

## **Decree OF THE PRESIDENT OF UKRAINE**

### **On Urgent Measures aimed to regulate Activities of State-Owned (National) Joint Stock and Holding Companies**

In order to eliminate violations of law in the process of establishment and financial and business activities of state-owned (national) joint stock and holding companies, which violations have been uncovered as a result of work of the Commission for Inspection of Processes of Establishment, Privatization and Financial and Business Activities of State-Owned (National) Joint Stock and Holding Companies that was established by Directive No. 114 of the Ukrainian President, dated 21 April 2001, and to prevent such violations in future, **[I] hereby decree that:**

1. Within a three-month period, the Cabinet of Ministers of Ukraine must:

a) undertake measures in a prescribed manner with respect to state-owned (national) joint stock and holding companies as are specified in a list attached hereto, which measures shall be aimed:

to optimize activities and structures of the companies;

to adopt decisions on liquidating, re-organizing, privatizing companies whose activities are ineffective;

to ensure adequate management of state-owned corporate rights (shareholdings/interests), other state-owned property transferred to the companies, up to the withdrawal from the authorized (charter) funds of companies, which fail to ensure effective management of such property, of share packages (participation interests, shareholdings) owned by the State in authorized (charter) funds of other enterprises and the transfer of the withdrawn share packages (participation interests, shareholdings), which are subject to privatization, to state privatization authorities for further privatization as provided by law, and, with respect to the withdrawn state-owned properties that may not be privatized, - specification of conditions for their subsequent use;

b) to ensure that members of supervisory boards of state-owned (national) joint stock and holding companies (hereinafter referred to as, the “State-Owned Companies”) are replaced with new members, and that such boards work effectively;

c) to undertake measures aimed to reduce accounts receivable and accounts payable of the State-Owned Companies, including measures aimed to repay their debts before the State Budget;

d) to prepare and submit draft laws on holding companies, on joint stock companies, on management of state-owned property to the Supreme Rada of Ukraine in a prescribed manner, and to take efforts to accelerate enactment of these laws.

2. The Cabinet of Ministers of Ukraine, the State Property Fund of Ukraine, ministries, other agencies of executive power, which are authorized to manage state-owned property, must ensure in the future that, in the event that state-owned companies are established, such companies are transferred state-owned property on the basis of its market value.
3. The Ministry of Economy and on Issues of European Integration of Ukraine, the State Property Fund of Ukraine, and the Antimonopoly Committee of Ukraine must ensure in a prescribed manner that procedures for State supervision of the State-Owned Companies' activities with respect to management of state-owned property transferred to such Companies are further optimized and improved.
4. The General Prosecutor's Office of Ukraine is be proposed to ensure adequate investigations of materials furnished by the Commission for Inspection of Processes of Establishment, Privatization and Financial and Business Activities of State-Owned (National) Joint Stock and Holding Companies about uncovered facts concerned with violations of the law in activities of the State-Owned Companies, and to respond to such facts in full compliance with law.
5. The Secretary of the National Security and Defense Council of Ukraine shall be charged with controlling the implementation of this Decree.

**L. Kuchma**  
**President of Ukraine**

**Kyiv**  
**7 November 2001**  
**No. 1049/2001**

Addendum  
to Decree No. 1049/2001 of the  
President of Ukraine  
dated 7 November 2001

**LIST**  
**of State-Owned (National) Joint Stock and Holding Companies**

Joint Stock Shipping Holding Company “C Trident”, Kyiv;

Joint Stock Holding Company “Ukrnaftoprodukt”, Kyiv;

Open Joint Stock Company “Leasing Company “Ukragromashinvest”, Kyiv;

State Joint Stock Company “Liky Ukrainy”, Kyiv;

State Joint Stock Company “Ukraina Turystychna”, Kyiv;

State Joint Stock Company “Ukrainian Publishing and Printing Association”, Kyiv;

State Joint Stock Company “Ukrainksi Polimetaly”, Kyiv;

State Joint Stock Company “Ukrmedprom”, Kyiv;

State Joint Stock Company “Ukrresursy”, Kyiv;

State Joint Stock Company “Ukrtrudprom”, Kryviy Rih;

State Joint Stock Company “Khlib Ukrainy”, Kyiv;

State Joint Stock Holding Company “Artem”, Kyiv;

State Joint Stock Holding Company “Dniprovskiy Machine-Building Plant”,  
Dnipropetrovs’k;

State Joint Stock Holding Company “Energobud”, Kyiv;

State Joint Stock Holding Company “Kaskad”, Kyiv;

State Joint Stock Holding Company “Kyiv Radio Plant”, Kyiv;

State Joint Stock Holding Company “Titan”, Armiansk, the Crimean Autonomous  
Republic;

State Joint Stock Holding Company “Topaz”, Donetsk;

State Joint Stock Holding Company “Ukrgeolremmash”, Striy, Lviv Oblast;  
State Joint Stock Holding Company “Chornomorskiy Shipyard”, Mykolajiv;  
Closed Joint Stock Company “Credit and Guarantee Institution”, Kyiv;  
National Joint Stock Company “Nadra Ukrainy”, Kyiv;  
National Joint Stock Company “Naftogaz Ukrainy”, Kyiv;  
National Joint Stock Company “Ukragrolizing”, Kyiv;  
Ukrainian State Joint Stock Holding Company “Ukrpapierprom”, Kyiv;  
Holding Company “Krajan”, Odessa;  
Holding Company “Rele i Avtomatika”, Kyiv;  
Holding Company “Ukrkomunmash”, Kyiv;  
Holding Company “Ukrpromavtoshinaremont”, Kyiv.

**V. Lytvyn**  
**Chief of the Administration**  
**of the President of Ukraine**