

The National Emblem of Ukraine

MINISTRY OF FOREIGN AFFAIRS OF UKRAINE

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EDRPOU Code 00026620**

19 August 2014 # 51/17-200-226

V. I. Schelkunov,
President,
ICC Ukraine

Re: Establishment of the Interagency Working Group

Dear Volodymyr Igorovych,

MFA of Ukraine supports your proposals as to increasing the efficiency of work of the Interagency Working Group for Implementation of the “Single Window – Local Solution” Project in principle. The said issue has been discussed with M. Apostolov, Regional Adviser of Global Trade Resolutions Section, Department for Economic Cooperation, Trade and Land Usage, UN Economic Commission for Europe, too.

At the same time, in accordance with Regulation on the Ministry of Economic Development and Trade of Ukraine approved by Decree of President of Ukraine on 31.05.2011 as # 634/2011 Minekonomrozvytku is the main body in the system of central executive authorities for formation and ensuring the implementation of the economic and social development policy, pricing, investment and foreign economic policies, state policy in the fields of trade, etc.

To this end, we suggest to work on the issue of establishing the Interagency Working Group for International Trade and Logistics Facilitation together with Minekonomrozvytku of Ukraine in the first place as according to the Rules the Cabinet of Ministers of Ukraine may present the issue in question to the Government.

Within the framework of the practical implementation of your initiative we hereby send the proposals of MFA of Ukraine concerning the Draft Resolution “On Establishment of the Interagency Working Group for International Trade and Logistics Facilitation” (please, see the enclosure).

Enclosure: the above said on 1 page.

Respectfully yours,

Signed
O. I. Pinskyi,
Chief,
Authority for Economic Cooperation

Executed by V. Gaivanovych, 238 16 25

As Regards Draft Resolution “On Establishment of the Interagency Working Group for International Trade and Logistics Facilitation”
(Hereinafter referred to as the “Draft Resolution”)

We propose to match paragraph two, Item 1, Draft Resolution, with Item 7, Standard Regulations on Consultative, Advisory and other Subsidiary Body Established by the Cabinet of Ministers of Ukraine that was approved by Resolution of CMU on 17.06.2009 as # 599, which specifies that the officials composition of a subsidiary body shall be approved CMU, while such body Chairman (Co-Chairman) shall approve its personal composition, unless otherwise provided by Law. Besides, in accordance with Item 6, Rules of Preparation of Draft Acts of the Cabinet of Ministers of Ukraine approved by Resolution of CMU dated 06.09.2005 # 870 a Draft Resolution of CMU shall be prepared, in particular, in the case of introducing alteration to the text of Resolution of CMU, Regulations approved by such Resolutions or other normative legal acts.

We suggest that revised should be the provisions of Item 4, Draft Resolution on obligations of MFA of Ukraine to submit to the Interagency Working Group the draft normative and legal and administrative acts that relate to the procedures of the international trade, logistics, control and clearance at the state border of goods and transport facilities crossing the state border of Ukraine for consideration and coordination subject to “Regulations on the Ministry of Foreign Affairs” approved by the Decree of the President of Ukraine dated 06.04.2011 # 381/2011, in accordance with which MFA of Ukraine is the main body in the system of central executive bodies for formation and ensuring the implementation of the state policy in the field of foreign relations of Ukraine. Item 4 of the Regulations mentioned above determines that MFA of Ukraine, in compliance with the tasks entrusted to it, in particular, shall develop the draft normative and legal acts on the issues of the foreign policy and diplomatic service of Ukraine; take part in bringing the legislation of Ukraine into compliance with the international obligations of the latter and international legal standards, coordinate draft laws and other normative legal acts on the issues of foreign economic activity and international relations, which are sent by other bodies for agreement.

In addition, please note the necessity of bringing the provisions of the Draft Resolution Item in question into accord with CMU Rules, whose paragraph 37, Chapter 3, establishes the procedure of CMU draft acts agreeing.

It is suggested that the text of Draft “Provision on the Interagency Working Group for International Trade and Logistics Facilitation” should be harmonized with the Standard Regulations on Consultative, Advisory and other Subsidiary Body Established by the Cabinet of Ministers of Ukraine approved by Resolution of CMU dated 17.06.2009 # 599.

Please take into account.