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EUROPEAN COMMISSION FOR DEMOCRACY THROUGH LAW
(VENICE COMMISSION)

UKRAINE

DRAFT LAW

**ON AMENDMENTS TO CERTAIN LAWS OF UKRAINE
(ON RESTRICTION OF PARTICIPATION OF PERSONS ASSOCIATED
WITH POLITICAL PARTIES WHOSE ACTIVITIES ARE PROHIBITED IN
THE GOVERNMENT)***

(*) Unofficial translation

LAW OF UKRAINE
On Amendments to Certain Laws of Ukraine
(on restriction of participation of persons associated with political parties whose activities are prohibited in the government)

The Verkhovna Rada of Ukraine resolves:

I. To amend the following legislative acts of Ukraine:

1. Amend the Electoral Code of Ukraine (Vidomosti Verkhovnoi Rady Ukrayiny, 2020, No. 7-9, Art. 48):

1) Article 134 shall be supplemented with part six as follows:

"6. A citizen who, at the time of the introduction of martial law in Ukraine, was a member of the Parliament of Ukraine, a member of a local council or a village, town or city mayor elected from a party whose activities are prohibited, cannot be nominated as a candidate and elected as a deputy."

2) part one of Article 155 shall be supplemented with paragraph 8-1 as follows:

"8-1) a statement that the candidate for deputy was not, at the time of the introduction of martial law in Ukraine, a member of the People's Deputy of Ukraine, a member of a local council or a village, town or city mayor elected from a party whose activities are prohibited;"

3) part two of Article 159 shall be supplemented with paragraph 3-1 as follows:

"3-1) establishment by the Central Election Commission of the fact that the person nominated by the candidate was a member of the Parliament of Ukraine, a member of a local council or a village, town or city mayor elected from a party whose activities are prohibited at the time of the introduction of martial law in Ukraine;"

4) part one of Article 160 shall be supplemented with paragraph 4-1 as follows:

"4-1) establishment by the Central Election Commission of the fact that the person nominated by the candidate was a member of the Parliament of Ukraine, a member of a local council or a village, town or city mayor elected from a party whose activities are prohibited at the time of the introduction of martial law in Ukraine;"

5) Article 193 shall be supplemented by a third part as follows:

"3. A citizen of Ukraine who, at the time of the introduction of martial law in Ukraine, was a member of the Parliament of Ukraine, a member of a local council or a village, town or city mayor elected from a party whose activities are prohibited, may not be elected as a deputy, village, town or city mayor."

6) part one of Article 222 shall be supplemented with paragraph 8-1 as follows:

"8-1) a statement that the person was not, at the time of the introduction of martial law in Ukraine, a member of the People's Deputy of Ukraine, a member of a local council or a village, town or city mayor elected from a party whose activities are prohibited;"

7) part one of Article 223 shall be supplemented with paragraph 5-1 as follows:

"5-1) a statement that the person was not, at the time of the introduction of martial law in Ukraine, a member of the People's Deputy of Ukraine, a member of a local council or a village, town or city mayor elected from a party whose activities are prohibited;"

8) part one of Article 224 shall be supplemented with paragraph 5-1 as follows:

"5-1) a statement that the person was not, at the time of the introduction of martial law in Ukraine, a member of the People's Deputy of Ukraine, a member of a local council or a village, town or city mayor elected from a party whose activities are prohibited;"

9) part two of Article 230 shall be supplemented with paragraph 3-1 as follows:

"3-1) obtaining information from the Central Election Commission confirming that a candidate for deputy, candidate for village, settlement, city mayor at the time of the introduction of martial law in Ukraine was a member of the Ukrainian Parliament, a member of a local council or a village, settlement, city mayor elected from a party whose activities are prohibited;"

10) part one of Article 231 shall be supplemented with paragraph 4-1 as follows:

"4-1) obtaining information from the Central Election Commission confirming that a candidate for deputy, candidate for village, settlement, city mayor at the time of the introduction of martial law in Ukraine was a member of the Ukrainian Parliament, a member of a local council or a village, settlement, city

mayor elected from a party whose activities are prohibited;"

11) paragraph Section XXXXII. FINAL AND TRANSITIONAL
PROVISIONS shall be supplemented by the second paragraph as follows:

"Part six of Article 134, paragraph 8-1 of part one of Article 155, paragraph 3-1 of part two of Article 159, paragraph 4-1 of part one of Article 160, part third of Article 193, paragraph 8-1 of part one of Article 222, paragraph 5-1 of part of Article 223, paragraph 5-1 of part one of Article 224, paragraph 3-1 of part two of Article 230, paragraph 4-1 of part one of Article 231 shall cease to be effective 10 years after the termination or cancellation of martial law in Ukraine, introduced by the Decree of the President of Ukraine No. 64/2022 "On the Introduction of Martial Law in Ukraine" dated 24 February 2022, as amended;

2. Clause 12 of part one of Article 17 of the Law of Ukraine "On the Central Election Commission" (Vidomosti Verkhovna Rada of Ukraine, 2004, No. 36, p. 448, as amended) shall be amended to read as follows:

"12) publishes information on the preparation and holding of elections and referendums in Ukraine, a list of persons who, at the time of the introduction of martial law in Ukraine, were members of the Parliament of Ukraine, members of local councils or village, town or city mayors elected from a party, elected from a party whose activities are prohibited, materials about their activities, as well as other materials related to the election and referendum processes;"

II. Final and transitional provisions

1. This Law shall enter into force on the day following the day of its publication.

2. The Central Election Commission shall, within three months from the date of entry into force of this Law, but not later than one month from the date of termination or cancellation of martial law in Ukraine, approve and publish a list of persons who, at the time of the introduction of martial law in Ukraine, were members of the Parliament of Ukraine, members of local councils or village, town or city mayors elected from a party whose activities are prohibited.

**Chairman of the
Verkhovna Rada of
Ukraine**

