



European  
Social  
Charter

Charte  
Sociale  
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COUNCIL  
OF EUROPE

CONSEIL  
DE L'EUROPE

28/06/2013

RAP/RCha/UKR/5(2013)Add

## **EUROPEAN SOCIAL CHARTER**

Addendum to the  
5<sup>th</sup> National Report on the implementation of  
the European Social Charter  
submitted by

## **THE GOVERNMENT OF UKRAINE**

(Article 23 for the period  
01/01/2008 – 31/12/2011)

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Report registered by the Secretariat on  
28 June 2013

**CYCLE 2013**

**Mr Henrik Kristensen**  
**Department of the European Social Charter**  
**and the European Code of Social Security**

**Kyiv, 20 June 2013**  
**# 6743/0/14-1381**

**Dear Mr Kristensen,**

according to your request dated 3 April 2013 on the additional question to Article 23 "The right of elderly persons to social protection" we would like to inform you that as mentioned in the 5<sup>th</sup> Report submitted by the Government of Ukraine, since 1 April 2008, compliance with Article 46 of the Constitution of Ukraine has been ensured: minimum pension benefit has been fixed at the level of standard of living not lower than the minimum living standard established by law for persons incapable of work, including to persons having no pension entitlement (to men – upon attainment of 63 years, to women – upon attainment of 58 years) according to legislation in force.

According to Article 6 "Social benefits to individuals incapable of work" of the Law of Ukraine On Mandatory State Pension Insurance "1. In addition to pension benefits from the pension system, incapable-of-work individuals shall be eligible for supplements, allowances and raises to the said benefits, and an additional pension subject to a procedure and from sources of funds defined by law. 2. Where the total of all benefits specified in item 1 above, including the pension benefits from the pension system and other incomes, is below the subsistence level set by law for incapable-of-work individuals, such individuals shall be eligible for state social assistance subject to a procedure, in amounts, and from sources of funds defined by law".

At the same time, certain categories of persons depending on the status are eligible for payments over the minimum pension. For example, an increase to pensions for war veterans, to people affected by the Chernobyl disaster, pension for meritorious service to Ukraine.

**Yours sincerely,**

**Viacheslav Kolomiets**  
**Deputy Minister-**  
**Chief of Staff**