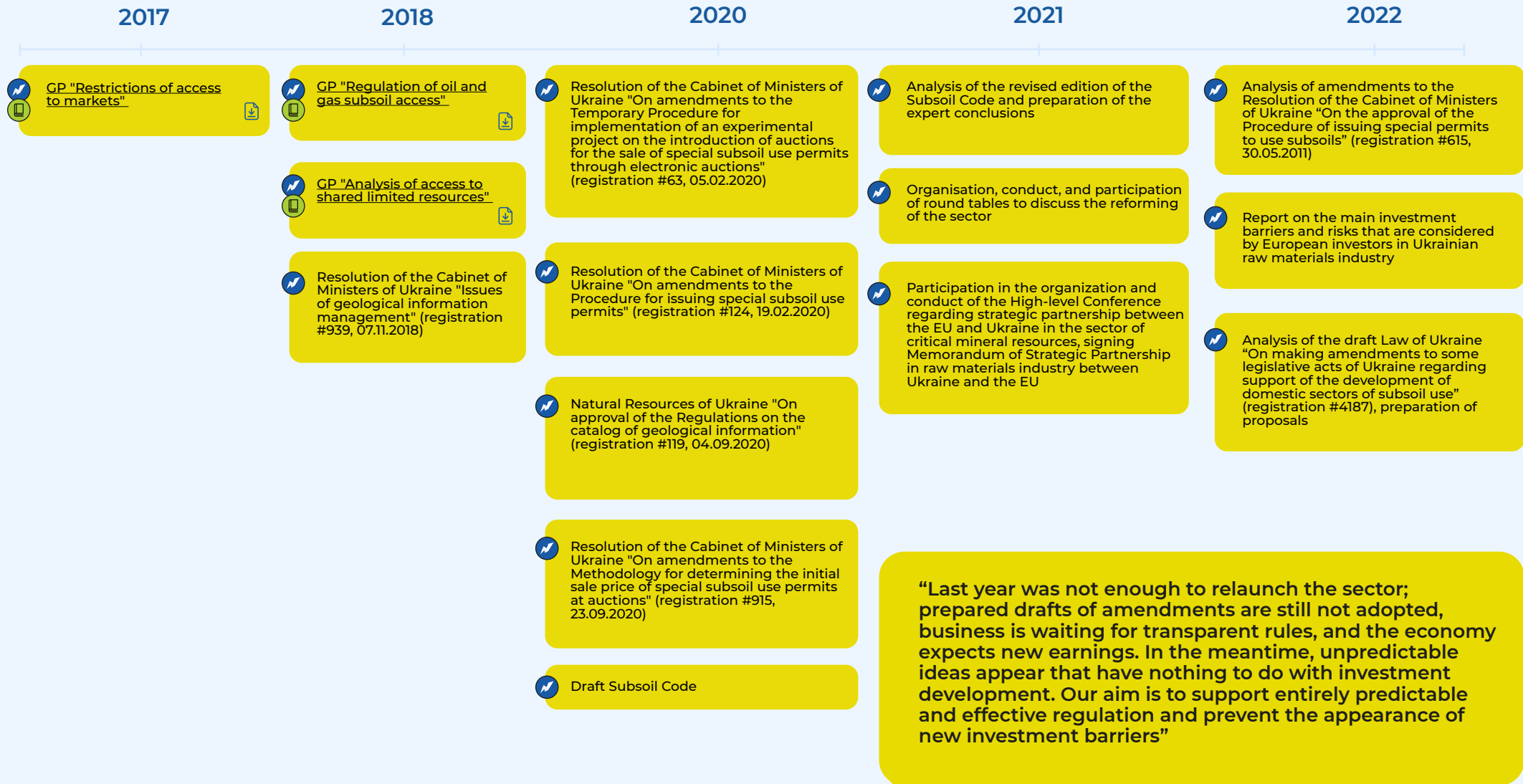
✓ Development of the draft Resolution of the Cabinet of Ministers of Ukraine "On implementation of the experimental project regarding issuance of special permit to use forest resources and certificate of origin of timber and lumber made from them"

✓ Development of the draft Resolution of the Cabinet of Ministers of Ukraine "On making amendments to the Procedure of carrying out state testing, state registration and re-registration, publication of lists of pesticides and agrochemicals approved for use in Ukraine"

✓ Development of the draft Resolution of the Cabinet of Ministers of Ukraine "On implementation of the experimental project regarding issuance in electronic form of a permit to import of unregistered pesticides and agrochemicals used for state testing and research, as well as seed (planting) material treated by them"

✓ Development of the draft Resolution of the Cabinet of Ministers of Ukraine "On implementation of the experimental project regarding issuance of a hunter certificate and control card of the account of the caught game and violations of rules of hunting "eHunter"

# REFORM OF THE SUBSOIL USE



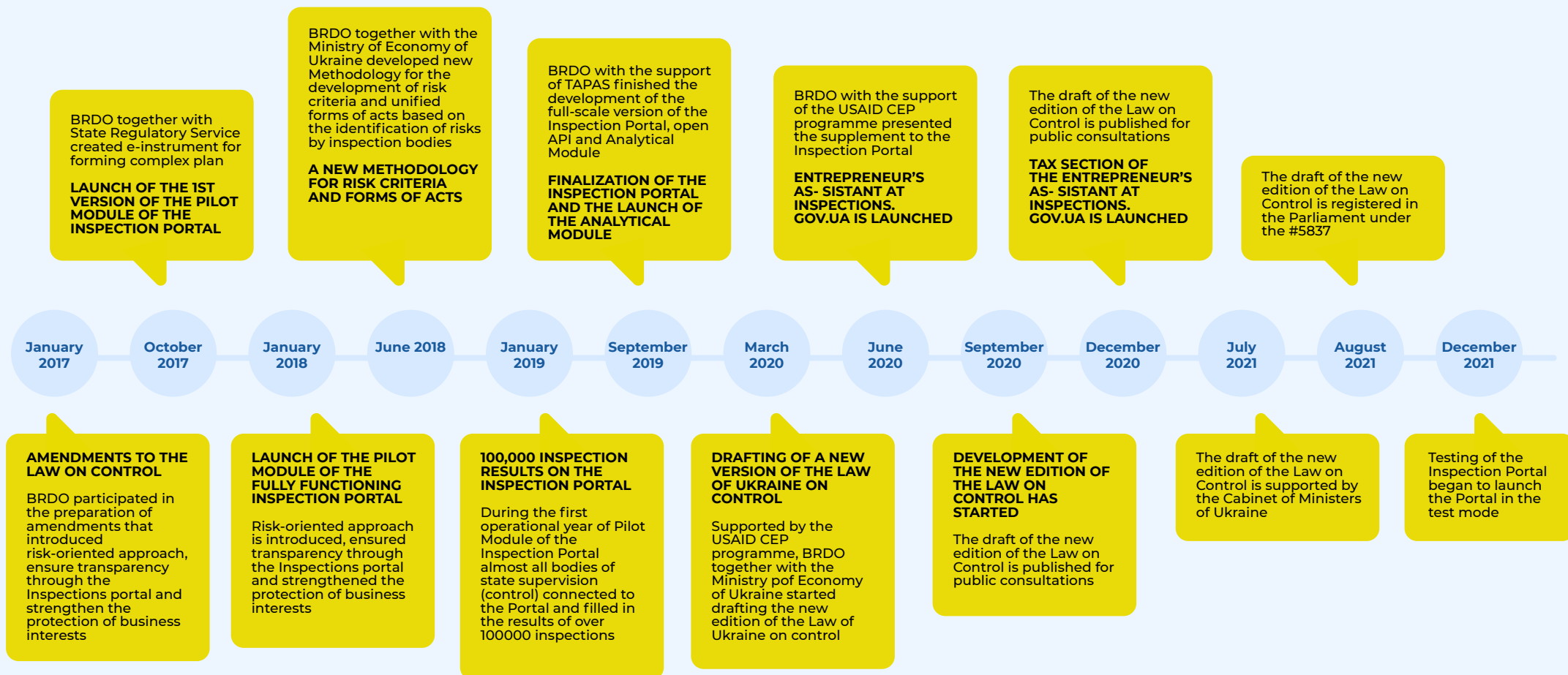
**Volodymyr Holovatenko**  
Member of the Board, BRDO



# PROTECTION OF CONSUMERS' RIGHTS



# INSPECTION PORTAL



# INSPECTIONS.GOV.UA PORTAL - 2021

**+2 500**

Registered users of the portal in a year

**+250 000**

Results of planned and unplanned inspections in a year

**+3 000 000**

Active users of the portal in a year

**+40 000 000**

Pages views in a year

“Inspection reform is moving forward, and in 2021 we have done everything to achieve the two significant results in the next year: adoption of the new edition of the Law on Control which will significantly improve the inspection system in Ukraine and launching the Inspection Portal into full-scale operation”



**Yana Horiunova**  
Chief Information Officer

# BUSINESS HELPER ON INSPECTIONS.GOV.UA

The interactive platform was presented in July 2020.

In 2021 the platform was integrated with  
#STARTBUSINESSCHALLENGE



**182**

business cases

**44 cities**

+8 v 2021

**3 trainings for  
amalgamated  
territorial  
communities**

Kramatorsk,  
Sloviansk, Brovary



**Yanina Dobrovol'ska**  
project manager

**“In 2022 we plan to increase the number of business cases with 5 new types of business activity and renew already published cases according to the changes in the legislation. Another 10 cities are planned to join the #StartBusinessChallenge to localize business cases”**

2020

- Presidential Decree "On measures to counter raiding" (registration #542/2019)
- Law of Ukraine "On Amendments to Certain Legislative Acts of Ukraine Regarding Countering Raiding"

2021

- The analysis of the legislative drawbacks that are being used by raiders or are the reasons for enabling raid action is prepared
- WP "Roadmap for preventing registration raiding" with the strategy for resolving the issue with 2-year planning horizon
- Report "Assessment of registration raiding in Ukraine" and RaidBarometer Index which assesses the dynamics of raiding attacks



**Tymur Mykhailov**  
Lawyer

**“Raiding cannot stop by command or a decree of a minister. However, we can reduce raiding cases in numbers by eliminating vulnerabilities of state registries and legislative drawbacks and increasing the effectiveness of state institutions”**

# SUPPORT AND PROMOTION OF BRDO INITIATIVES

## COMMUNICATIONS SECTOR

- ✓ development and implementation of the communication strategy and plans based on research
- ✓ comprehensive communication support of legislative initiatives and IT solutions
- ✓ organization of public consultations, trainings, events of any level
- ✓ cooperation with media and stakeholders

## ECONOMIC SECTOR

- ✓ forecasting the dynamics of key macroeconomic indicators, analysis of their impact on the economic activity of business entities
- ✓ calculating the economic effect from the implementation of legislative initiatives
- ✓ assessing the regulatory impact on the economic activity of business entities
- ✓ assessing the economic effect of state COVID-19 crisis response programs

## FUNDRAISING PRIORITIES

- ✓ searching for resources for the implementation of reforms for public authorities
- ✓ evaluation of projects for donors' project structuring

## LEGAL SECTOR

- ✓ analysing the current legislation and preparing proposals for its improvement
- ✓ analysing European integration commitments and preparing proposals to bring Ukrainian laws in line with EU legislation
- ✓ developing green papers drafting regulatory acts

Annex

**REGULATORY ACTS  
(CO)DRAFTED BY  
BRDO EXPERTS IN 2021**

# CONSTRUCTION

## Adopted: 2 laws:

- ✓ Law of Ukraine "On making amendments to some legislative acts regarding the improvement of the system of management and deregulation on the land relations field" (registration #1423-IX, 28.04.2021)
- ✓ Law of Ukraine "On making amendments to some legislative acts of Ukraine regarding simplification of connection to electrical grids" (registration #1657-IX, 15.07.2021)

## Participation in the drafting of the following legislative acts:

- 📄 Law of Ukraine "On making amendments to some legislative acts of Ukraine regarding optimisation of road construction and improvement of legislation in the urban planning sector" (registration #617-IX, 19.05.2020)


## 6 legislative acts of the Cabinet of Ministers of Ukraine:

- 📄 Resolution of the Cabinet of Ministers of Ukraine "Issues of using aerodrome territory" (registration #1427, 23.12.2021)
- 📄 Resolution of the Cabinet of Ministers of Ukraine "On making amendments to resolutions of the Cabinet of Ministers of Ukraine #1069 from 28.12.2016 and #1340 from 23.12.2020" (registration #570, 02.06.2021)
- 📄 Resolution of the Cabinet of Ministers of Ukraine "On approving systems of evaluation and inspection of the stability of construction produce indicators" (registration #596, 09.06.2021)
- 📄 Resolution of the Cabinet of Ministers "On making amendments to the Resolution of the Cabinet of Ministers #554 from 23.05.2011" (registration #651, 23.06.2021)
- 📄 Resolution of the Cabinet of Ministers "On approval of the Classification of the limitations in land use that could be set by a comprehensive plan of the spatial development of a territory of a territorial community, general plan of a settlement, detailed plan of a territory" (registration #654, 02.06.2021)
- 📄 Resolution of the Cabinet of Ministers of Ukraine "On some issues of providing the functioning of the Single State Electronic System in Construction" (registration #681, 23.06.2021)




# ENERGY:

## Adopted:


-  The Law of Ukraine "On making amendments to some legislative acts regarding certain issues of connecting to gas transportation or gas distribution system" (registration #1590-IX, 30.06.2021)

## Participation in the drafting of the following legislative acts:







-  Draft Law of Ukraine "On making amendments to some legislative acts of Ukraine regarding simplification of connection to electricity grids" (registration #5009, 03.02.2021)

# IT&TELECOM




## Adopted:

-  The Law of Ukraine "On making amendments to the Tax Code of Ukraine regarding improvement of tax administration, eliminating technical and logical incoherencies in tax legislation" (registration #466-IX, 01.01.2022)

## Participation in drafting the following legislative acts:

-  Draft Law of Ukraine "On rail transport" (registration #1196-1, 06.09.2019)
-  Amendments to the Procedure of conducting a tender for the carriage of passengers on a public bus route, approved by the Resolution of the Cabinet of Ministers of Ukraine #1081, 03.12.2008
-  Draft Resolution of the Cabinet of Ministers of Ukraine "On making amendments to the Rules of provision of passenger road transport services in terms of regulating the activities of bus stations"
-  The Draft Law of Ukraine #4169 "On making amendments to the Law of Ukraine "On automotive transport" regarding the platform for electronic document flow and electronic freight and transport invoice"
-  The Procedure of functioning of the system of electronic document flow of electronic freight and transport invoices, maintaining and providing information from the register of electronic freight and transport invoices, approved by the resolution of the Cabinet of ministers of Ukraine
-  Draft Decree of the Ministry of Infrastructure of Ukraine "On approval of the Procedure of bus stations' activities"

## Analytical documents:

-  Conclusion on the legal regulation of bus stations
-  Reference about the results of regulatory analysis and consultations with stakeholders of the market of domestic passenger transportations and bus stations' services
-  Conclusion and recommendations regarding the Resolution of the Cabinet of ministers of Ukraine "On some issues of reforming the system of state technical inspection of wheeled vehicles" (registration #1036, 09.08.2007)

## ADOPTED:

### 2 laws:



The Law of Ukraine "On making amendments to the Article 4 of the Law of Ukraine "On pesticides and agrochemicals" regarding import of pesticides into the customs territory of Ukraine" (registration #1586-IX, 30.06.2021)



The Law of Ukraine "On making amendments to the Tax Code of Ukraine regarding improvement of legislative regulation of insurance of agricultural produce with state support" (registration #1601-IX, 01.07.2021)

### 2 legislative acts of the Cabinet of Ministers of Ukraine:



The Resolution of the Cabinet of Ministers of Ukraine "On approving the Procedure of granting state support of insuring agricultural produce" (registration #1342, 09.12.2021)



The Decree of the Cabinet of Ministers of Ukraine "On approval the State Strategy of Forest Management until 2035" (registration #1777-p, 29.12.2021)

### 1 Decree of the President of Ukraine:



The Decree of the President of Ukraine "On some measures of preserving and reproduction of forests" (registration #228/2021, 07.06.2021)

### 2 legislative acts of the ministries:



The Decree of the Ministry of Economy and Agriculture of Ukraine "On some issues of apiculture sector" (registration #338, 19.02.2021)



The Decree of the Ministry of Environmental Protection and Natural Resources of Ukraine "On approval of the Procedure of forest management implementation" (registration #749, 15.11.2021)

## Adopted: 2 laws:



The Law of Ukraine "On making amendments to the chapter 2 "Final provisions" of the Law of Ukraine "On making amendments to some legislative acts of Ukraine aimed at prevention of spreading of coronavirus disease (COVID-19)" regarding the course of application for administrative and other services during the quarantine period" (registration #1755-IX, 21.09.2021)



The Law of Ukraine "On the specifics of provision of public (public electronic) services" (registration #1689-IX, 01.12.2021)

## 2 legislative acts of the Cabinet of Ministers of Ukraine:



Resolution of the Cabinet of Ministers of Ukraine "On the Single Ecological Platform "EcoSystem" (registration #1065, 11.10.2021)



Resolution of the Cabinet of Ministers of Ukraine "On implementation of experimental project of the implementation of the first stage of the Single State Electronic System of Permits" (registration #895, 11.08.2021)