

Decree of the Cabinet of Ministers of Ukraine

**On Specific Features of Privatization of Property in Agroindustrial complex**

Cabinet of Ministers resolves:

1. Determine that privatization of the property of enterprises of foods industry which process agricultural raw materials, flour, meal and mixed feed industry, service, construction, trade, non-agricultural enterprises and organizations of the agroindustrial complex irrespective of the value of the privatized objects /but not less than it is necessary for establishing authorized fund of the joint stock company according to the current legislation/ shall be fulfilled by transforming them into public joint stock ventures according to the procedure developed by the Resolution of the Cabinet of Ministers of Ukraine of December 7, 1992 #686.

Farmers, employees of the collective and state-owned agricultural enterprises and other agricultural goods producers have the right for privileged obtaining of shares /using privatization property certificates and own resources in amount which does not exceed the half of the value of this certificates/ if employees of the privatized enterprises have already used their first right.

Persons which were retired, dismissed because of the reduction of stuff and do not work starting from the dismissal at other enterprises, persons which have the right, according to the legislation, to return to the previous place of work at this enterprise and disabled persons which were dismissed because of their injury or professional disease have the same status as employees of the privatized enterprises.

Employees of the privatized enterprises /except enterprises and organizations of the agroindustrial complex which are subject for privatization by the confirmation of the Cabinet of Ministers of Ukraine/ and agricultural goods producers, and also persons which have the same status have the privileged right for obtaining not less than 51 per cent of shares of privatized enterprises. Concrete amount of quota is established in the plan of object's privatization.

If employees of the privatized enterprises, agricultural goods producers and persons with the same status did not buy shares within established quotas, non-state agricultural enterprises of different organizational and legal forms have the right for their obtaining for their own resources.

Along with this, distribution of shares between agricultural # goods producers and also non-state agricultural enterprises is fulfilled according to the volumes of raw materials supplied to the privatized object or services received during the year previous to the year of privatization.

Shares which were not bought on preferential terms during one year starting from the day of their distribution shall be sold on the general basis according to the current legislation.

In case of privatizing property of enterprises and organizations which are subject for privatization by the confirmation of the Cabinet of Ministers of Ukraine certain amount of shares shall be determined which are temporarily left in the state ownership. The rest of shares shall be sold according to the procedure provided by this Article.

2. Establish that privatization of the property of state farms and other state agricultural enterprises and organizations /except enterprises and organizations which are subject for privatization by the confirmation of the Cabinet of Ministers of Ukraine/ is fulfilled by transforming them into the collective agricultural enterprises. Persons indicated in the part 3 of the Article 1 of this Decree have the same status as employees of the enterprises.

In addition, employees are given free of charge part of the state property amount of which is determined as a product of value of property for each employee of the collective agricultural enterprise on oblast /Crimea Republic/, number of employees of the privatized enterprise and persons which also have the same status.

The rest of state ownership /more than indicated part/ shall be privatized for the private property certificates. Employees of this agricultural enterprise and persons involved in social service industry determined by the part 8 of the Article 6 of the Land Code of Ukraine have the right for the first obtaining of this property. Property which was not sold for property certificates during 6 month starting from the day when the distribution has begun shall be privatized on the general basis according to the current legislation.

3. Privatization of the state agricultural enterprises and organizations which are subject for privatization by the confirmation of the Cabinet of Ministers of Ukraine shall be fulfilled according to the procedure provided by the parts 1 and 8 of the Article 1 and parts 2 and 3 of the Article 2 of this Decree.

4. Privatization of the part of the state property of enterprises of agroindustrial complex with mixed type of ownership is fulfilled by transforming them into public joint stock companies selling shares belonging to the state for the privatization property certificates according to the procedure provided by the Article 1 of this Decree.

5. State enterprises and enterprises with mixed type of ownership of the agroindustrial complex, value of which property is sufficient for establishing joint stock company, shall be privatized by repaying by the employees of these enterprises and persons indicated in the part 3 of the Article 1 of this Decree using privatization property certificates. The rest of the non-repaid property of these enterprises shall be privatized on the general basis.

6. Confirm the list of state enterprises and organizations of agroindustrial complex privatization of which property is fulfilled by the confirmation of the Cabinet of Ministers of Ukraine (enclosed).

7. This Decree comes into force starting from the day of publication.

Annex to the Decree  
of the Cabinet of Ministers of Ukraine  
of May 17, # 51-93

**LIST**  
**of State Enterprises and Organizations of the Agroindustrial Complex, Privatization of which**  
**Property is Fulfilled by the Confirmation of the Cabinet of Ministers of Ukraine**

Specialized elevators, refrigerators, storage equipment which ensure constant placing of the state resources.

Enterprises of sugar, oil and fat industry

Mechanical bakeries, macaroni factories

Machinery testing stations

Enterprises and organizations, institutions of the state veterinary medicine and Ukrzoovetpostach

Seed, pedigree cattle breeding factories and enterprises, stud-farms, selection and hybrid centers, quality testing stations and sections, research organizations.

Spawning and growing fishing farms

Piscicultural and melioration stations