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UKRAINIAN HELSINKI  
HUMAN RIGHTS UNION

A map of Ukraine is centered on the page, filled with a collage of hands in various colors and orientations, symbolizing human rights. The map is set against a background of blue and yellow, representing the Ukrainian flag. The text "HUMAN RIGHTS IN UKRAINE 2016" is overlaid on the map in large, white, bold letters, with "2016" in yellow.

# HUMAN RIGHTS IN UKRAINE 2016

## Infographics

Kyiv 2017

## OBSERVANCE OF HUMAN RIGHTS IN THE CONTROLLED TERRITORY ALONG THE DEMARCATION LINE

The killed and injured in shelling and explosions – what are the real numbers?



**Ministry of Defence of Ukraine:**  
ca. **150 civilians** were killed, **500** were injured in explosion of mines and shells during the whole period of the ATO.



**First Deputy Chairman of the Verkhovna Rada of Ukraine:**  
**495 women** and **68 children** were killed during the last two years in Donbas. In addition, **152 children** suffered injuries.



**President of Ukraine:**  
**6,500 thousand** Ukrainian civilians were killed during the conflict.



**United Nations High Commissioner for Refugees:**  
from mid-April 2014 to December 1, 2016, at least **9,758 people** were killed in Donbas, more than **2,000** of them were civilians. Furthermore, ca. **22,800 people** were injured.

**OSCE**

**OSCE:**  
In January-November 2016, **83 victims**, as well as **305 incidents** of injuring the civilians were recorded.



**National Police in Donetsk oblast:**  
**21 civilians** were killed and **94 persons** were injured over 8 months of 2016 during the hostilities in Donetsk oblast.



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## SYSTEMATIC VIOLATIONS OF HUMAN RIGHTS BY THE SECURITY SERVICE OF UKRAINE

### 2016 – THE SECURITY SERVICE OF UKRAINE CAUSES



**39%** of the total number of complaints of torture. 2015 p. – The Security Service was the subject of human rights violations in the ATO zone in 49% of applications to the Ombudsperson: enforced disappearances, illegal detention and abduction, torture, violation of the right to legal aid, detention in inhumane conditions in facilities not meant for that.

- **detention** of persons without investigating judge's rulings;
- **violation** of the right to legal aid, granting no access to detainees for lawyers by the Security Service officers;
- **re-arrests** and extradition of persons released by courts;
- **detention** initiated to exchange for prisoners of war and civilian hostages.



## CAN YOU TRUST CONSTITUTIONAL JUDGES?



Security  
Service of  
Ukraine



Office of the  
Prosecutor  
General



Supreme  
Court



Professional  
lawyers



Civil society

«**THE SUPREME COURT** concluded in its Resolution of December 2, 2014 that the Ukraine's Constitutional Court by its Judgment of September 30, 2010 on "canceling" the political reform had unlawfully demanded from the state authorities to harmonize their laws and regulations in compliance with the Constitution of Ukraine as revised on June 28, 1996.»





## REFORM OF LAW ENFORCEMENT AGENCIES



### Police 2015



**32 cities**  
have  
new patrol police  
(13,000  
police officers).

**93% of**  
new patrol  
officers  
have never  
worked for the  
police

New patrol  
officers' salary  
amounts to  
**€8,000–11,000**  
per month

Salary in  
militia is  
**€3000–4000**  
per month.

The Sambir model of territorial police departments was introduced:



LVIV  
OBLAST



KYIV  
OBLAST



DONETSK  
OBLAST



LUHANSK  
OBLAST



KHARKIV  
OBLAST

“less police in offices, more in streets”

## REFORM FAILURES

- **Mass dismissals** of 30–40% of the police officers because of low salaries
- **Corruption in the police** due to lack of funding
- **The “Development** strategy of the law enforcement agencies of Ukraine” is being partially implemented
- **The police system** is unbalanced, brought to the crisis point



## PROTECTION FROM TORTURE AND ILL-TREATMENT

- **Unified Register of Judgments** – from 2006 to 2016 contained totally **421 sentences** pursuant to article 365 of the Criminal Procedure Code of Ukraine (abuse of power by law enforcement officers). That means, not more than **40 cases** were filed nationwide with court in average per year.
- **2016: Courts of general jurisdiction** passed **12 judgments** pursuant to Art. 365; and **no judgments** pursuant to Art. 127 of the Criminal Code of Ukraine (torture).



## HUMAN RIGHTS PROTECTION IN 2016 THROUGH CONSTITUTIONAL COURT PROCEEDINGS



**OVER 20 YEARS OF EXISTENCE  
THERE WERE FILED**

**5,382**  
**constitutional**  
**complaints**  
from citizens, foreigners  
and legal entities

**1,100**  
**communications**  
from authorities



**OUTCOME:**  
The Constitutional  
Court has passed **309**  
**judgments** (including **161**  
on constitutionality and **148**  
on official interpretation of  
the Constitution and laws  
of Ukraine), **29** opinions  
and more than **1,100**  
**rulings.**



**THE  
COURT  
HAS PASSED:**  
**6 judgments**  
(**5** on human rights, including  
**3** on social rights  
and **2** on individual rights)  
**2 opinions** about draft laws  
on amendments to the  
Constitution of Ukraine  
with regards to  
justice.

## PERSONNEL PROBLEMS IN THE JUDICIAL SYSTEM:



**The National  
Anti-Corruption  
Bureau of Ukraine**  
instituted criminal  
proceedings  
against  
**39 judges**  
in 2016

- complement of judges – **7,968 persons**,
- actually employed – **6,228 judges**.
- Among them **4,937** are entitled to execute justice (that is **62%** of the staffing complement).
- In **72 courts** the rate of occupied positions within the staffing complement of judges is less than **50%**.
- In **12 courts** the number of judges who can exercise justice is less than **25%** of the actual number.





## THE RIGHT TO LIFE



During the first half of 2016, **1.4 thnd. people** were killed in motor vehicle crashes.



**22 suicides** per 100,000 people in Ukraine (first place among European countries)



January-September 2016 – **101 outbreaks of infectious diseases** were recorded, **2,100 people** affected, including **956 children (45.9%)**.



As of November 28, 2016, **150 incidents** of fake alcohol poisoning were recorded, including **73 deaths**.



In the health sector prices **have increased by 7.5%, including outpatient services** have risen in price by **10.7%**, **hospital services – by 8.6%**, pharmaceutical products, medical supplies and equipment – by **6.4%**. Every day **1.5 thnd. people** die because of lack of medicine in Ukraine. In particular, about **80% of them die at home**.



The planned budget expenditures for the purchase of medicines cover the following percent of patients' real needs: **AIDS – 24%; TB – 28%; viral hepatitis B and C – 9.4%; hemophilia – 27%; cardiovascular and cerebrovascular diseases – 63%; pulmonary hypertension – 58%; cancer – 74%**; of children's needs: **Gaucher disease – 35%; autism – 27%; mucopolysaccharidoses – 29%; hemophilia – 58%; cancer and oncohematological diseases – 66%**.



In penitentiary institutions, as of March 1, 2016, **75 people** died from: **AIDS – 17, including HIV-associated TB – 11; cardiovascular system diseases – 19; TB – 8; central nervous system diseases – 7; digestive system diseases – 6; malignancy – 5; respiratory system diseases – 4; penile injury – 1; injuries – 1; suicide – 5; accidents – 2**.

The number of believers in Ukraine is **70.4%** of respondents, of non-believers – **6.3%** and of staunch atheists – **2.7%**. From them, **64.7%** are Orthodox Ukrainians, **39.5%** belong to the Ukrainian Orthodox Church of Kyiv Patriarchate, **23.3%** - to the Ukrainian Orthodox Church of Moscow Patriarchate, **25.4%** are "just Orthodox" and **4.8%** belong to Orthodox Autocephalous Orthodox Church. Among all the respondents **8.2%** consider themselves to be Greek Catholics, **1.2%** - Protestants and **0.8%** - Roman Catholics.



Herewith, **12.7%** of respondents identify themselves as "just Christians".



## ENSURING THE RIGHT TO LIBERTY AND SECURITY OF PERSON

Prosecution agencies' submissions to court on choosing detention as a preventive measure:



### First six months of 2015



### First six months of 2016



## SYSTEMIC PROBLEMS

- **Courts neither conduct a thorough analysis** of circumstances of the accused, nor indicate specific risks that impede the choosing of alternative preventive measures.
- **Case law contains numerous** violations of the right to liberty of foreign nationals, against whom extradition requests have been sent to the authorities of Ukraine.



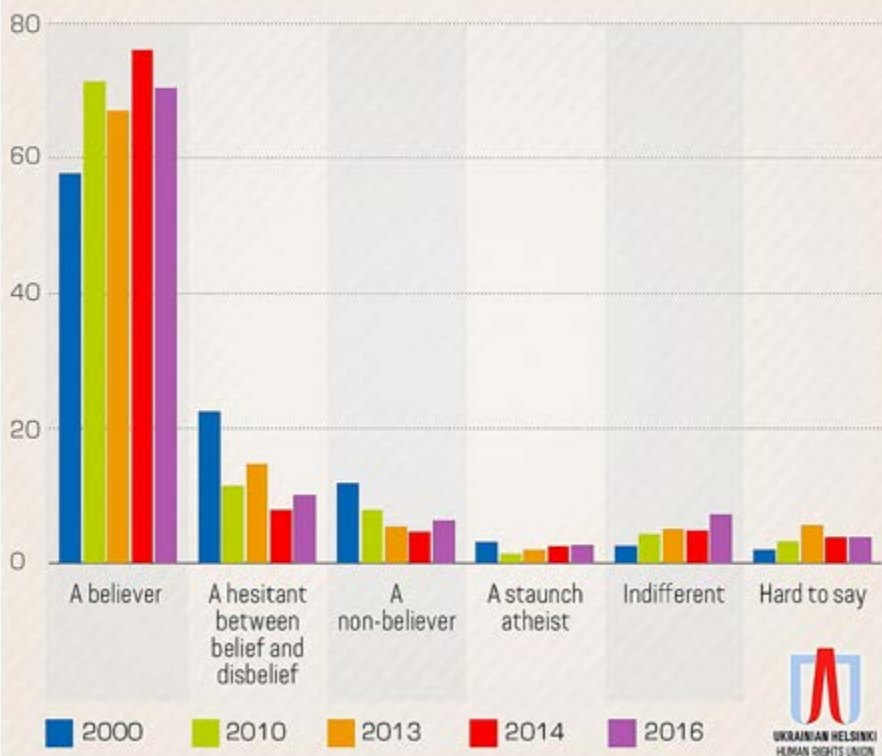
## PROBLEMS OF ENSURING THE RIGHT TO A FAIR TRIAL

In 2016 the European Court passed judgments against:



- The beginning of 2017 – Ukrainian citizens have filed **3,619 individual complaints** against Russia with the European Court of Human Rights.
- 2016 – local free legal aid centers granted/accepted **30,720 authorizations** for the appointment of lawyers. Regional free secondary legal aid centers granted **81,868 authorizations**.
- Over the last 20 years, the rate of judgments' enforcement does not exceed **5%**. The state debt to the Ukraine's citizens upon the judgments amounted to **450 billion UAH** in 2016.



**SOCIOLOGICAL SURVEY: IRRESPECTIVE OF WHETHER YOU GO TO CHURCH OR NOT, WHOM YOU CONSIDER YOURSELF TO BE? (2000-2016)**

**INTERNATIONAL PROPERTY RIGHTS INDEX, 2016:**


Ukraine possesses the **115th place** among 128 world countries surveyed (**3.9 points** out of 10 possible).

**CAUSES:**

- **imperfect system** of the state registration of ownership of real property;
- **huge problems** with judicial protection of the right to peaceful enjoyment of property;
- **State's failure** to regulate land relations;
- **facts of taking** unlawful registration actions by means of an unauthorized access to the State Register;
- **losses from the destruction** of infrastructure during the hostilities (from \$469 million to \$15 billion).





## TRUST TO SOCIAL INSTITUTIONS, % OF RESPONDENTS

Social institutions	Trust	Mistrust	A trust/ mistrust balance
Volunteers	57,6	13,5	44,1
Church	58,8	18,4	40,4
NGOs	34,5	21	13,5
Armed Forces of UA	45,3	32,9	12,4
IDPs	24	25	-1
Ukrainian mass media	32,3	38,9	-6,6
Patrol police	20,7	35,1	-14,4
National police (former militia)	14,9	46,1	-31,2
Security Service of UA	16,3	49,7	-33,4
President of Ukraine	16,8	64,9	-48,1
Opposition	8,7	65	-56,3
Government of Ukraine	8,7	75	-66,3
Verkhovna Rada of UA	6,2	78,6	-72,4



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## EUROPEAN COURT OF HUMAN RIGHTS (ECTHR)

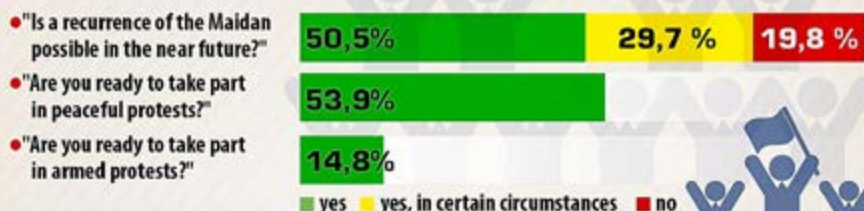


**8 cases** against Ukraine regarding the events of Euromaidan and the Revolution of Dignity are being communicated.

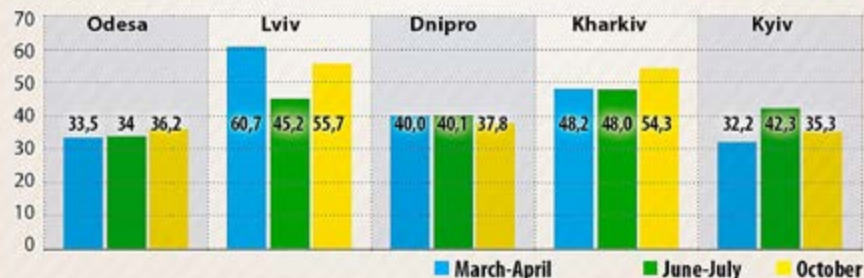


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## PROTEST POTENTIAL OF UKRAINIANS, % (2016)



- "Are you ready to participate in protests at any moment?"



## INTERNATIONAL PROTECTION OF HUMAN RIGHTS

- 1 quarter of 2016 – there were registered in Ukraine **2,448 refugees** and **605 persons** who need extra protection. According to statistics of Ukraine's State Migration Service, the recognition rate is approximately **11-12%** in 2015 and 2016.
- On the state borders of Ukraine the asylum is almost inaccessible to the majority of asylum seekers who do not speak Russian or Ukrainian.
- A period of time to apply for refugee recognition is extremely short – **5 working days** only.
- The timeframe for appealing a refusal to accept an application, issue documents and recognize a person as a refugee is extremely short – **5 working days**. Applications and claims of asylum seekers are accepted only in Ukrainian, but the State Migration Service and courts do not provide translators.
- **Nutrition standards** for persons held in Temporary Accommodation Centers for Foreigners and Stateless Persons or staying in Temporary Accommodation Centers for Refugees, by the Order of the Cabinet of Ministers of Ukraine no. 144 dd. March 11, 2015, **remain below** the standards for nutrition of persons detained or serving their sentences in penitentiary institutions



## FREEDOM OF ASSEMBLY (ASSOCIATION)

### 2016 – registered

- **75,988** non-governmental organizations
- **350** political parties
- **177** trade unions and their associations

### 2015

- **69,175** non-governmental organizations

### 2014

- **75,057** non-governmental organizations



**Re-registration of about 100,000 non-profit organizations (2016):** it had numerous administrative shortcomings, was not objectively motivated, failed to achieve practical goals, resulted in unjustified refusals to register amendments to the statute, large scale violations of

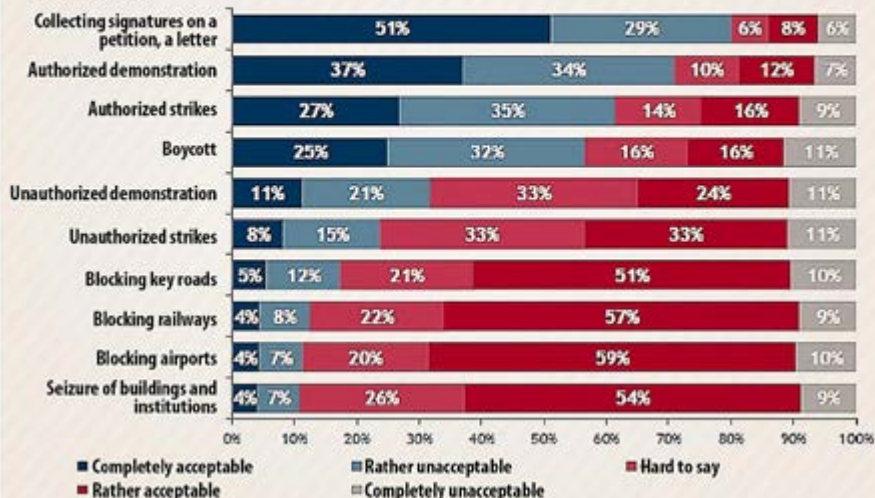


## SOCIOLOGICAL SURVEY

was performed by the Sociological Group 'Rating' commissioned by the International Republican Institute in June 2016, illustrating the following figures:

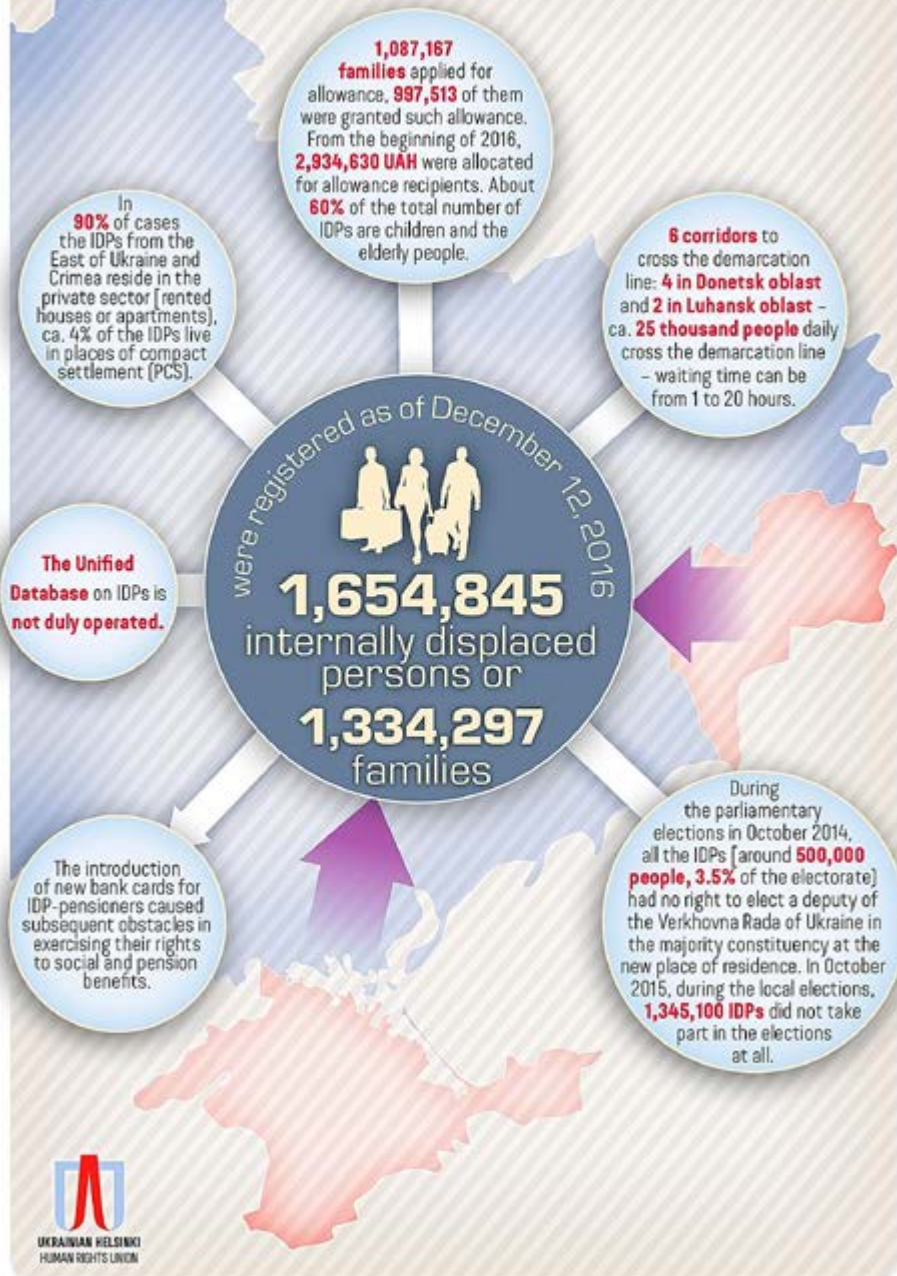


- Do you consider acceptable for groups of people to use such methods of protest as?





## INTERNALLY DISPLACED PERSONS' RIGHTS



## OCCUPATION AUTHORITIES' ACTIONS IN CRIMEA

**More than 330 public enterprises, establishments and organizations, 280 private companies have been unlawfully nationalized**



2015



2016



2017

## ACCIDENTS IN THE WORKPLACE



- in the first six months of 2016 – **243 accidents**
- 2015 – **187 accidents**
- 2016 – there were registered **4,766** (of which **364** – fatal accidents) **victims of accidents in the workplace.**



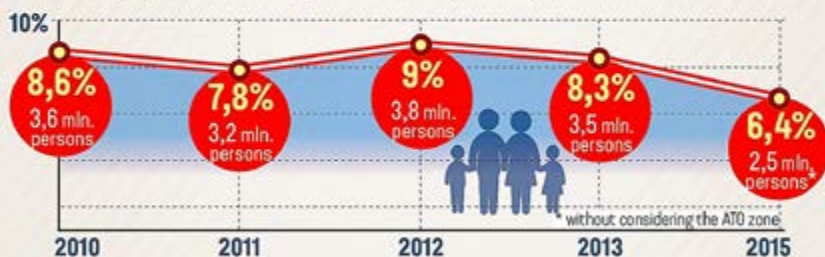
## SOCIAL AND ECONOMIC RIGHTS

### Minimum wage:



**UKRAINE takes the first place** in the list of the Europe's poorest countries with ordinary man's welfare in the amount of **1,437 USD** a year, or an average of **2,999 UAH** a month (rating of the *Credit Suisse*)

### Ukraine: population living in extreme poverty:



- **7 mln.** households have applied for and received subsidies (**35 billion UAH**).
- The list of "hazardous" occupations, representatives of which could retire earlier, was reduced by **40%**.





## UNEMPLOYMENT RATE IN UA (ACCORDING TO THE ILO METHODOLOGY)

### Aged 15-70, for 9 months 2015-2016

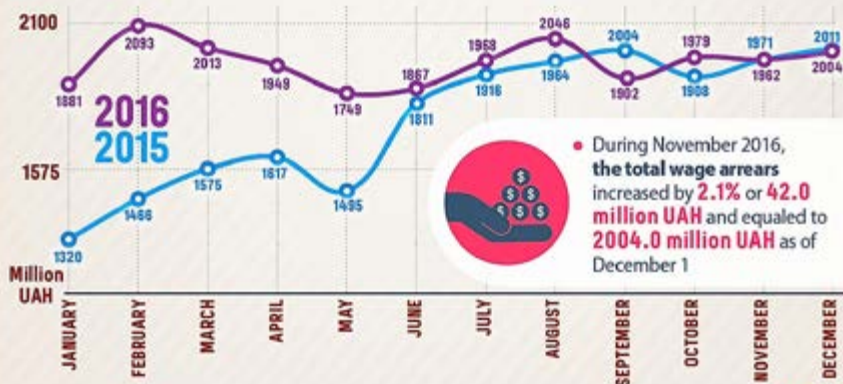
(based on the place of residence and sex)\*



\* According to the State Statistics Service of Ukraine, % of the economically active population of the corresponding age group. Without the temporarily occupied territory of the Autonomous Republic of Crimea, Sevastopol and the territory where ATO is being conducted

### Dynamics of wage arrears

(as of 1<sup>st</sup> day of the corresponding month)



• During November 2016, the total wage arrears increased by 2.1% or 42.0 million UAH and equaled to 2004.0 million UAH as of December 1

## THE RIGHT OF ACCESS TO PUBLIC INFORMATION

### INTERNATIONAL RANKINGS OF UKRAINE:

<b>18<sup>th</sup></b> place 2015	<b>+22<sup>th</sup></b> place 2016	<b>87<sup>th</sup></b> place 2014	<b>+62<sup>th</sup></b> place 2016	<b>58<sup>th</sup></b> place 2015	<b>+54<sup>th</sup></b> place 2016
Global Right to Information Rating (RTI)		E-Government Development Index, by the United Nations		Global Open Data Index	

### NATIONAL RANKINGS OF UKRAINE:

Open Data Index of the official websites of Ukraine's central executive bodies.

#### Top three institutions:

1	Anti-Monopoly Committee of Ukraine	<b>83,63%</b>
2	National Commission for State Regulation of Energy and Public Utilities	<b>80,41%</b>
3	Ministry of Economic Development and Trade of Ukraine	<b>75,66%</b>



## PUBLICITY INDEX OF LOCAL SELF-GOVERNMENT

### 2016

Lutsk		79%
Ivano-Frankivsk		77%
Kyiv		67%

### 2015

Ivano-Frankivsk		71%
Vinnytsia		70%
Kyiv		69%

## LOCAL BUDGET TRANSPARENCY–PARTICIPATION–INTEGRITY INDEX:

**Top cities:** Chernivtsi (72 points), Voznesensk (71.5 points), Sumy (70 points)

## UKRAINIAN UNIVERSITIES TRANSPARENCY INDEX:

### 2016

National University "Kyiv-Mohyla Academy" (72.2 points),  
National Technical University "Kyiv Polytechnic Institute" (67 points),  
National University of Life and Environmental Sciences (66.8 points).

### 2015

Lviv Polytechnic (71.3 points),  
Vasyl Karazin Kharkiv National University (66.9 points)  
Ivan Pului Ternopil National Technical University (62.6 points)





## OPACITY INDEX OF PUBLIC ENTERPRISES:

### The worst results:



- State Agency of Ukraine on the Exclusion Zone Management,
- State Service of Ukraine for Surveying, Mapping and Cadaster,
- State Agency of Automobile Roads of Ukraine.

11 months of 2016 – the authorities over telephone and via the Internet

### RECEIVED 1,593,000 APPEALS

- 2015 – 1,746,000 such appeals,
- 2014 – 1,181,000 appeals from all regions of Ukraine

### The Secretariat of the Cabinet of Ministers:

11 MONTHS OF 2016 – RECEIVED 3,535 INQUIRIES  
FOR INFORMATION

- 2015 p. – 3,336 inquiries
- 2014 p. – 2,332 inquiries

Citizens' applications to courts to protect the right of access to public information:

- 2016 p. – 507 applications (+ 40%)
- 2015 p. – 350 applications

The most numerous court judgments on access to public information:

### 2016

Kyiv **112 judgments**  
and Kyiv oblast **51 judgments**  
Odesa and Kharkiv **47 judgments each**

### 2015

Kyiv **153 judgments**  
Kharkiv oblast **51 judgments**  
Lviv oblast **90 judgments**



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## Violation of election law during midterm elections to the Verkhovna Rada of Ukraine

Stages in the election process	Type of violation	Precincts, examples
Candidates' registration	<p>No significant violations of election laws have been identified, but still there is a large number of duplicate candidates registered and there is an organized registration of some candidates in the interests of others. These events at least indicate the need to review legislation with regard to the Precinct election commissions' (PEC) establishment, which allows preserving representatives in these commissions of those candidates who later refuse to stand for elections.</p>	<p>№ 27, № 183, 206</p>
Pre-election campaigning, agitation process	<ol style="list-style-type: none"> <li>1. Premature campaigning. There were a number of incidents of the candidates' activities prior to their official registration, which forms and methods were similar to the legal definition of pre-election campaigning. In this context comes up the issue of effective control over campaign financing, in particular expenses that are actually incurred by candidates before their official registration will not be reflected in interim and final financial statements. Premature campaigning included social and charity events, outdoor advertisements and distribution of image promotion materials in the mass media, meetings with voters.</li> <li>2. Distribution of printed materials without outgoing data.</li> <li>3. Massive disregard by the electoral subjects of the rules for arrangements in localities during the distribution of printed campaign materials.</li> <li>4. Targeted activities of candidates that have signs of indirect bribery of voters. Candidates deliberately and systematically resort to the use of charitable foundations to conduct concealed agitation and carry out election campaign accompanied by free distribution of goods and services to voters.</li> </ol>	<p>T. Rychkova, O. Tyhova, K. Biltsan, Z. Krasnov (single-member district no.27), O. Olshanskiy, R. Bohdan, R. Liashko (single-member district no.151), A. Putilov, Iu. Odarchenko (single-member district no.183) M. Mykytas, D. Blaush, Iu. Vlasenko (single-member district no. 206)</p> <p>Single-member district no.151 (Liashko, Bohdan, Blyzniuk...), single-member district no.27 (Rychkova, Tyhov, Denysenko, Biltsan), single-member district no.206 (Mykytas, Hayevska, Blaush)</p> <p>Single-member district no.23 – Konstankevich; Single-member district no.183 – Putilov, Odarchenko; single-member district no.151 – Berezianskiy, Bohdan, Liashko, Riabokon and Manko; single-member district no.85 - Shevchenko</p>



**5.** Incidents of misuse of administrative resources are not widespread, but there are some facts of the involvement of officials in the candidates' agitation activities, as well as the use of state and municipal budget resources for the benefit of certain subjects of the election process.

**6.** Signs of monetary bribery of voters – conduct of paid opinion polling with agitation materials distribution, collection of personal data with the promise to pay.

**7.** Interference with the activities of candidates for people's deputies, threats to life and health, property damage

**8.** Rare incidents of interference with the activities of official observers or failure to provide them with proper conditions.

**9.** Dissemination of false information about candidates and use of "Black PR" techniques.

**10.** Organizational problems of the district election commissions and precinct election commissions and incidents of non-compliance with the law by relevant commissions. Among these problems are premature activities, third parties' interference with the activities, the presence of people simultaneously included in several district level commissions and citizens who did not give consent to perform relevant duties.

**11.** Failure to submit interim financial statements, false data reflected therein and their inadequate review. In most cases the district election commissions accepted and approved the interim financial statements quite formal – without their proper review and analysis. The commissions did not pay attention to the absence of certain annexes; differences between different clauses of the statement and annexes thereto; discrepancy of campaign costs given by the candidates with actual costs.

**13.** The complementary violation related to candidates' failure to submit interim financial statements to the commissions is disregard of the Law (part 1 of Art. 48) on the must to establish election funds. In most cases, the candidates, who did not submit their interim financial statements, also did not inform the commissions about opening the fund accounts.

Single-member district no.23, 183, 151

Single-member district no.114, 206, 183, 151

Single-member district no. 27, 114, 151, 183 etc.

Single-member district no. 206, 151

Single-member district no.23 against L. Kyrdy, single-member district no. 2, 85, 206

Single-member district no. 23 (Volyn oblast), single-member district no. 27 (Dnipro) and no. 85 (Ivano-Frankivsk oblast), single-member district no. 206 (Chernihiv), single-member district no. 114 (Luhansk oblast)

The worst situation is in the district no. 114 of Luhansk oblast, where only 14% of candidates submitted their statements).

The district election commissions no. 183 (Kherson oblast) accepted all submitted statements, including those, which were received without e-files or improperly drafted.

The Central Election Commission made public warnings to a number of candidates for people's deputies, because they had not opened election fund accounts in due time. In total, 225 out of 371 candidates received notifications.



Election day, voting, counting

1. Rare incidents of providing ballots without presenting proper documents

Precinct election commissions (PEC)  
no.530455, no.530706,  
no.530466 etc.

2. Photography of ballots by voters and failure to maintain the secrecy of voting

In Dnipro (single-member district no.27) no.121168 and no.121465

3. Attempts to take ballots out of the election precinct

PEC no.121180 and no.121201

4. Organized transportation of voters

PEC no.121299 (single-member district no.27)

5. Presence of third parties in the election premises

PEC no. 740683 and no.740682

6. Early completion and signing of vote counting protocols

no.740882 and no.740694 (special precinct, urban settlement Ripky, Central District Hospital)



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## VIOLATION OF ELECTION LAW

DURING MIDTERM ELECTIONS TO THE VERKHOVNA RADA



### TYPES OF VIOLATIONS OF ELECTION LAWS

DURING MIDTERM ELECTIONS TO THE VERKHOVNA RADA OF UKRAINE 2016

- ❌ **premature** campaigning
- ❌ **distribution** of printed materials without outgoing data
- ❌ **massive disregard** by the electoral subjects of the rules for arrangements in localities during the distribution of printed campaign materials
- ❌ **candidates' activities** that have signs of indirect bribery of voters
- ❌ **facts of misuse** of administrative resources
- ❌ **signs of monetary** bribery of voters
- ❌ **interference** with the activities of candidates for people's deputies, threats to life and health, property damage
- ❌ **facts of interference** with the activities of official observers
- ❌ **dissemination** of false information about candidates and use of "Black PR" techniques
- ❌ **candidates' failure** to submit interim financial statements to election commissions
- ❌ **incidents of providing** ballots without presenting proper documents
- ❌ **photography of ballots** by voters and failure to maintain the secrecy of voting
- ❌ **organized transportation** of voters
- ❌ **attempts to take** ballots out of the election precinct
- ❌ **early completion** and signing of vote counting protocols
- ❌ **registration** of a large number of duplicate candidates and organized registration of some candidates in the interests of others



## FIRST LOCAL ELECTIONS IN THE UNIFIED TERRITORIAL COMMUNITIES ON DECEMBER 11 AND 18, 2016



- ❌ **untimely disclosure** of Territorial Election Commissions' regulations or failure to provide observers with access to commissions' decisions
- ❌ **different application** of legal restrictions on the nomination of candidates for deputies, candidates for village, town, city chairpersons, heads
- ❌ **failure of candidates** and local branches of political parties to comply with pre-election campaign rules – i.e. restrictions on distribution of printed campaign materials without outgoing data, display of campaign materials in places prohibited by law etc.
- ❌ **use of official** events by candidates to attract voters' attention, which created prerequisites for a breach of the principle of parity
- ❌ **significant part** of local branches of political parties and candidates had no election funds
- ❌ **requirements** for interim statements on the use of means from election funds were massively disregarded
- ❌ **failure** of some members of the election commissions to comply with the order of providing ballots, violations with regards to proper equipment of premises for voting, distribution of campaign materials on the day of voting, presence of third parties in the election premises

### AT THE REGULAR MUNICIPAL ELECTIONS IN UKRAINE THERE WERE INSTITUTED **422 criminal proceedings:**

- **pursuant to Art. 160 of the Criminal Procedure Code of Ukraine /**  
Bribery of a voter/a referendum participant/ ..... **59**
- **pursuant to Art. 157 of the Criminal Procedure Code of Ukraine /**  
Interference with exercise of the voting right or the right  
to participate in referendum, with election commission's  
work or official observer's activities / ..... **97**
- **pursuant to Art. 158-1 /unlawful use of ballots/** ..... **78**
- **pursuant to Art. 158 /unlawful destruction of election documentation/**..... **71**





- **National Human Rights Strategy** – out of **31 clauses** that concern the women's rights **58%** of activities have not been implemented.
- **Gender Gap Index** – in terms of equality between men and women, Ukraine – as compared to 2015, worsened its position by **2 points** and took **69th place** among 144 countries surveyed. Among the people's deputies of Ukraine there are only **14%** of women, among members of regional councils – **14.6%**. There are only **3 women** among **324 persons** who compose the Cabinet of Ministers.
- 2016 – **the average monthly wage** of women is **26%** less than of men.
- **62% of employers** do not comply with minimum requirements regarding the prohibition of discrimination on grounds of gender, disability, sexual orientation and gender identity.
- 2016 – **127,478 statements** and reports **related to domestic violence** were registered. That means, **348 facts** of committing domestic violence were daily reported. Pre-trial investigation was initiated upon **5,303 applications (4.2%)**. Administrative protocols were drafted on **80,082 facts** indicated in the applications concerning domestic violence.
- **Measures taken against domestic violence offenders: 67,482 persons** were officially warned about the unacceptability of domestic violence; **5,790 persons** were granted with domestic violence injunctions; **3,821 persons** were sent to go through correctional programs. **696 victims** of domestic violence were provided with rehabilitation program.



## PROBLEMATIC ISSUES



- **No right to admission** to lyceums with intensive military and physical training
- **No equal rights** to join the military service
- **A limited** list of military positions, which women in the military can be assigned to
- **Difference between** the status positions of men and women in the military during promotion to higher position
- **Restrictions** on the right of men in the military to discharge
- **Legislative failure** on bringing women in the military to administrative and criminal liability for committing military administrative offences and war crimes
- **No right** of men in the military during a special period to a child care leave until the child turns three years old



## GENDER EQUALITY PROBLEMS IN SECURITY AND DEFENCE SECTOR

Rate of women:



April 2016 – **over 1.5000 military women** served in the ATO zone



## RIGHTS OF THE MILITARY



### Amendments to the law on military duty and military service:

- **to cancel contracts** concluded earlier with the wording "to the end of the special period" or "to the announcement of a decision on demobilization";
- **to contract** for military service with defined periods;
- **to set norms** for contract extension.
- **to provide opportunities** to be discharged in accordance with the terms and to the extent determined by the central executive bodies
- **to expand a list** of causes to resign: supporting an adult child (till 23 years old), who has I or II group of disability; supporting a disabled child of the subgroup A (till 18 years old).

### Existing problems:

- **non-effectiveness** of psychological, medical and psychological and physical rehabilitation
- **increase in the number** of deaths, suicides, injuries, traumas, self-mutilation unrelated to the hostilities
- **need to strengthen** the responsibility of servicemen for breaking driving or vehicle operation rules while under the influence of alcohol, committing military administrative offences, misdemeanors or violation of public order
- **exercise of the right** to alternative (non-military) service





## CHILD PROTECTION SYSTEM DOES NOT WORK IN UKRAINE

The Offices on Children's Affairs are not effective, understaffed.

The Criminal Police for Children's Affairs is dissolved, its counterparts are not created.

The domestic violence prevention system does not work.

The exercise of juvenile justice has not moved away from the outdated concept.

Schools are operated within the programs that are not based on human rights approach; they fail to perform a function of educating in the spirit of human rights and democratic citizenship

The procedure for crossing the demarcation line [in the ATO area] by children unaccompanied by legal representatives is not regulated.

## RIGHTS OF PERSONS WITH DISABILITIES



- 2016, Ukraine – **2,614,061 persons** with disabilities (including: **250,229 persons** with disabilities of I group, **918,966** thnd. – of II group, **1,291,249** – of III Group and **153,547 children** with disabilities), which amounted to **6.11%** of total population (**42,760,500 people**). The number of employed persons with disabilities: in 2016 – **652,900 people**; 2015 – **742,591 people**.



- IDPs: **72,356** internally displaced persons from among persons with disabilities (**4.07%** of total amount of IDPs). The largest number of IDPs with disabilities is registered in Donetsk (**28,590 people**), Kharkiv (**9,077 people**), Luhansk (**7,496 people**), Zaporizhia (**6,658 people**) oblasts, city of Kyiv (**4,537 people**) and Dnipropetrovsk oblast (**3,229 people**).



- Children: among **151,000 children** with disabilities **55,000** study individually, **39,000** – at special general secondary orphan boarding schools and education and rehabilitation centers, **10,000** are not educated, **8,000 children** study in inclusive and special classes.

## STRATEGIC AREAS OF PUBLIC HEALTH SYSTEM' DEVELOPMENT



## PRISONERS' RIGHTS

- **State Penitentiary Service of Ukraine** – **148 institutions** and **589 departments** of the penal inspection (**29 institutions** are located in the territory of the so-called DPR/LPR). Personnel of the State Penitentiary Service of Ukraine – **37,000** employees including: intermediate and senior officers – **11,400**; enlisted and junior officers – **16,900**; independent workers – **8,700**.
- **60,771 persons** are being held in the detention facilities. That is, in the last ten years the number has consistently declined by more than **2.5 times** (as of 01/01/2006 **170,923 people** were held in penitentiary institutions and pre-trial detention centers).
- Among the prisoners: **1,552 persons** are serving a life sentence; **395 persons** are serving a sentence in **51** detention facilities established in the penal institutions. **2,015 persons** are being detained in **11 colonies** for women; **316 prisoners** – in 6 juvenile correctional facilities.
- Medical care – **18 departmental** hospitals (**8** tuberculosis hospitals, **9 diversified**; one mental health treatment facility) and **114** medical care units in penitentiary institutions and pre-trial detention centers.
- Production – **90** industrial, **11** agricultural enterprises and **137** workshops. There are **75** vocational schools, **124** general secondary schools in penitentiary institutions.



## SECTOR PREPARATION TO IMPLEMENT REFORM:

- 1) to revise the legal framework;
- 2) to adapt international treatment protocols;
- 3) to make a guaranteed list of services;
- 4) to approve the structure and border lines of hospital districts;
- 5) to introduce reference pricing (2017);
- 6) to introduce drug reimbursement (2017);
- 7) to develop and introduce the first E-Health component.





## ECOLOGICAL RIGHTS



- **Tragedy on the Hrybovytskiy landfill** (Lviv), the largest manmade disaster – the large-scale burning of household waste, the tragic loss of three firefighters, the threat of dam destruction and water pollution.

- **Unreasonable harvesting** and illegal export of forest – 9 million cubic meters of unplanned sanitary felling, illegal tree poaching in the National Park “Hutsulshchyna”, predatory exporting of “forest logs” from Ukraine, 6-time reduction of reforestation area.



- **Prolonged low water levels** on most rivers in Ukraine – drying of small rivers, disappearance of springs, contamination of surface waters, peat fires in river valleys, falling groundwater levels.

