

LAW OF UKRAINE

On Amendments to the Law of Ukraine “On the Introduction of the Unified Fee collected at Entry Points on the Ukrainian State Border”

The Supreme Rada hereby DECREES:

To introduce amendments to the Law of Ukraine “On the Introduction of the Unified Fee collected at Entry Points on the Ukrainian State Border” (Vidomosti of the Supreme Rada of Ukraine, 1999, No 51, page 454), restating it as follows:

The Law of Ukraine “On the Introduction of the Unified Fee Collected at Entry Points on the Ukrainian State Border”

Article 1. The uniform fee shall be introduced with respect to motor vehicles of national and foreign owners listed in Article 5 of this Law which cross the state border of Ukraine, and shall be collected, at entry points on the state border of Ukraine, pursuant to Ukrainian law, for the performance of customs control in case of transit of goods and motor vehicles, for the performance of sanitary, veterinary, phytosanitary, radiological, environmental control of cargo and motor vehicles; for the fare of motor vehicles down Ukrainian highways, and for the fare of auto motor vehicles that exceed the prescribed amounts of total weight, axle loads, or/and overall dimensions.

Uniform fees shall be charged once, depending on the regime of movement (importation, transit), on the basis of a single payment document, depending on the type, seat capacity or total weight of motor vehicles.

Article 2. Rates of the uniform fee shall be specified by this Law in Euros, and shall not be changed during the budget year.

Uniform fees shall be collected in the Ukrainian national currency at the official (exchange) rate of the National Bank of Ukraine effective on the date of collection of such fees.

Uniform fee collection procedures shall be stipulated by the Cabinet of Ministers of Ukraine.

It shall be prohibited to collect fees not provided by this Law at entry points on the Ukrainian State border.

A uniform fee may not exceed the amount of costs relating to the performance of customs control in case of transit of goods and motor vehicles, and of sanitary, veterinary, phytosanitary, radiological and environmental control of cargo and motor vehicles, and costs relating to highway maintenance.

The Cabinet of Ministers of Ukraine shall supervise compliance of fee rates with actual costs relating to the performance of all types of cargo and motor vehicle control as specified herein.

Article 3. Uniform fees shall be transferred to the State Budget of Ukraine in full.

Article 4. The central body of the Customs Service of Ukraine shall coordinate activities of governmental bodies concerned with ensuring collection of uniform fees.

Applicable customs authorities of Ukraine shall coordinate activities of governmental supervisory bodies concerned with collection of uniform fees directly at entry points on the Ukrainian state border.

Article 5. Rates of uniform fees for the performance, at entry points on the state border of Ukraine, of control of cargo and motor vehicles, fees for the fare of motor vehicles down auto highways of Ukraine (per every kilometer of passage), and additional fees for every kilometer of passage of auto motor vehicles that exceed the prescribed amounts of total weight, axle loads, or/and overall dimensions shall be set in the following amounts:

Type of Motor Vehicle	Seat Capacity or Total Weight of Motor Vehicle with Cargo	Uniform Rate Fee per motor vehicle, in Euro	
		For performance of control	For fare down highways per every kilometer of passage
1. Buses	from 10 to 30 seats inclusive	2	0.02
	Over 30 seats	5	0.02
2. Trucks with / or without trailers and prime movers with / or without semi-trailers	Up to 20 tons inclusive	5	0.02
	Over 20 up to 40 tons inclusive	10	0.02
3. Heavy weight trucks with total weight from 38 to 44t inclusive	Over 40 up to 44 tons inclusive	10	0.1
	Over 44 up to 52 tons inclusive	10	0.2
	Over 52 up to 60 tons inclusive	10	0.27
	Over 60 tons (for every next 10 tons)	10	0.78
4. Heavy weight motor vehicles with excessive axle loads	Up to 5% inclusive	-	0.05
	Over 5% to 10% inclusive	-	0.1
	Over 10% to 20% inclusive	-	0.27

	Over 20% for every next 5%	-	0.15
5. Heavy weight motor vehicles exceeding prescribed breadth, height, length dimensions	For every parameter	-	0.03
6. Railway cargo car, container		2	-

Article 6. For auto motor vehicles and containers that cross the Ukrainian border without cargo, the rate of uniform fees for the performance of control specified herein shall be set at 20% of the rate set in Article 5 of this Law with respect to applicable auto motor vehicles and containers. In such case, fees for the fare down Ukrainian highways (for every kilometer of passage), including fees for exceeding the prescribed amounts of total weight, axle loads, or/and overall dimensions, shall be collected in full.

In the event that railway cargo cars without cargo cross the Ukrainian border, the uniform fee shall not be collected.

The uniform fee shall not be collected from motor vehicles in case of transit of cargo that may not be permitted entry through the customs border of Ukraine, which cargo shall be reloaded to other motor vehicles at the customs control zone of the entry point which is simultaneously a point of entry and departure of such cargo.

Article 7. Uniform fees shall be collected from non-resident carriers, whose activities are carried out on the basis of international agreements and treaties of Ukraine, to which binding effect the Supreme Rada of Ukraine has given its consent, pursuant to these agreements and treaties.

Article 8. Uniform fees shall be collected from resident carriers, which have paid the tax payable by motor vehicle owners pursuant to the Law of Ukraine “On the Tax imposed on Owners of Motor Vehicles and Other Self-propelled Machines and Mechanisms”, only in the event of exceeding the prescribed amounts of total weight, axle loads, or/and overall dimensions.

Article 9. Permissible axle loads and/or overall dimensions of motor vehicles, for which exceeding the additional fees are charged, shall be stipulated by the Cabinet of Ministers of Ukraine.

Article 10. Final Provisions

1. This Law shall enter into force in 45 days upon its publication.
2. Until the laws of Ukraine, and other rules and regulations are brought in conformity with this Law, they shall apply to the extent not inconsistent with this Law.

3. Within 45 days following the publication of this Law, the Cabinet of Ministers of Ukraine shall:

- submit to the Supreme Rada of Ukraine proposals regarding the bringing of the laws of Ukraine in conform with this law;
- bring its rules and regulations in conformity with this Law;
- ensure that ministries and other central agencies of executive power bring their rules and regulations in conformity with this Law.

Ivan Pliushch,
Chairman of the Supreme Rada of Ukraine

city of Kyiv
12 July 2001
2659-III

- submit to the Supreme Rada of Ukraine proposals regarding the bringing of the laws of Ukraine in conform with this law;
- bring its rules and regulations in conformity with this Law;
- ensure that ministries and other central agencies of executive power bring their rules and regulations in conformity with this Law.

L. Kuchma,
President of Ukraine

city of Kyiv
12 July 2001
2659-III