

On the State Border Service of Ukraine

(*Bulletin of the Verkhovna Rada of Ukraine (VVR), 2003, N 27, st.208*)

(*As amended in accordance with the Laws*

N 965-IV ([965-15](#)) Dated 19.06.2003, VVR, 2003, N 45, st.357

N 2505-IV ([2505-15](#)) On 25.03.2005, VVR, 2005, N 17, N 18-19,
st.267

N 3200-IV ([3200-15](#)) On 15.12.2005, VVR, 2006, N 14, st.116

N 328-V ([328-16](#)) Dated 03.11.2006, VVR, 2006, N 51, st.519

N 489-V ([489-16](#)) Dated 19.12.2006, VVR, 2007, N 7-8, st.66

N 1014-V ([1014-16](#)) Dated 11.05.2007, VVR, 2007, N 33, st.442

N 107-VI ([107-17](#)) Dated 28.12.2007, VVR, 2008, N 5-6, N 7-8, st.78

- Changes are on December 31, 2008

N 289-VI ([289-17](#)) Dated 20.05.2008, VVR, 2008, N 26, st.243)

(*In addition, see. Decision of the Constitutional Court*

N 10-rp/2008 ([v010p710-08](#)) Dated 22.05.2008)

(*As amended in accordance with the Laws*

N 586-VI ([586-17](#)) Dated 24.09.2008, VVR, 2009, N 10-11, st.137

N 884-VI ([884-17](#)) Dated 15.01.2009, VVR, 2009, N 24, st.298

N 1710-VI ([1710-17](#)) Dated 05.11.2009)

This Law in accordance with the Constitution of Ukraine ([254k/96-VR](#))
)
defines the legal basis and organization of the State
Border Service of Ukraine and its overall structure, size,
functions and powers.

Section I

TERMS

Article 1. The task of the State Border Service of Ukraine

On the State Border Service of Ukraine are entrusted the task
to ensure the inviolability of borders and security
sovereign rights of Ukraine in its exclusive (maritime)
zone.

Article 2. The main functions of the State Border Service
Ukraine

The main functions of the State Border Service of Ukraine are:

protection of state border of Ukraine on land, sea, rivers,
lakes and other waters to prevent illegal changes
passage of his lines, ensuring respect for the public
border and border regime;

implementation of the established order and border control crossing the state border of Ukraine, transport vehicles, cargo, and detection and suppression cases illegal to move; (paragraph three of the first part of Article 2 as amended by the Law N 1710-VI (1710-17) Of 05/11/2009)

protection of sovereign rights of Ukraine in its exclusive (marine) economic zone and control the execution of rights and commitments in the area of other countries, Ukrainian and foreign businesses and individuals, international organizations;

of intelligence, information-analytical and operational and investigative activities for the protection of state border of Ukraine in accordance with the laws of Ukraine "On intelligence agencies of Ukraine "(2331-14) And " Operational and Investigative Activity "(2135-12);

participate in the fight against organized crime and combat illegal migration to Ukraine's borders and within controlled border areas;

participating in the state for permanent protection and temporary residence of President of Ukraine and officials by the Act of Ukraine "On state protection of government of Ukraine and officers' (160/98-VR);

protection of foreign diplomatic institutions of Ukraine;

coordination of military forces and relevant law enforcement related to the protection of state border Ukraine, as well as activities of state bodies engaged in various types of control when crossing the state border of Ukraine or involved in securing the state border regime, border regime and the regime of checkpoints across the state Ukraine's border.

Implementation of the first mentioned in this article features a operational and service activities of the State Border Service Ukraine.

Article 3. Basic principles of the State Border Service of Ukraine

The basic principles of the State Border Service Ukraine are:

legality;

respect for and observance of human rights and freedoms of man and citizen;

pozapartiynist;

continuity;

combination of transparent, secret and covert forms and methods activities;

principle of collegiality to the development of important decisions;

interaction with public authorities, local governments and NGOs in the implementation assigned to the State Border Service of Ukraine tasks;

openness to democratic civilian control.

Article 4. Legal basis of the State Border Service of Ukraine

The legal framework of the State Border Service of Ukraine is the Constitution of Ukraine ([254k/96-VR](#)), The Law of Ukraine "On the State Border of Ukraine" ([1777-12](#)), This Law, other laws of Ukraine, issued to them pursuant to the acts of the President of Ukraine, the Cabinet of Ministers of Ukraine and international treaties of Ukraine, ratified by the Verkhovna Rada of Ukraine.

Article 5. Activities of the State Border Service of Ukraine and ensuring human rights

Activities of the State Border Service of Ukraine conducted based on respect for human rights and freedoms of citizens. Bodies of personnel and employees of the State Border Service of Ukraine to respect human dignity, to show it humane treatment.

Unlawful infringement of the rights and freedoms is unacceptable and entails responsibility in accordance with law.

Section II

The general structure, the number and arrangement of
STATE BORDER SERVICE OF UKRAINE

Article 6. General structure and strength of the State Border Service of Ukraine

State Border Guard Service of Ukraine is the enforcement authority of special purpose and has the general structure:

specially authorized central executive body in
for protection of state borders;

territorial bodies specially authorized central

enforcement authority for protection of state borders;

Marine Protection, which consists of groups of marine;

authorities of the state border - border,
some checkpoints, aircraft parts;

intelligence agencies specially authorized central
executive authority in matters of state borders.

The total number of State Border Service of Ukraine
is 50000 persons, including 42000 soldiers.

Specially authorized central executive body in
for the protection of state borders, territorial authorities
specially authorized central executive body in
for protection of state borders, bodies of state
border and other bodies listed in part one of this article is
entities have a seal with the image of State Emblem
Ukraine and its name, other seals and stamps, bills
banks, including foreign currency.

The system of the State Border Service of Ukraine is also
educational institutions, research institutions, units
special purpose bodies and software.

Article 7. The specially authorized
executive authority in matters of state
border

Specially authorized central executive body in
for State Border Protection implements the state policy in
the protection of state border of Ukraine, manages
State Border Guard Service of Ukraine, participates in development
and implementation of general principles of the legal process and
ensuring the inviolability of state borders and protection
sovereign rights of Ukraine in its exclusive (maritime)
zone.

Specially authorized central executive body in
for the protection of state border extends practice
application of legislation on matters under the competence
State Border Guard Service of Ukraine, develops proposals
aimed at its improvement, and in due course
introduces them to the President of Ukraine or the Cabinet
Ukraine.

In order to effectively discharge the State
Border Service of Ukraine tasks specifically authorized
central executive body in matters of state
border formed territorial authorities - the regional administration.

Regulation on regional governance adopted by the President
State Border Guard Service of Ukraine.

Head of the regional administrations are appointed
Chairman of State Border Service of Ukraine.

Article 8. Chairman of the State Border Service of Ukraine

Management State Border Guard Service of Ukraine and
activities specially authorized central body
executive for State Border Protection exercises
Chairman of the State Border Service of Ukraine. Head of State
Border Service of Ukraine bears personal responsibility for
the tasks entrusted to the State Border Service
Ukraine.

Chairman of the State Border Service of Ukraine is appointed to
President of Ukraine the Prime Minister of Ukraine and
terminate his authority in this post. Head of State
Border Service of Ukraine has deputies who are appointed
President of Ukraine upon recommendation of the Chairman of the State
Border
Service of Ukraine.

Article 9. Marine Protection

Sea State Border Guard Service of Ukraine
provides: protection of state border at sea, rivers, lakes and
other water bodies, control of swimming and stay Ukrainian
and foreign non-military vessels and warships in
territorial sea and internal waters of Ukraine calling
foreign non-military vessels and warships in the internal
waters and ports of Ukraine and stay in them; protection of sovereign
rights of Ukraine in its exclusive (maritime) economic zone and
control the execution of rights and obligations in this area
other countries, Ukrainian and foreign legal entities and individuals,
international organizations.

The composition of the marine detachment include ships, boats and
ship support.

Article 10. Bodies of the State Border
Border Service of Ukraine

Authorities border directly perform
put before the State Border Service of Ukraine tasks
to ensure the integrity of the state border of Ukraine.

Squad is the main operational official link
State Border Guard Service of Ukraine is entrusted with the protection
a border, independently or in collaboration with
other organs of the state border and sea safety,
enforcement regime of the state border and border
regime and the implementation of the established order of the border
control and crossing the state border of Ukraine,
vehicles and cargo. (Part Two of Article 10 of

amended by the Law N 1710-VI ([1710-17](#)) Of
05/11/2009)

The composition may include border border
Commandant, Border Service departments, frontier,
checkpoints, border control department.
(Part three of Article 10 as amended by the Law
N 1014-V ([1014-16](#)) Dated 11.05.2007)

A single checkpoint is operational and service
component of the State Border Service of Ukraine, which relies
implementation of the established order and border control
crossing the state border of Ukraine, transport
vehicles and cargo. (Part four of Article 10 as amended
amended according to Law N 1710-VI ([1710-17](#)) Dated 05.11.2009)

The structure of a single checkpoint can
include other subordinated checkpoints,
Department kontrolerski and border control posts.

Aviation is part of the operational component of the State official
Border Service of Ukraine, which relies protection
border, in cooperation with other bodies of
border and maritime security and enforcement
regime of the state border and the border regime and
implementation of Ukraine's sovereign rights in its exclusive
(marine) economic zone.

The composition of aviation parts include aircraft and troops levels
helicopters.

Article 11. Intelligence agencies specifically authorized
central executive body for
State Border Protection

Intelligence agencies specially authorized central
executive body for the protection of state border
organize their activities according to the Law of Ukraine "On
intelligence agencies of Ukraine " ([2331-14](#)).

The organizational structure of intelligence agency specifically
authorized central executive body for
protection of state borders is determined by the President of Ukraine.
(Article 11 completed the second part according to the Law N 3200-IV
([3200-15](#)) Dated 15.12.2005)

Article 12. Divisions Special

In the specially authorized central body
executive for the protection of state border
territorial bodies specially authorized central
executive body for the protection of state border
of the state border protection function units
Special purpose - operational documentation,

operational and technical, homeland security and their own security.

Activities of special purpose units of the State Border Service of Ukraine is regulated by this Law and other regulations.

Article 13. Bodies of

The bodies of the State Border Service of Ukraine is Enterprises, institutions and technical departments, financial, medical and other types of its activities that function both independently and as part of under specially authorized central body executive for the protection of state borders, it territorial authorities, maritime security and other bodies of Border, educational institutions of the State Border Service of Ukraine.

Section III

PERSONNEL OF STATE BORDER SERVICE OF UKRAINE

Article 14. Personnel of the State Border Service Ukraine

Personnel of the State Border Service of Ukraine composed of military personnel and employees of the State Border Service of Ukraine.

Acquisition of the State Border Service of Ukraine soldiers and passing them to military service carried out under the Law of Ukraine "On Military Duty and military service "([2232-12](#)). Authorized officers State Border Guard Service of Ukraine, previously studied composition recruits and make their selection in the military commissariat. (Part Two of Article 14 as amended by the Law N 1014-V ([1014-16](#)) Dated 11.05.2007)

Labor relations of employees of the State Border Service Ukraine are regulated by the labor legislation, civil service and entered into labor agreements (contracts). List Bids employees of the State Border Service of Ukraine, which according their official authority can be involved in operational performance is determined by the Chairman of the State Border Service of Ukraine.

Article 15. Restriction of political activity in the State Border Service of Ukraine

Military personnel and employees of the State Border Service of Ukraine for the period of military service and work stopped membership in political parties.

Military personnel and employees of the State Border Service of Ukraine may be members of NGOs statutory provisions which do not contradict the principles of the State Border Service of Ukraine, and may participate in their work in free of duty time.

Organization of personnel and employees of the State Border Service of Ukraine participated in the strikes and their conduct is not allowed.

Article 16. Cash security personnel and pay employees of the State Border Service Ukraine

Terms of troops and money to ensure payment employees of the State Border Service of Ukraine determined by the law.

Article 17. Training for State Border Guard Service of Ukraine

Training, retraining, training of personnel of the State Border Service of Ukraine, held in educational institutions of the State Border Service of Ukraine and other schools.

Article 18. Transfer of personnel of the State Border Service of Ukraine in stock

Soldiers of the State Border Service of Ukraine exempted from military service, credited to the reserve of Armed Forces Ukraine.

Section IV

POWERS OF STATE BORDER
SERVICE OF UKRAINE

Article 19. Responsibilities of the State Border Service of Ukraine

On the State Border Service of Ukraine in accordance with the law assigned tasks:

- 1) cease any attempt to change the illegal passing the state border of Ukraine;
- 2) stop in cooperation with law enforcement bodies of armed conflict and other provocations on the state border of Ukraine;
- 3) participate in interaction with the Armed Forces of Ukraine and other

military formations in the reflection of an invasion or attack territory of Ukraine of the armed forces of another country or group of states;

4) participating in the activities of territorial defense and measures aimed at compliance with the legal regime of martial law and emergency;

5) Organization of the prevention of crime and administrative offense opposition that the legislation referred to competence of the State Border Service of Ukraine, their detection, suspension of investigation, of proceedings administrative offense under the laws;

6) implementation of border control and border crossing in prescribed manner of persons, vehicles, cargoes, if that proper documentation after passing them customs and needs of other controls, as well as registration Foreigners and stateless persons, who in due course arrive in Ukraine, and their passport documents in paragraphs State border crossing; (Paragraph 6 of Article 19 as amended amended according to Law N 1710-VI ([1710-17](#)) Dated 05.11.2009)

7) participate in the conclusion of international agreements of Ukraine border issues and on issues of mutual trips of citizens, as well as ensure their implementation;

8) prevention and avoidance of crossing the border Ukraine party, which under the law are not allowed enter Ukraine or are temporarily restricted the right to exit Ukraine, including under the orders of law enforcement agencies; search for items in the state border crossing of persons fleeing from the inquiry, investigation and trial, neglect departure from criminal penalties, pursuant to the established of the other assignments of law enforcement; (Paragraph 8 of Article 19 as amended by the Law N 1710-VI ([1710-17](#)) dated 05.11.2009)

9) identify the causes and conditions that lead to violations legislation on the state border of Ukraine, taking within its competence measures to address them;

10) of intelligence, information-analytical and operational and investigative activities and implementation counter-measures for protection state border of Ukraine;

11) control on the border regime;

12) organization under the law of adoption applications refugee status of persons who intend to acquire and were forced to illegally cross the state border of Ukraine;

13) establish, in consultation with the customs authorities and heads of the respective companies, on whose territory located Crossing the state border regime at border crossing points across the state border of Ukraine, control over its observance; (Paragraph 13 of Article 19 as amended by the Law N 1710-VI ([1710-17](#)) Dated 05.11.2009)

14) monitor compliance with non-military vessels and warships established order of swimming and stay in the territorial sea and internal waters of Ukraine;

15) adoption in collaboration with the police and bodies of the Security Service of Ukraine decisions on expulsion beyond Ukraine of foreigners and stateless persons who are detained within controlled border regions to try or after illegal crossing the border into Ukraine, expulsion these individuals;

16) of their own or in collaboration with the Interior and the bodies of the Security Service of Ukraine within the controlled border areas of enforcement foreigners and stateless persons and refugees and persons who were granted asylum in Ukraine, established rules stay in its territory;

17) protection, escort and detention of persons and vessels until their transfer, border protection or other competent authorities of neighboring states, other Ukraine law enforcement authorities or court;

18) performance according to the laws of special measures to protect personnel and employees of the State Border Service of Ukraine of attacks on life, health, honor, property in connection with their official activities, as well as their relatives;

19) counteracting and preventing corruption and crimes in field performance of personnel of the State Border Service of Ukraine;

20) participation within its competence, in cooperation with the Ukraine's Security Service, police and other law enforcement agencies in combating terrorism and other performance its missions;

21) border representative job and part of the border representatives in the joint international commission to review border disputes, incidents of conflict;

22) of their own or together with specially authorized by executive bodies and officials party control in the areas of duty for the preservation of natural resources, compliance with the rules of industrial and other activities

environmental protection;

23) informing the relevant authorities and citizens an accident, fire, accident, natural disaster or other emergency events at the state border of Ukraine, the border strip and controlled border areas;

23-1) of requests for executive management of the Fund compulsory state social insurance of Ukraine unemployment or the central executive body in labor and social policy in the order determined Cabinet of Ministers of Ukraine, the information stored in information systems, including a database on persons throughout the period receiving unemployment crossed state border of Ukraine or were outside of Ukraine (600-2009-P); (Article 19, paragraph 23.1 amended pursuant to Law N 884-VI (884-17) Dated 15.01.2009)

24) protection of foreign diplomatic institutions of Ukraine;

25) participated in the limits of its competence in providing public protection for permanent and temporary residence of the President Ukraine and the officers identified in the Law of Ukraine "On public safety the government of Ukraine and officials persons (160/98-VR);

26) during interaction of the state border of Ukraine relevant authorities of foreign countries in order to established by international treaties, binding nature by the Verkhovna Rada of Ukraine;

27) provision of storage of the demarcation of state border of Ukraine in the legislation of the Ukraine. (Article 19, paragraph 27 amended pursuant to Law N 289-VI (289-17) Dated 20.05.2008)

Article 20. Law of the State Border Service of Ukraine

Organs, bodies, military and employees of the State Border Service of Ukraine, which according their duties may be involved operational performance, to fulfill State Border Service of Ukraine have the right objectives:

1) placed the border outfits, to move during duty on any areas of terrain, stay on land, residential and other premises citizens with their consent or without their consent in urgent cases related to the preservation of life and property or to direct prosecuting persons suspected of committing crimes, notification within twenty four hours of the Prosecutor, and on the territory and premises of enterprises, institutions and organizations regardless of ownership of the notification their administration;

2) according to the laws and regulations exclusively for criminal justice, international cooperation in combating organized crime, as well as to ensure the national security of Ukraine to controlled (under the operational control) through the state people in the Ukraine border crossing points or beyond. Solutions this omission makes the President of the State Border Service Ukraine;

3) check to people who are traveling through the state Ukraine, documents for entry into Ukraine or exit from Ukraine make them appropriate levels and in the cases provided legislation to temporarily detain or remove;

4) by interviewing people seek grounds crossing state border of Ukraine, not to pass through the state Ukraine persons without valid documents for crossing it, persons who knowingly provide false information when obtaining these documents, people whom the State Border Service Ukraine for violating the legislation on border issues and on legal status of foreigners or motivated by a written decision court and law enforcement agencies are not allowed to enter Ukraine or temporarily restricted egress from Ukraine, do documents these persons related marks, (Item 4 of the first Article 20 as amended by the Law N 1710-VI (1710-17) Dated 05.11.2009)

5) according to the law decide on granting permission to cross the border in a simplified manner;

6) alone, and if the vehicle, goods and other items that are moved across the state border of Ukraine, under customs control - together with the customs authorities conduct under the law review, if necessary - and support these vehicles, goods and subjects;

7) according to the instructions of law enforcement Ukraine detention in points of passing the state border of Ukraine and wanted on suspicion of committing crime, fleeing from the inquiry, investigation and court shy away from serving punishment and other cases, the laws of Ukraine;

8) provide for the consent of the customs authorities of Ukraine and competent of neighboring states allow persons to cross state border of Ukraine, the movement of vehicles, cargo out crossings across the state border of Ukraine in the presence of immediate circumstances surrounding the liquidation of emergency situations of technogenic and natural character and their consequences, threats to human life and the absence of threats to national

security of Ukraine; (Item 8 of Part I of Article 20 as amended amended according to Law N 1710-VI (1710-17) Dated 05.11.2009, N 1710-VI (1710-17) Dated 05.11.2009)

9) in consultation with the State Customs Service of Ukraine Ministry of Transport of Ukraine and the Ministry of Defense of Ukraine allow for the departure and landing of aircraft airports (airports), in which there are no checkpoints state border of Ukraine;

10) to create and use for exploration, counter-intelligence to protect the state border Ukraine, operational and investigative activities, participating in organized crime and combating illegal migration information systems, including databases of individuals who crossed the state border of Ukraine, people who have committed offense, which is classified as opposition to the competence of the State Border Service of Ukraine, the persons who under the law not allowed to enter Ukraine or temporarily confined to the right Departure from Ukraine, invalid, stolen and lost documents right to travel abroad and in other cases stipulated by law Ukraine;

11) determine, together with interested companies agencies and organizations of all types of property location and duration stops (parking) vehicles engaged in international passenger and freight crossing points state border of Ukraine;

12) require the cessation of violations of individuals and actions that impede the implementation of state Border Service of Ukraine;

13) in cases and in the manner prescribed by the laws of Ukraine, a case of violation, impose a penalty or transfer the materials on the offense to the other authorized by the executive or the courts;

14) to administrative detention on the grounds and on terms determined by law, including foreigners and persons non-citizens who illegally crossed the border Ukraine, which passed on in due course a decision the transfer of border authorities of neighboring states, the time required for such transfer;

15) perform on the grounds and in the manner prescribed laws, personal review of detainees and inspect and if need to remove things that might be material evidence or harm to human health;

16) to hold those detained in administrative order, specially equipped facilities for these purposes;

17) according to law to conduct forensically

passport documents in accordance with the law used when crossing the state border of Ukraine;

18) according to their competence to restrict or temporarily ban in the cases that are caused by the circumstances surrounding to ensure the protection of state border of Ukraine and exercises and combat shooting, perform various works, movement of vehicles, vessels and people to access Private land areas or objects in the border strip controlled border areas, with the exception of works on construction, performed according to international agreements, and construction national importance and works associated with the aftermath disaster and especially dangerous infectious cells diseases;

19) implement an automated information exchange vehicles that crossed the state border of Ukraine, Inspectorate of the Ministry of Internal Affairs of Ukraine. Stop and browse within the border strip, controlled border regions themselves, and beyond - with units Inspectorate of the Ministry of Internal Affairs Ukraine vehicles and check the documents identity of the driver and passengers, the presence of policy compulsory insurance of civil liability owners of vehicles (insurance certificate "Green Card") as well as to monitor the payment of sums penalties imposed for administrative violations. This cargo that is transported in vehicles under customs control, subject only to such review, together with the State Customs Service of Ukraine; Item 19 (first part of Article 20 as amended by Law N 586-VI (586-17) Dated 24.09.2008)

20) use the procedure established by law, water and airspace of Ukraine, sea and river ports, airports and airfields (landing sites), located at Ukraine, irrespective of their departmental affiliation and appointment, to receive navigation, meteorological, hydrographic and other information necessary to ensure flight safety and sailing;

21) in the manner established by legislation flights aircraft on the State Border Service of Ukraine air routes, on routes outside the route, as well as specified routes in the border strip, controlled border areas and the exclusive (marine) economic zone Ukraine;

22) sail on ships, boats, ships provision across the area of internal waters, territorial sea and the exclusive (maritime) economic zone of Ukraine, to approach bank, any pier (stick) and make landing are troops of the State Border Service of Ukraine;

23) allow the calling of foreign military

ships in internal waters, in raids and in the ports of Ukraine, including those conforming to the established order decisions
admission of the armed forces of other states on the territory of Ukraine, approved by the Verkhovna Rada of Ukraine;

24) to the established procedure to review the Ukrainian and foreign non-military vessels that allowed violations of the law during the voyage and stay in the territorial sea, internal waters, and during the harborage of Ukraine
accompany their ships and boats of the State Border Service of Ukraine in ports or territorial waters of Ukraine;

25) stop and inspect a vessel in the prescribed manner and boats that fishing fish and other aquatic resources, searching, research and operations related to such fisheries, do other work in the exclusive (marine) economic zone of Ukraine and the territorial sea, check documents to fish and do other work;

26) suspend or terminate the fisheries, marine scientific research and other work in the territorial sea, exclusive (marine) economic zone and inland waters of Ukraine in case without authorization (approval) or violations their conduct, prescribed by law;

27) visit, inspect and stay on the artificial islands, in plants and facilities located in the exclusive (marine) economic zone, territorial sea and internal waters Ukraine, as well as check documents certifying the right to the works, construction of artificial islands, installations, facilities and establishing security zones around them;

28) to detain the vessel, allowing violations of the law the exclusive (maritime) economic zone of Ukraine and norms international law, and deliver them to one open to foreign non-military vessels calling the ports of Ukraine;

29) to temporarily restrict navigation and restrict access to Sea Ukrainian non-military ships and vessels, regardless of ownership, which allowed the violation of established procedure swimming and stay in the territorial sea and internal waters Ukraine;

30) prohibit climbing on the shore and stay on the shore crew members of foreign non-military vessels and other persons are on them and allowed the offense during the voyage and stay in the territorial sea, internal waters, as well as under a harborage of Ukraine;

31) to intelligence, counterintelligence and operational-search measures in accordance with the laws of Ukraine;

32) to the agreement with carriers in international airports in the previous review the legal basis for

arrival in Ukraine of foreigners and stateless persons;

33), in collaboration with Customs and other government agencies implement measures to prevent illegal movement across the state border of Ukraine goods in respect of which the law prohibitions and restrictions, to remove such goods in case implementation attempts to move them across the state border of Ukraine or independently in the course of operational search activities and transmit them to destination in the prescribed manner; Item 33 (first part of Article 20 as amended by the Law N 1710-VI ([1710-17](#)) Dated 05.11.2009)

34) invite persons to units of the State Border Service of Ukraine to clarify the circumstances of the illegal crossing state border of Ukraine, violations of the state border, border regime or the regime of checkpoints across the state border of Ukraine and other offenses, which are owned the competence of the State Border Service of Ukraine. If need to clarify the circumstances of these violations may be and elsewhere;

35) on the grounds provided by law, reduce the term stay in Ukraine of foreigners and stateless persons detained within the controlled border areas;

36) used based on a contract official premises of enterprises, institutions and organizations of all forms property, the units of military forces and housing and other public facilities;

37) used in the prescribed manner of transport facilities, ships of citizens, enterprises, institutions and organizations all forms of property (excluding vehicles, vessels and other diplomatic missions of foreign states and organizations) to travel to the illegal crossing state border of Ukraine, stop crime, delivery to medical institutions of persons who need urgent medical assistance with the following damages and costs it citizens, enterprises, institutions and organizations in accordance with legislation;

38) use means of electrical connection of the central and local executive authorities, local government, enterprises, institutions and organizations of all forms property during the cessation of armed conflict and other provocations on the state border of Ukraine, the invasion of reflection territory of Ukraine of the armed forces, emergency sabotage, intelligence groups, as well as in other cases conditions agreed upon in due course, following reimbursement of related expenses in accordance with the law;

39) give the executive authorities and local governments are required to consider proposals to end violations of laws on protection of state border of Ukraine

and removing preconditions before they occurred;

40) get established in the law written request of leaders of operational and investigative work or intelligence agency information from automated information and information systems and data banks created by the Supreme Court Ukraine, General Prosecutor of Ukraine, National Bank Ukraine, Antimonopoly Committee of Ukraine, by State Property of Ukraine, ministries and other central executive bodies and local self-government in Ukraine; (Paragraph 40 of the first part of Article 20 as amended by Law N 965-IV (965-15) Dated 19.06.2003)

41) materially and morally to encourage people who provide State Border Guard Service of Ukraine in the performance its tasks;

42) to cooperate in accordance with the laws of foreign diplomatic and consular missions in the areas belonging to the competence of the State Border Service of Ukraine and the related restrictions or renew rights of foreigners and stateless persons;

43) interact with the protection of state border of Ukraine, Combating illegal migration, illicit trafficking in narcotic drugs, psychotropic substances and precursors, cross-border crime, smuggling activities with the competent authorities and military forces of foreign states, international organizations in order and on the basis of the existing legislation;

44) during the immediate tasks of health border with duty as part of border dresses or carrying out operational investigative activities free of charge use all types of urban passenger transport public (except bus) by means of railway, Water Transport suburban and commuter buses tracks and associated transport;

45) in the manner provided by law, receive and use the land for the placement of fixed technical facilities and engineering structures on the state border Ukraine, placement agencies, departments, schools, enterprises, institutions and organizations of the State Border Service Ukraine, paragraphs (seats) temporary detention of persons based ships and boats, aviation units, shooting and training fields, etc.;

46) in the order determined by international treaties of Ukraine to have joint border controls and other measures protection of state borders in neighboring states. (Part of Article 20, paragraph 46 amended by the Law N 1710-VI (1710-17) Dated 05.11.2009)

In cases stipulated by law, officials and officers

State Border Guard Service of Ukraine also perform other authority.

Article 21. The use of force during public health borders and sovereign rights of Ukraine in its exclusive (marine) economic zone

Soldiers and workers of the State Border Service of Ukraine, who according to their official powers may involved in operational performance, during objectives of protection of state borders and sovereign rights of Ukraine in its exclusive (maritime) economic zone within the powers defined by this Law, the Law of Ukraine "On State Border Ukraine (1777-12), The exclusive (maritime) economic zone Ukraine (162/95-VR) Are in the right order and the cases Law of Ukraine "On Militia" (565-12), Military statutes of the Armed Forces of Ukraine and other legal Acts apply physical force, use of official dogs, and keep, carry special means and firearms, use and apply their own or in units.

You can not use weapons in the direction of the territory neighboring states, except the reflection of an armed attack and invading the territory of Ukraine by armed groups and military criminal groups, stop armed provocations, and to reflection attack or cessation of the armed resistance of persons who illegally crossing or attempting to illegally cross the state border Ukraine.

Article 22. Promoting the executive authorities, local governments, NGOs people performing the tasks and the State Border Service of Ukraine

The executive and local authorities, their office and officials within his office help State Border Guard Service of Ukraine State Border Protection and sovereign rights of Ukraine in its exclusive (maritime) zone.

State Border Guard Service of Ukraine has the right to perform its tasks involve cooperation on payment free basis and persons with their consent, as well as public formation of public order and the state border in procedure established by laws regulating the detective and search activities and participation of citizens in the protection of state border Ukraine.

Section V

Legal and social protection personnel
STATE BORDER SERVICE OF UKRAINE

Article 23. Legal status of personnel of the State
Border Service of Ukraine

Men (except military conscript services), as well as employees of the State Border Service of Ukraine, which according to their official powers may be involved in operational performance, given service and special permit and the relevant characters (tokens).

Legal requirements and regulations and personnel employees of the State Border Service of Ukraine, which according to their official powers involved in the operational performance activities are required for citizens of Ukraine, foreigners, stateless persons, officials and officers persons.

Military personnel and employees of the State Border Service of Ukraine while performing their duties guided only by law, act on the basis, within the powers and in the manner envisaged by the Constitution ([254k/96-VR](#)) And laws of Ukraine. Nobody else, except authorized officers of public bodies prescribed in the Constitution ([254k/96-VR](#)) and laws of Ukraine cases, no right to interfere in the legitimate activity personnel and employees of the State Border Service of Ukraine.

Nobody has the right to put on the personnel of the State Border Service of Ukraine tasks and responsibilities, not the laws of Ukraine.

In order to prevent corruption, soldiers and employees of the State Border Service of Ukraine during the implementation of border control is forbidden:

1) accept any items (things) of any person and send items (stuff) to anyone, unless otherwise legislation of Ukraine;

2) to anyone about those vehicles means cargo that moves through the state, if otherwise provided by law;

3) to provide benefits to persons crossing the state border, vehicles and cargo;

4) have any personal communications that do not belong State Border Guard Service of Ukraine and not included in the items uniforms along the border;

5) have the money than the amount prescribed specially authorized central executive body in for the protection of state border of Ukraine.
*(This article is part of the 23 completed in accordance with the Law N 1710-VI
(1710-17) Dated 05.11.2009)*

These are obliged to request its direct officer or officers or officers of units Homeland Security to provide the opportunity to test their compliance with these restrictions.
*(This article is part of the 23 completed in accordance with the Law N 1710-VI
(1710-17) Dated 05.11.2009)*

Interference in the activity of the State Border Service of Ukraine entail liability provided by law.

Soldiers of the State Border Service of Ukraine have the right to wear uniforms with insignia, designs which are developed according to the Law of Ukraine "On Military Duty and Military Service "(2232-12). (Part sixth article 23 as amended by the Law N 1014-V
(1014-16) Dated 11.05.2007)

Use of military ranks, decorations, uniforms, officers or special permits characters (tokens) by the person who not the strength of the State Border Service Ukraine, entail liability provided by law.

Article 24. Legal protection of personnel of the State Border Service of Ukraine

Military personnel and employees of the State Border Service of Ukraine while performing their duties is the government, the inviolability of the person whose dignity protected by law.

Immunity of persons soldier and worker State Border Guard Service of Ukraine, who according to his of authority involved in the operational performance activities, their honor and dignity are protected by law.

Drive, detention and arrest and related search warrants, personal inspection and review of military affairs, the employee State Border Guard Service of Ukraine at the time of his border control is carried out after the performance of his service or replace it with another soldier or employee State Border Guard Service of Ukraine, and in case of urgent need to implement it without delay - only in the presence of authorized representative organ of the state border.
(This article is part of the 24 completed in accordance with the Law N 1710-VI

(1710-17) Dated 05.11.2009)

Perpetration of crimes and administrative violations of family members of servicemen and employees of the State Border Service of Ukraine in connection with their official responsibilities entail liability provided by law.

Perpetration of crimes and administrative violations of personnel or employees of the State Border Service Ukraine, which are freed from the service or work, as well as members their families because of their previous official activities and Also to the person under the law involved in protection of state border of Ukraine and members of her family carries a responsibility under the law.

Military personnel and employees of the State Border Service of Ukraine, who perform tasks abroad, are under the protection of Ukraine.

Article 25. Social security personnel of the State Border Service of Ukraine

The State ensures the social protection of personnel State Border Guard Service of Ukraine according to the Constitution Ukraine (254k/96-VR), This Law and other legislation.

Soldiers of the State Pension Border Service of Ukraine is in order and in the amounts the Law of Ukraine "On pension security of persons discharged from military service and certain other persons "(2262-12). (Part Two of Article 25 as amended by Law N 2505-IV (2505-15) on 25.03.2005, as amended pursuant to Law N 328-V (328-16) Dated 03.11.2006)

Soldiers of the State Border Service of Ukraine are legal and social guarantees in accordance with Law of Ukraine "On Social and Legal Protection soldiers and their families (2011-12) Hereof, other legislation.

Social Protection of the State Border Service Ukraine is provided on a common basis in accordance with labor law, unless otherwise stipulated by the Labor contract.

Personnel of the State Border Service of Ukraine guaranteed free medical software, which is in medical institutions of the State Border Service Ukraine.

Children killed in the line of duty personnel and employees of the State Border Service of Ukraine, who according to their official powers were involved in operational performance, have the right to join

educational institutions of the State Border Service of Ukraine outside competition.

Article 26. Payment of one-time cash assistance in case
death (death) or injury
State Border Guard troops
Service of Ukraine and compensation payments in
If damage to the property
personnel and employees of the State
Border Service of Ukraine or their close relatives

*(Title of article 26 as amended by Law N 328-V (328-16) Of
03.11.2006, as amended by the Law N 1014-V
(1014-16) Dated 11.05.2007)*

In case of injury (concussion, trauma or injury) caused soldiers of the State Border Service of Ukraine during performance of the duties of military service, or when setting disability due to these injuries and disability that there was a period of service or no later than three months after separation from service or after this period, but due to illness or accident that took place during the service, he paid one - allowance of up to five years of cash for the last post which he held, and if death or death of family members - in the amount of money ten provision of Agenda (10-2009-P) And for a certain Cabinet of Ministers of Ukraine. For the family of the deceased is kept right to receive a residential area. (Part One of Article 26 of the amended by the Law N 328-V (328-16) Of 03.11.2006, N 1014-V (1014-16) Dated 11.05.2007)
*(On termination of the first part of Article 26 to see in 2007.
Law N 489-V (489-16) Of 19.12.2006)*

If the soldier and his family are also grounds provided first part of this article, both are entitled to a one-time cash assistance established by other laws, payment of relevant amounts are for one the reasons for choosing the person who is entitled to receive such payments. (Article 26 of the completed part according to Law N 328-V (328-16) Dated 03.11.2006)
*(On termination of the second part of Article 26 to see in 2007.
Law N 489-V (489-16) Of 19.12.2006)*

Damage to property or military employee
State Border Guard Service of Ukraine or its close relatives in the performance of the duties of military service
direct protection of state border of Ukraine or its sovereign rights in the exclusive (marine) economic zone, offset in established by law by the state
budget. (Part three of Article 26 as amended in accordance with Law N 1014-V (1014-16) Dated 11.05.2007)

Section VI

FINANCING AND MAINTENANCE OF STATE BORDER GUARD SERVICE OF UKRAINE

Article 27. Financing of the State Border Service of Ukraine

Financing of the State Border Service of Ukraine at the expense of the State Budget of Ukraine and other sources provided by law.

Benefits, compensation and guarantees provided for in this Law, provided by and within the budget allocations for maintenance appropriate budgetary institutions. (Article 27 of the completed part of second according to Law N 107-VI (107-17) Dated 28.12.2007 -- change is recognized as unconstitutional by the Constitutional Court N 10-rp/2008 (v010p710-08) Dated 22.05.2008)

Article 28. Maintenance of the State Border Service of Ukraine

Maintenance activities of the State Border Service Ukraine is the specially authorized central body executive for the protection of state borders through state defense order and purchase of goods, works and services for public funds.

Local authorities and local self-help State Border Guard Service of Ukraine, its authorities in addressing housing and other welfare problems of vehicles and communications. State Border Service of Ukraine is exempt from the transfer of local administrations or local authorities of housing units built by the target state capital investments and other assets. Housing Public Housing Fund, which released the soldiers of the State Border Service of Ukraine, submitted in due course its relevant authorities for his re-settlement.

State Border Guard Service of Ukraine has office space and other structures, facilities of health, education, Research, economic and socio-cultural purpose, service housing.

The property secured by a specially authorized central executive body for the protection of state border authorities of the State Border Service of Ukraine, its educational institutions, agencies and organizations are state property and it is the right of operative management.

Section VII

Control and supervision of State BORDER

SERVICE OF UKRAINE

Article 29. Control of the Parliament of Ukraine over the State Border Guard Service of Ukraine

Chairman of the State Border Service of Ukraine systematically inform the Verkhovna Rada of Ukraine on the state Border Service of Ukraine of its tasks, compliance law, human rights and freedoms and other issues.

Chairman of the State Border Service of Ukraine annually provides Verkhovna Rada of Ukraine written report on the activities of the State Border Service of Ukraine.

Article 30. Control over the activities of the President of Ukraine State Border Guard Service of Ukraine

Monitoring of the State Border Service of Ukraine by the President of Ukraine according to the office the Constitution of Ukraine ([254k/96-VR](#)).

Chairman of the State Border Service of Ukraine systematically inform the President of Ukraine, the National Security and Defense Ukraine on the main issues of the State Border Service Ukraine, and annually submit a written report to the President of Ukraine on the activities of the State Border Service of Ukraine.

Article 31. Monitor economic and financial activities State Border Guard Service of Ukraine

Monitor economic and financial activities of the State Border Service of Ukraine is in the order determined laws of Ukraine.

Article 32. Oversee compliance with the rule of law activities State Border Guard Service of Ukraine

Supervision over the observance of legality in the activities of the State Border Service of Ukraine is in the order determined Constitution ([254k/96-VR](#)) And laws of Ukraine.

Chapter VIII

LIABILITY FOR TORT OF ACTIVITIES STATE BORDER SERVICE OF UKRAINE

Article 33. Responsibility of personnel of the State Border Service of Ukraine

Military personnel and employees of the State Border Service of Ukraine independently make decisions within their authority, guided by the Constitution ([254k/96-VR](#)) And the laws

Ukraine, other regulations and orders direct superiors. Order, which is clearly criminal, is not subject to execution. Officers who have given such an order, responsibility and reimburse the caused damage because of its performance under the law.

For the wrongful acts or omission of military personnel and employees of the State Border Service of Ukraine are responsibility according to law.

Military personnel and employees of the State Border Service of Ukraine, who perform their duties in accordance with the provision of this law office is not responsible for the caused not their fault others for property damage. Such a pity if nedovedennya fault these people compensated in accordance with the laws of the State Budget of Ukraine.

Article 34. Responsibility for unlawful acts that impede the implementation of office State Border Guard Service of Ukraine

Constructive or legitimate resistance to military requirements and employees of the State Border Service of Ukraine, improper interference in their legitimate activities entail responsibility prescribed by law.

Section IX

MISCELLANEOUS

1. This Law shall come into force on August 1, 2003, except second part of Article 6 hereof, which shall enter into force from January 1, 2005. Until its entry into force of the total number State Border Guard Service of Ukraine will be:

to January 1, 2004 - 45000 persons, including 42000 soldiers;

from January 1, 2004 - 48000 persons, including 42000 personnel.

2. Since the enactment of this Act cease to be valid:

1) The Law of Ukraine "On the Border Guards of Ukraine ([1779-12](#)) (Bulletin of the Verkhovna Rada of Ukraine, in 1992, N 2, century. 7, 1996, N 37, art. 167, 1999, N 48, art. 419, 2002, N 16, art. 113, N 33, art. 236);

2) The Law of Ukraine "On the general structure and number Border Troops of Ukraine " ([554-14](#)) (VVR Ukraine, in 1999, N 18, art. 158, 2002, N 48, art. 360);

3) Resolution of the Verkhovna Rada of Ukraine on November 4, 1991

"On the order of acquisition, military, logistical and financial support of the Border Troops of Ukraine "(1781-12) (Bulletin of the Verkhovna Rada of Ukraine, in 1992, N 2, pp. 9, N 29, century. 400, 1996, N 37, art. 167);

4) Resolution of the Verkhovna Rada of Ukraine on November 4, 1991 "On the order putting into effect the Law of Ukraine" On the Border forces of Ukraine "(1780-12) (Bulletin of the Verkhovna Rada of Ukraine 1992, N 2, pp. 8).

3. State Border Guard Service of Ukraine is the successor Border Troops of Ukraine, created on their basis, including including material and technical basis, within the strength and funding as of January 1, 2003.

4. To comply with the Law of Ukraine "On State Border Service of Ukraine "and other laws regulations apply to the part that does not contradict this Law.

5. Cabinet of Ministers of Ukraine within six months after enactment of this Act to bring its legal acts in conformity with this Law.

President of Ukraine Leonid Kuchma

Kyiv, April 3, 2003
N 661-IV