

Draft

LAW OF UKRAINE

On Amendment of the law of Ukraine “On the Introduction of the Unified Fee Collected upon Crossing of Ukrainian State Border”

The Supreme Rada hereby decrees:

to introduce amendments to the law of Ukraine “On introduction of the unified fee collected upon crossing of Ukrainian state border” (Vidomosti of the Supreme Rada of Ukraine, 1999 No 51, Article 454) and to present it in the following form:

The law of Ukraine “On introduction of the unified fee collected upon crossing of Ukrainian state border”

Article 1. The unified fee is applied to the means of transportation that cross the state border of Ukraine and is collected for customs, veterinary, plant sanitary, ecological control of freights and means of transportation; for the use of Ukrainian roads by the means of transportation and for excessive axis loads or/and excessive dimensions. It is collected at the cross border points.

Article 2. The unified fee is collected in the national currency of Ukraine on the official exchange rate set by the National Bank of Ukraine for the date of collection.

The procedures for execution of the unified fee are stipulated by the Cabinet of Ministers of Ukraine.

The collections not envisaged in the present Law shall not be executed at the Ukrainian cross border points.

The unified fee shall not exceed costs of customs, veterinary, plant sanitary and ecological control of vehicles and freights, and costs of roads maintenance.

Article 3. The unified fee shall be transferred to the state budget of Ukraine in full.

Article 4. The central body of the Customs Service shall be in charge of coordination of activities of the state bodies that enforce execution of the unified fee.

Article 5. The table below contains rates of collection executed at the cross border points for control of freights and means of transportation, for the use of Ukrainian roads by the means of transportation (per a km) and additional collection for excessive axis loads and/or excessive dimensions:

Type of vehicle, its volume, or total	Type of	Rates per a vehicle, Euro
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weight	collection (payment)	Transit through the territory of Ukraine	Entry into the territory of Ukraine	Departure from the territory of Ukraine
1. Buses of foreign and domestic registration				
from 10 to 30 seats inclusive	payment for control	2	15	3
	payment for passage	0,14	0,14	0,14
Over 30 seats	payment for control	2	20	5
	payment for passage	0,2	0,2	0,2
2. Trucks of foreign and domestic registration without trailers or semi-trailers with total weight up to 38t inclusive				
	payment for control	10	20	10
	payment for passage	0,02	0,02	0,02
3. Trucks of foreign and domestic registration with trailers or semi-trailers with total weight over 38t inclusive				
	payment for control	11	27	11
	payment for passage	0,08	0,08	0,08
4. Heavy weight trucks of foreign and domestic registration with total weight from 38 to 44t inclusive				
From 38 to 44t inclusive	payment for control	30	45	30
	payment for passage	0,1	0,1	0,1
From 44 to 52t inclusive	payment for control	40	60	40
	payment for passage	0,15	0,15	0,15
From 52 to 60t inclusive	payment for control	60	80	60
	payment for passage	0,18	0,18	0,18
Over 60t (for every next 10t)	payment for control	80	100	80
	payment for passage	0,2	0,2	0,2
5. Heavy weight means of				

transportation of foreign and domestic registration with excessive axis loads

up to 5% inclusive	Additional payment for passage	0,05	0,05	0,05
From 5% to 10% inclusive	-"	0,1	0,1	0,1
From 10% to 20% inclusive	-"	0,27	0,27	0,27
Over 20% (for every next 5%)	-"	0,15	0,15	0,15

As for the means of transportation that have triple axes with single tires, if their axis load is exceeded, additional per a km payment for excessive axis weight is doubled

6. Heavy weight means of transportation of foreign and domestic registration with excessive dimensions

width	Additional payment for passage	0,03	0,03	0,03
height	-"	0,03	0,03	0,03
length	-"	0,03	0,03	0,03

7. Freight railway cars and containers

Payment for control	1,5	4	2
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Article 6. For the means of transportation that cross the Ukrainian border without freights, the rate of collection for control is set as 20% from the rates set by the present Law, but the payment for the use of Ukrainian roads (per a km) including payment for excessive axis load and/or payment for excessive dimensions is charged in full.

For instances when railway freight cars cross the Ukrainian border without freights, the unified fee is not charged.

Article 7. The unified fee is applied to the non-resident carriers from the countries included onto the international agreements ratified by Ukraine pursuant to these agreements.

Article 8. The unified fee is applied to the resident carriers that paid the tax as required by the Law of Ukraine "On taxation of owners of the means of transportation and other locomotive machines and mechanisms" only in instances when their means of transportation is heavier than 38t and/or it exceeds axis load or dimensions.

Article 9. Permissible axis loads and dimensions of the means of transportation are stipulated by the Cabinet of Ministers of Ukraine. If the permissible levels are exceeded, the additional payment is charged.

Article 10. Conclusive provisions

1. The present Law comes into effect upon its publication.
2. Until other laws and regulations are harmonized with the present Law, they remain valid, if they do not contradict the present Law.
3. The Cabinet of Ministers of Ukraine shall in two months' period after the present Law comes into effect:
 - submit proposals for harmonization of other regulations connected to the present Law for review of the Supreme Rada of Ukraine;
 - harmonize its regulations with the present Law;
 - ensure review and annulment of regulations that contradict the present Law adopted by other ministries and bodies of executive power.