

Presidential Decree number 119/2015
UKRAINE
on the Constitutional Commission

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On the Constitutional Commission

For the purpose of working out the agreed proposals for amendments to the Constitution of Ukraine with the involvement of representatives of different political forces, the public, national and international expert community, and to promote the social and political consensus on improving the constitutional regulation of social relations in Ukraine, in accordance with Article 106 (1) (28) of the Constitution of Ukraine, I hereby decree:

1. To establish a Constitutional Commission as a special subsidiary body under the President of Ukraine.
2. To approve the Provisions on the Constitutional Commission [below].
3. To offer the Chairperson of the Verkhovna Rada of Ukraine to lead the Constitutional Commission.
4. To offer parliamentary factions (parliamentary groups) in the Verkhovna Rada of Ukraine, the Cabinet of Ministers of Ukraine, the Supreme Court of Ukraine, the higher specialized courts, the Council of Judges of Ukraine, associations of local governments, the National Academy of Sciences of Ukraine, National Academy of Legal Sciences of Ukraine, legal higher education institutions and scientific institutions, law public associations, relevant international organizations to submit proposals for nominations to the Constitutional Commission till March 12, 2015.
5. This Decree shall enter into force on the date of publication.

President of Ukraine Petro Poroshenko

March 3, 2015

APPROVED

Decree of the President of Ukraine

March 3, 2015

Number 119/2015

Provisions

On the Constitutional Commission

1. Constitutional Commission is a special subsidiary body under the President of Ukraine.
2. Constitutional Commission is guided by the Constitution and laws of Ukraine, international treaties of Ukraine, acts of the President of Ukraine and the Cabinet of Ministers of Ukraine, other normative acts and this Charter.

3. The main tasks of the Constitutional Commission are:

1) to analyze the practice of the implementation of the norms of the Constitution of Ukraine and to summarize suggestions for improvements to meet modern challenges and needs of society;

2) to elaborate on the agreed proposals for constitutional reform in Ukraine;

3) to ensure broad public and professional consultation on the proposals for constitutional reform in Ukraine involving leading experts in constitutional and other areas of law, in social and political sciences, public figures, NGO representatives and international organizations;

4) to prepare the results of a broad public and professional consultation of the bill (bills) seeking to amend the Constitution of Ukraine;

5) to promote the establishment of an effective mechanism of interaction between state bodies, civil society and international organizations on the preparation and implementation of constitutional reform in Ukraine;

6) to ensure that the public is aware of the preparatory work on proposals for constitutional reform and its implementation.

4. The Constitutional Commission to perform its tasks has the right within the established order:

1) to request and receive from state agencies, local governments, public associations, enterprises, institutions and organizations necessary information, documents and materials;

2) to create working groups and other bodies established to draft and develop particular issues within the competence of the Commission, to determine the order of their work, to engage experts and professionals (respectively with their consent or the consent of their supervisors) in activities of such bodies, to coordinate and adjust the operation of the established bodies, and to hear their reports;

3) to invite to its meetings the heads and other officials of governmental bodies, local authorities, public associations, enterprises, institutions, organizations, universities, local and foreign scientists, jurists and experts;

4) to engage for the purpose of consideration of matters within the competence of the Commission, the employees of the public administration, companies, institutions and organizations (in consultation with their supervisors), as well as independent experts (with their consent);

5) to organize academic and practical conferences, symposia, seminars, round tables, meetings, opinion polls and other procedures on matters within the competence of the Commission.

5. The Constitutional Commission in the performance of its tasks, collaborates with the National Reform Council, interacts with other subsidiary agencies established by the

President of Ukraine, governmental agencies, local authorities, public associations, enterprises, institutions and other organizations.

6. Constitutional Commission shall be composed of the Chairperson, two Deputy Chairpersons, a Secretary and other members of the Constitutional Commission, participating in its work on a voluntary basis.

The individual members of the Constitutional Commission are approved by the President of Ukraine.

7. The Chairperson of the Constitutional Commission:

leads the Commission, convenes and chairs its meetings, signs the decisions adopted by the Commission;

represents the Commission in interactions with other subsidiary bodies and agencies created by the President of Ukraine, governmental agencies, local authorities, public associations, enterprises, institutions and other organizations;

informs the general public about the activities of the Commission;

bears the responsibility for the implementation of the tasks conferred on the Commission.

In the absence of the Chairperson of the Constitutional Commission, the respective duties are performed by one of the Deputy Chairpersons.

8. The Secretary of the Constitutional Commission provides organizational support for the Commission, prepares the agenda and materials for meetings and takes minutes of the meetings of the Commission.

In the absence of the Secretary of the Constitutional Commission, the respective duties are performed by the Deputy Secretary.

9. The Constitutional Commission operates through meetings that shall be convened when needed but at least once every two months.

The meeting of the Constitutional Commission is valid if attended by at least a half of the Commission members approved [by the President].

The meetings of the Constitutional Commission are open to the representatives of the media.

The decision of the Constitutional Commission shall be adopted by a majority vote of the members of the Commission through individual open vote. In case of a tie vote, the vote of the presiding officer is decisive.

After the meeting of the Constitutional Commission, the Secretary of the Commission shall prepare the minutes of the meeting that is signed by the Chairperson and the Secretary of the Constitutional Commission.

The decisions of the Constitutional Commission, if necessary, are implemented through the adoption, in the prescribed manner, of the acts of the President of Ukraine, and through the introduction by the President of Ukraine the relevant bills in Verkhovna Rada of Ukraine.

10. The Constitutional Commission shall regularly inform the public about its activities and the adopted decisions. Information about the Constitutional Commission and its materials shall be published on the Official website of the President of Ukraine.

11. Organizational, technical and other support of the Constitutional Commission shall be provided by the Administration of the President of Ukraine, State Affairs Department (within its jurisdiction).

12. The Constitutional Commission uses the letterhead with its name.

Head of the Presidential Administration of Ukraine B.LOZHKIN