



CABINET OF MINISTERS OF UKRAINE

P O S T A N O V A
on June 13, 2007 N 830
Kyiv

On approval of the
State Export Control Service of Ukraine

(As amended according to KM
N 101 (101-2008-P) On 27.02.2008
N 664 (664-2008-P) Dated 23.07.2008)

Cabinet of Ministers of Ukraine **P o s t o n a l I:**

1. To approve the Regulations on State Service of Export Control of Ukraine, which is attached.
2. This Resolution shall take effect on June 15, 2007.

Prime Minister of Ukraine Viktor Yanukovich

Ind. 21

APPROVED

Cabinet of Ministers of Ukraine
on June 13, 2007 N 830

SITUATION
the State Export Control Service of Ukraine

1. State Export Control Service of Ukraine (Derzheksportkontrol) is a central executive body activity is directed and coordinated by the Cabinet of Ministers Ukraine by Vice Prime Minister of Ukraine. (Indent the first paragraph 1, as amended by Decree N 664 KM (664-2008-P) Dated 23.07.2008)

Derzheksportkontrol is a specially authorized body executive branch of government export controls.

2. Derzheksportkontrol is guided by Constitution (254k/96-VR) And the laws of Ukraine and decrees President of Ukraine and the Verkhovna Rada of Ukraine

adopted in accordance with the Constitution (254k/96-VR) And the laws Ukraine, acts of the Cabinet of Ministers of Ukraine and this Statute.

Derzheksportkontrol realize the government policy in the field of export control and submit to the established order proposal for its formation, exercises control in this area, as well as interdepartmental coordination and regulation of that of its competence, summarizes the practice of legislation with these issues, develops and presents in established order of the Cabinet of Ministers of Ukraine proposals on improve this legislation.

3. Derzheksportkontrolyu main tasks are:

1) participation in forming and implementing public policy in the area of export controls, particularly on the national security, international obligations of Ukraine concerning proliferation of weapons of mass destruction and their means of delivery Gear restrictions conventional weapons, as well as strengthening international authority of Ukraine;

2) implementation of measures to:

establishing state control over the proceedings of, associated with international transfers of military goods and dual-use control over the such goods under the declared objectives, including preventing them use in terrorist and other illegal purposes;

restriction or prohibition of activities related to international transfers of military and dual - use if it contradicts the national interests of Ukraine, its international obligations, the task of combating terrorism and as in the case when there is reason to believe that these products include weapons of mass destruction, or intended to create such weapons or their means of delivery;

3) participate in the development of legislative and other regulations governing activities in the field export controls;

4) provision within its competence Development cooperation with the relevant authorities of other states and international organizations.

4. Derzheksportkontrol according to assigned tasks:

1) preparing proposals for public policy in the area of export controls and ensure its implementation;

2) involved in drafting the Law on State Budget of Ukraine for the relevant year, the State Economic and social development of Ukraine, the Program of the Cabinet

Ministers of Ukraine;

3) identifies with the concerned central authorities executive main directions of development of the state export controls and submit them to the established order of the Cabinet Ministers of Ukraine;

4) ensure compliance with the legislation to protect the interests States during the international transfer of goods that subject to national export control (hereinafter - commodities) and also taking steps to prevent their use in terrorist and other illegal purposes;

5) develops and submits the Cabinet of Ministers of Ukraine projects legislative and other regulations governing activities in the field of export control is with interested central executive bodies, representatives of businesses, academic institutions and organizations, and their association lists of goods and submits them to the Cabinet Ukraine;

6) to cooperate on export controls, proliferation of weapons of mass destruction and their means of delivery and Gear restrictions conventional weapons as part of policy towards European and Euro-Atlantic integration and promotes cooperation in this area with relevant authorities of other states;

7) provides interaction with the public, including Public Council for coordinating activities related to providing consultation on the formation and of public policy in the sphere of export control;

8) holds in the prescribed manner expertise in the field export controls;

9) provides:

subjects of international transfers of goods permits (conclusions) on the implementation of such programs and in the cases provided legislation, conclusions about the possibility of negotiations, associated with the signing of foreign trade agreements (contracts) on the international transfer of goods, but also solves questions about the cancellation, suspension and extension validity of such permits (conclusions);

according to the legislation after the examination in sphere of export control international import certificates and other documents containing state guarantees for use in the stated purpose of goods, shall decide to withdraw such guarantees;

10) holds in the prescribed manner:

registration of subjects of international transfers of goods;

state certification systems vnutrishnofirmovoho export control established actors of international transfers products and issues relevant evidence;

11) conducted in accordance with the law investigation subjects related to violations of international transfers catalog requirements of the legislation in the sphere of export control, and their draw up such entities to liability limits defined by law;

12) takes measures to prevent violation of legislation on export controls, including controls use of the goods in the declared purposes, organizing prevention work with entities and citizens of Ukraine;

13) monitors compliance legislation export controls;

14) participates in the development of a mechanism for preventing unauthorized implementation of the international transfer of goods;

15) prepare and submit relevant central bodies executive about the international transfer of goods;

16) In accordance with established procedure for exchange of information sphere of export control with the relevant authorities of other states and international organizations;

17) involved in creating, maintaining and improvement of the automated system of export control and related databases;

18) organize training and experts on export control training in their respective organizations and institutions of foreign states;

19) promotes the development of cooperation with foreign countries in the area of export controls, taking part in the relevant intergovernmental bodies and international organizations;

20) participates in ensuring the implementation of measures export control under the Treaty on the Non-Proliferation Nuclear Weapons ([995_098](#)), The Convention on the Prohibition of the Development, Production, Stockpiling and Use of Chemical Weapons and on its destruction ([995_182](#)), The Convention on the Prohibition of the Development,

Production and Stockpiling of Bacteriological (Biological) and Toxin Weapons and on their Destruction (995_054), Etc.;

21) prepare proposals for the provision of subjects international programs office at the right goods export, import military goods and goods that contain information of state secret, keeps track of these subjects, granted the following powers, gives them the appropriate supporting documents, provides the monitoring of delegated authorities and preparing proposals for the abolition of such office;

22) provides the legal entities authorized to conduct private examination, with the Modem names and descriptions of products submitted for examination to respective lists of goods;

23) makes a payment for the issuance of Certificate of Registration subject of international transfers of goods, issuance of permits, conclusions and international import certificates, funds from which transferred to the state budget;

24) attracts the technical, financial and other assistance from foreign states and international organizations;

25) developed within its powers in national policy the protection of state secrets, exercises control over its conservation;

26) shall submit reports to relevant governmental authorities on international transfer of military and dual - use, as well as information on their activities;

27) prepared in accordance with law proposals conclusion and denunciation of international treaties concluded within the their powers such interagency agreements and ensures compliance with international obligations of Ukraine agreements;

28) perform other functions in accordance with assigned tasks.

5. Derzheksportkontrol entitled to:

1) to attract specialists of central and local executive power, local governments, businesses, agencies and organizations (in consultation with their leaders) to consideration of matters within its competence;

2) represent the Cabinet of Ministers of Ukraine on his behalf in international organizations and at the conclusion of international contracts;

3) form, if necessary, in consultation with other

relevant central bodies of executive committee, councils and voluntary groups;

4) to get the legislation agenda of central and local executive authorities, local government, enterprises, institutions and organizations information documents and other materials necessary to fulfill tasks;

5) use the database created and Supported by the executive power;

6) to convene a meeting on matters within its competence.

6. Derzhkesportkontrol during assigned problems interacting with other central and local executive bodies of work created by the President Ukraine, the Cabinet and the Council of National Security and Defense of Ukraine, local authorities, enterprises, institutions and organizations regardless of the form property, as well as with relevant bodies and organizations foreign states and international organizations.

7. Derzhkesportkontrol issues within their authority to basis and for the implementation of legislation orders, organizes and supervises their implementation.

Legislation Derzhkesportkontrolyu be registration established by legislation.

Derzhkesportkontrol issues as appropriate with other central and local authorities joint acts.

In cases stipulated by law decision Derzhkesportkontrolyu adopted within its powers required for central and local executive power, local governments, enterprises, institutions and organizations regardless of the form property and citizens.

8. Derzhkesportkontrol headed by the President, who is appointed to appointed and dismissed by the Cabinet of Ministers of Ukraine on the submission Prime Minister of Ukraine according to the proposal Vice Prime Minister of Ukraine.

Head has deputies, including one first, which appoints and dismisses the Cabinet of Ministers of Ukraine the Prime Minister of Ukraine according to the proposal Vice Prime Minister of Ukraine.

President Derzhkesportkontrolyu:

supervises and is personally Derzhkesportkontrolem

responsibility to the Cabinet of Ministers of Ukraine for execution assigned tasks;

allocates duties between his deputies and determines degree of responsibility and appointed leaders structural units; (fifth paragraph of paragraph 8 of the changes made according to KM N 101 ([101-2008-P](#)) Of 27/02/2008)

appoints and dismisses the employees central office. (Paragraph six, paragraph 8, with changes made according to KM N 101 ([101-2008-P](#)) Of 27/02/2008)

9. Agreed to address issues that belong to Derzheksportkontrolyu competence, critical discussion areas of its activities, develop recommendations on the formation and implementation of state policy in sphere of export control and consideration of draft regulations and other issues Derzheksportkontroli formed board.

The personnel of the board approves the President Derzheksportkontrolyu.

Organizational form of the board is meeting. Frequency of meetings determined by the Chairman Derzheksportkontrolyu.

In a panel composed Derzheksportkontrolyu Chairman (Chairman College), his deputies, heads of business units, other Derzheksportkontrolyu executives, as well as the consent representatives of relevant committees of the Verkhovna Rada of Ukraine of government, institutions and NGOs, as well as scientists and others.

Orders are orders of life Derzheksportkontrolyu.

10. For consideration of scientific recommendations, proposals development of national export control discussions Other important issues in Derzheksportkontroli can be formed scientific and technical advice and other advisory and consultative bodies.

Members of these bodies and their position on the President approves Derzheksportkontrolyu.

11. Limit the number of Derzheksportkontrolyu approved by the Cabinet of Ministers of Ukraine.

Derzheksportkontrolyu approve its structure with the consultation with the Vice Prime Minister of Ukraine.

Personnel arrangements and approve its budget Derzheksportkontrolyu

The President in consultation with the Ministry of Finance.

Regulations units Derzheksportkontrolyu
President approves it.

12. Derzheksportkontrol is a legal entity with independent balance of the registration bill in the organs of the State Treasury Ukraine, a seal with the image of State Emblem of Ukraine and its name.
