

## **OF UKRAINE**

### About the indigenous peoples of Ukraine

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The Verkhovna Rada of Ukraine promotes the consolidation and development of the Ukrainian nation, as well as the development of the ethnic, cultural, linguistic and religious identity of all indigenous peoples of Ukraine in accordance with the Constitution of Ukraine and the international laws of Ukraine Treaties of Ukraine , based on the Declaration of Rights of Nationalities of Ukraine , based on Article 1 of the Organization 's Charter United Nations , Vienna explanation , explanation organizations United Nations on the rights of indigenous peoples Peoples taking into account the resolution of the Verkhovna Rada of Ukraine dated March 20 , 2014 № 1140 – VII “About the application The Verkhovna Rada of Ukraine from Guarantees of the rights of the Crimean Tatar people in composition Ukrainian States ”, accepted this law that sets out the rights of indigenous peoples people Ukraine and features her implementation .

#### Article 1. The concept of the native people of Ukraine

1. Natives of Ukraine – an autochthonous ethnic community formed on the territory of Ukraine, bearers of the original language and culture, has traditional, social, cultural or representative bodies, self-confident natives of Ukraine, is an ethnic minority in its population and does not have its own state education outside of Ukraine.

2. The indigenous peoples of Ukraine formed on the territory of the Crimean Peninsula are the Crimean Tatars, Karaites, Crimean Tatars.

3. Representative bodies of indigenous peoples of Ukraine – relevant representative institutions established by indigenous peoples and in accordance with the Constitution and laws of Ukraine have the right to represent indigenous peoples and make decisions on their behalf (im following – representative bodies).

#### Article 2. Legal personality of indigenous peoples of Ukraine

1. Indigenous peoples of Ukraine have the right to self-determination in Ukraine, to consolidate their political status within the framework of the Constitution and laws of Ukraine, to freely exercise their economic, social and cultural development.

2. In exercising their right to self-determination, the indigenous peoples of Ukraine have the right to self-government in matters affecting their internal affairs , including the establishment of their representative bodies established and operated

in accordance with the Constitution and laws of Ukraine .

3. Indigenous peoples of Ukraine have the right, in accordance with the Constitution and laws of Ukraine, to preserve and strengthen their special political, legal, social and cultural institutions while maintaining their participation in economic, social and cultural life.

4. The state promotes the representation of indigenous peoples in the Verkhovna Rada of Ukraine, the Verkhovna Rada of the Autonomous Republic of Crimea and the bodies of local self-government of the Autonomous Republic of Crimea and the city of Sevastopol.

5. The state encourages the formation of capacities of territorial communities that would correspond to the places of compact residence of the indigenous peoples of Ukraine.

6. The State guarantees the protection of the indigenous peoples of Ukraine from genocide or other acts of collective coercion or violence.

### Article 3. Fundamental rights of the indigenous peoples of Ukraine

1. The indigenous peoples of Ukraine and their representatives have the right, collectively and individually, to the full enjoyment of all human rights and fundamental freedoms as set out in the Charter of the United Nations, the Universal Declaration of Human Rights, the United Nations Declaration adopted by the Verkhovna Rada of Ukraine approved agreements on the rights of indigenous peoples and peoples as provided for in the Constitution and laws of Ukraine.

2. Indigenous peoples of Ukraine have the right to equal legal protection. Any discrimination against indigenous peoples of Ukraine in exercising their rights is prohibited.

3. The state implements measures to increase support to indigenous peoples of Ukraine – temporary state measures aimed at overcoming negative phenomena of a social, legal or cultural nature for indigenous peoples by creating special mechanisms favorable to the rights, freedoms and needs of indigenous peoples .

Enhanced support measures are implemented by the Cabinet of Ministers of Ukraine upon request and after consultation with the representative bodies.

4. The indigenous peoples of Ukraine are guaranteed the right to legal protection against all actions aimed at:

1) deprivation of ethnicity and integrity as original peoples, deprivation of cultural values;

2) eviction or forced relocation from closed places of residence in any form;

3) forced assimilation or forced integration in any form;

4) Encouraging or inciting racial, ethnic or religious hatred against them.

5. Indigenous peoples of Ukraine determine their own national symbols and

the procedure for their application in accordance with the laws of Ukraine.

6. Indigenous peoples of Ukraine have the right to revive, use, develop and transmit to future generations their history, languages, traditions, writing and literature, to restore and preserve objects of tangible and intangible cultural heritage.

7. Denial of the ethnic affiliation or ethnic identity of the indigenous peoples of Ukraine is prohibited.

#### Article 4. Cultural rights of indigenous peoples of Ukraine

1. The indigenous peoples of Ukraine have the right to observe, revive and develop their spiritual, religious and cultural traditions and customs and to preserve their tangible and intangible cultural heritage.

2. The list of places and objects of religious and cultural importance of the indigenous peoples of Ukraine, the procedure for using these objects, their financing and income from such activities are determined by the Cabinet of Ministers of Ukraine after consultation with representative bodies.

3. In order to restore the historical toponymy of the indigenous peoples of Ukraine, the Cabinet of Ministers of Ukraine, after consultation with the representative bodies, will act in the prescribed manner Draft resolutions on renaming settlements for consideration by the Verkhovna Rada of Ukraine.

#### Article 5. Educational and language rights of indigenous peoples of Ukraine

1. Indigenous peoples of Ukraine have the right to establish their own educational institutions or to cooperate with educational institutions of all forms of ownership to ensure the study of the language, history, culture of indigenous peoples and education in the language of indigenous peoples.

2. The central executive bodies, in cooperation with the representative bodies, shall establish the procedure for including information on the languages, history and culture of indigenous peoples of Ukraine in the educational process in accordance with the laws of Ukraine in the field of education.

3. The state guarantees the opportunity to study the languages of indigenous peoples of Ukraine.

4. The state guarantees research, preservation and development of endangered languages of indigenous peoples of Ukraine.

#### Article 6. Information rights of indigenous peoples of Ukraine

1. Indigenous peoples of Ukraine, through representative bodies, have the right to create their own mass media in accordance with the laws of Ukraine.

2. The state may support media in which the representative bodies of

indigenous peoples directly own at least 51 percent of the authorized capital and/or voting rights in shares (shares, shares) of the media, if such media are in accordance with the broadcasting license or temporary broadcasting license at least 50 percent conduct broadcasts in the languages of indigenous peoples of Ukraine and/or devote at least 50 percent of broadcasts to issues of implementation of the rights of indigenous peoples of Ukraine in accordance with this Law. The procedure for providing such support is determined by the Cabinet of Ministers of Ukraine after consultation with the representative bodies.

3. The state shall ensure an appropriate information policy on the cultural diversity of the indigenous peoples of Ukraine.

4. State education policy and state information policy are based on the principles of respect for the identity of indigenous peoples of Ukraine, their integrity as distinct ethnic communities and their national symbols.

Article 7. The right of indigenous peoples of Ukraine to sustainable development

1. The indigenous peoples of Ukraine, through their representative bodies, have the right to set priorities and develop strategies to realize their right to development. This right includes participation in the development and implementation of state and regional programs and other strategic and political documents on the basis of free, prior and informed consent on issues related to the rights and legitimate interests of indigenous peoples of Ukraine and integration into Ukrainian Society.

2. Indigenous peoples of Ukraine, through representative bodies, cooperate with state agencies and local governments in environmental protection to ensure efficient and equitable use of land, water, forest and other natural resources in the Autonomous Republic of Crimea and the city of Sevastopol. The procedure for such interaction is determined by the Cabinet of Ministers of Ukraine after consultation with the representative bodies.

3. Indigenous peoples have the right to use part of the income from budgets at all levels from the exploitation of natural resources in the Autonomous Republic of Crimea and the city of Sevastopol for the needs of indigenous peoples of Ukraine specified by this Law. The procedure for allocating part of the income received by households of all levels from the use of natural resources in the Autonomous Republic of Crimea and the city of Sevastopol to the needs of the indigenous peoples of Ukraine provided by this Law will be carried out by the budget is determined by the Code of Ukraine.

4. The procedure for reserving agricultural and other land for representatives of indigenous peoples of Ukraine returning to the territory of the Autonomous Republic of Crimea and the city of Sevastopol, the allocation of land and their registration are determined by the Cabinet of Ministers of Ukraine after consultation with the representative bodies.

## Article 8. Legal status of representative bodies

1. Representative bodies acquire and lose the rights and obligations provided for by this and other laws of Ukraine after the Cabinet of Ministers of Ukraine decides to strengthen or revoke their legal status. The draft of such a decision is submitted to the Cabinet of Ministers of Ukraine by the central executive body, which ensures the formation and implementation of state policy in the field of interethnic relations, religion and protection of the rights of national minorities of Ukraine.

2. Acts and decisions of executive bodies on the development of languages, culture, ensuring the rights of indigenous peoples of Ukraine to education in the language of indigenous peoples, media in the languages of indigenous peoples of Ukraine, integration of indigenous peoples of Ukraine will be after Consultations with representative bodies accepted. The procedure for consultations of executive bodies with representative bodies is determined by the Cabinet of Ministers of Ukraine.

3. In cases provided for by this and other laws of Ukraine requiring consultation with representative bodies, such consultations shall be held with representative bodies of indigenous peoples of Ukraine whose rights, interests and responsibilities are affected by the issue raised.

4. If the indigenous people of Ukraine do not have a representative body or such a representative body does not have the legal status acquired in accordance with the procedure provided for in Part 1 of this Article, no consultations shall take place.

## Article 9. Provision of resources for representative bodies

1. Indigenous peoples of Ukraine, represented by their representative bodies, have the right to access financial, technical, charitable and humanitarian assistance from foreign states, international organizations, legal entities and individuals in accordance with the laws of Ukraine.

2. Financial support for the activities of the representative bodies provided for by this Law shall be provided from the state budget of Ukraine within the framework of a separate budgetary program. The financial requirements of the representative bodies are determined annually through their justified applications. The procedure for reporting on funds received from the state budget of Ukraine is determined by the Cabinet of Ministers of Ukraine and provides for the publication of information on income and expenditure.

3. Representative bodies shall publish quarterly on their website information on the financial assistance, financial, technical, charitable and humanitarian assistance provided for in Part 2 of this Article from foreign states, international organizations, legal entities and individuals, and their use.

In the absence of a website Information on financial, technical, charitable and humanitarian assistance to the indigenous peoples of Ukraine from foreign states,

international organizations, legal entities and individuals, as well as their use, is transmitted by the representative authority to the central executive body on a quarterly basis in the field of interethnic relations, religion and of Protection of Rights of National Minorities of Ukraine, which publishes it on its own website .

#### Article 10. International Representation of Indigenous Peoples of Ukraine

1. The state promotes the development of the ethnic, cultural, linguistic and religious identity of the indigenous peoples of Ukraine and takes care of the satisfaction of the national, cultural and linguistic needs of their representatives living outside Ukraine.

2. Representatives of indigenous peoples of Ukraine, in agreement with representative bodies, may join delegations of Ukraine to participate in the work of international organizations, international conferences and international negotiations on issues related to the rights of indigenous peoples.

3. Representative bodies may send their representatives to participate in the work of an international organization, its body and an international conference, provided that the rules of such international organization, its body and an international conference provide for independent participation of the indigenous peoples of Ukraine.

#### Article 11. Final and transitional provisions

1. This Law comes into force on the day of its official publication, with the exception of the third part of Article 7, which comes into force upon the return of the temporarily occupied territory of the Autonomous Republic of Crimea and the city of Sevastopol to the general jurisdiction of Ukraine.

2. On the amendment of Article 19 of the Law of Ukraine “On Television and Radio Broadcasting” (Vidomosti Verkhovnoi Rady Ukrainy, 2006, № 18, p. 155; 2020, № 43, p. 371):

a) the addition of the words “except in the cases provided for in Part 6 of this Article” in the second part after the words “authorities”;

b) add part six to the article with the following content:

"6. The state may support media in which the representative bodies of indigenous peoples directly own at least 51 percent of the authorized capital and/or voting rights in shares (units, shares) of the media, provided that these media are licensed at least 50 percent of broadcasts in indigenous languages Peoples of Ukraine and / or at least 50 percent of the broadcasts issues of realization of rights of indigenous peoples of Ukraine according to the Law of Ukraine "On indigenous peoples of Ukraine".

3. The Cabinet of Ministers of Ukraine within six months from the entry into force of this Law:

to prepare and submit proposals to the Verkhovna Rada of Ukraine to bring

the laws of Ukraine into conformity with this Law;

bring their regulations in line with this Act;

ensure the enactment of the regulations provided for in this law;

to ensure that ministries and other central executive bodies review and revoke their normative legal acts that are inconsistent with this law.

**Chairman of the Supreme  
Council of Ukraine**