

THE CABINET OF MINISTERS
OF UKRAINE

DECREE #749
as of July 17, 2009
Kyiv

On Establishing Pension Reform Committee

The Cabinet of Ministers of Ukraine hereby **resolves**:

1. To establish Pension Reform Committee.
2. To approve the composition and Regulation On Pension Reform Committee (attached).
3. To recognize Decrees of the Cabinet of Ministers of Ukraine in the list attached as such that lost effect.
4. At meeting of the Committee Chairman of the Pension Reform Committee shall consider the Draft Concept of Further Pension Reform Implementation agreed with trade unions and all-Ukrainian unions of employers and entrepreneurs organizations that are parties to the General Agreement of the Cabinet of Ministers of Ukraine, all-Ukrainian unions of employers and entrepreneurs organizations, and Ukrainian trade unions and professional associations for 2008-2009 ([n0002120-08](#)), and submit proposals on the Draft Concept approval to the Cabinet of Ministers of Ukraine by September 15, 2009.

Y. Tymoshenko
Premier Minister of Ukraine

Ind. 26

APPROVED
by Decree of the Cabinet
of Ministers of Ukraine
No 749
as of July 17, 2009

COMPOSITION
of the Pension Reform Committee

Minister of Labor and Social Policy – Committee Chairman

Chairman of the Pension Fund of Ukraine Board – Deputy Chairman of the Committee;

Deputy Minister of Labor and Social Policy – Committee Secretary;

Head of Department on the Strategy for Reforming Social Relations of the Cabinet of Ministers of Ukraine Secretariat;

Head of Department for Financial Policy of the Cabinet of Ministers of Ukraine Secretariat;

Deputy Minister of Finance;

Deputy Minister of Economy;

Deputy Minister of Justice;

Deputy Chairman of the Pension Fund of Ukraine Board;

Deputy Chairman of the State Commission for Regulation of Financial Services Markets in Ukraine;

Key Specialist at the Department on the Strategy for Reforming Social Relations of the Cabinet of Ministers of Ukraine Secretariat;

Representatives of the party of trade unions and all-Ukrainian unions of employers and entrepreneurs organizations that are parties to the General Agreement of the Cabinet of Ministers of Ukraine, all-Ukrainian unions of employers and entrepreneurs organizations, and Ukrainian trade unions and professional associations for the respective year (upon) ;

Director of Demography and Social Research Institute of the National Academy of Science (upon consent);

Director of Scientific and Research Institute of Civil Labor and Employment under MLSP and the National Academy of Science (upon consent);

Director of Institute for Economy and Projections of the National Academy of Science (upon consent)

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REGULATION on the Pension Reform Committee

1. Pension Reform Committee (hereinafter, the Committee) is a support agency of the Cabinet of Ministers of Ukraine (hereinafter, CMU) established by the CMU for the purpose of developing joint approaches of central executive authorities to further reform of the pension system of Ukraine.
2. In its actions the Committee is following the Constitution (254к/96-BP), the laws of Ukraine, Decrees of the President of Ukraine and Resolutions of the Verkhovna Rada of Ukraine approved in compliance with the Constitution (254к/96-BP) and the laws of Ukraine, as well as acts of the Cabinet of Ministers of Ukraine and this Regulation.
3. The Committee's key tasks include:

support to ensuring coordination of actions by central executive authorities concerning pension reform implementation;

preparation of proposals on the formation and implementation of government policy for further development of the pension system in Ukraine;

finding ways, mechanisms and options for solving issues concerning:

- ensuring proper living standard meeting the needs of elderly people and other categories of citizens who lost their ability to work;
 - ensuring transparency in the pension system functioning;
 - ensuring maintenance of the best possible differentiation of pension amounts, including by way of introducing an effective and fair mechanism of pension benefits growth;
 - improving financial standing of the Pension Fund of Ukraine and ensuring mid- and long term sustainability of the pension system, including by way of decreasing the deficit of charges collected to the PFU and improving the system for administration of charges collection to the state mandatory pension insurance system;
 - liquidating disproportions in pension provision caused by retained special pension programs for certain categories of people that vary from general terms of pension provision, and gradual transition to uniform rules of granting pensions;
 - introducing retirement age for granting pensions taking into account demographic developments and increasing life expectancy in Ukraine;
 - creating favorable conditions for people to accumulate sufficient pension funds both through making mandatory payments, and developing the system of voluntary pension accumulations on the basis of the funds of people and their employers;
 - standardization, automation and centralization of technological processes in solidarity and accumulation systems of pension insurance; improving the quality and promptness of servicing the public;
 - improving public awareness on pension reform and informing the public about measures taken in the area of pension reform, as well as about advantages and risks of the accumulation pension system;
 - preventing growth of fiscal burden for employers in the part of pension contributions;
 - improving legislation on mandatory state pension insurance and non-state pension provision.
4. The Committee shall perform the following functions according to the tasks it is charged with:
- 1) analyze the situation and reasons the caused obstacles in the process of implementing state policy in pension reform;
 - 2) consider prepared draft laws and regulations in the area of pension reform;
 - 3) submit recommendations and proposals prepared on the basis of their work results to the Cabinet of Ministers of Ukraine.
5. The Committee shall have a right:
- 1) In keeping with the determined procedure, obtain information the Committee needs to fulfill its functions from central and local executive bodies, local self-government authorities, enterprises, institutions and organizations;
 - 2) Involve in the Committee's work representatives of central and local executive bodies, local self-government authorities, enterprises, institutions and organizations (upon consent of their directors), as well as independent experts (upon consent);
 - 3) Arrange conferences, workshops, consultation sessions, and other events.
6. The Committee Chairman shall approve personal composition of the chaired Committee.
7. The Committee's work shall be in the form of meetings held upon a decision by its Chairman (Deputy Chairman).
The Chairman chairs at the meeting. If the Chairman is not available, the meeting shall be chaired by the Deputy Chairman.
Materials shall be prepared for consideration at the meeting by the Secretary.
The Committee meeting shall be deemed effective if more than 50% of its members are present at the meeting.
8. At the meetings the Committee prepares proposals and recommendations on the issues covered by its powers.
Proposals and recommendations shall be deemed approved if more than 50% of the Committee members present at the meeting voted for them.

In case of equal distribution of votes, the vote of the person chairing the meeting shall be decisive.

Proposals and recommendations shall be documented in the meeting minutes signed by the meeting chairperson and secretary and sent to all Committee member, as well as to the CMU. The Committee member opposing the proposals (recommendations) may provide his/her individual opinion in writing. It is attached to the meeting minutes.

9. Proposals and recommendations of the Committee may be implemented by way of the CMU's approval of a resolution whose draft is submitted by the central executive body under the framework of its powers.
10. MLSP shall provide organizational, informational, material and technical assistance to the support agency.

APPROVED

By Decree of the Cabinet of Ministers of Ukraine

No 749

as of July 17, 2009

THE LIST
of Decrees by the Cabinet of Ministers of Ukraine
that ceased to have effect

1. CMU Decree No 496 (496-2002-п) as of April 11, 2002, On Establishing Coordination Center for Pension Reform Implementation (Ofitsiynyi visnyk Ukrainy official printed edition, 2002, #15, p. 813).
2. CMU Decree No 991 (991-2002-п) as of July 11, 2002, On Amending Regulation On Coordination Center for Pension Reform Implementation (Ofitsiynyi visnyk Ukrainy official printed edition, 2002, #29, p. 1375).
3. Item 55 of amendments introduced to the CMU acts approved by the CMU Decree #1106 (1106-2003-п) as of July 17, 2003 (Ofitsiynyi visnyk Ukrainy official printed edition, 2003, #30, p. 1546).
4. Paragraph 2 of sub-item 11 in item 1 of the CMU Decree #147 (147-2006-п) as of February 15, 2006, On Directors of Some Consultation, Advisory and other Bodies established by the Cabinet of Ministers of Ukraine (Ofitsiynyi visnyk Ukrainy official printed edition, 2006m #7, p. 360) and item 39 of amendments introduced to the acts of CMU approved by the abovementioned Decree (147-2006-п).
5. Item 13 of amendments introduced to CMU Decrees on the operations of working agencies established by CMU approved by CMU Decree #1379 (1379-2009-п) as of October 4, 2006 (Ofitsiynyi visnyk Ukrainy official printed edition, 2006, #40, p. 2683).
6. Item 6 of amendments introduced to CMU acts approved by the CMU Decree #738 (738-2007-п) as of May 16, 2007 (Ofitsiynyi visnyk Ukrainy official printed edition, 2007, #37, p. 1488).