COUNCIL OF EUROPE

CONSEIL DE L'EUROPE

TC-CP(2026)12

04/09/2026

Council of Europe Convention on Access to Official Documents (CETS No.205)

Consultation of the Parties

Conclusions on the implementation of recommendations in respect of Ukraine adopted by the Consultation of Parties

The Consultation of the Parties to the Council of Europe Convention on Access to Official Documents (CETS No. 205) (hereinafter referred to as “the Convention”), acting under the terms of Article 12, paragraph 2, sub-paragraphs a and b, of the Convention;

Bearing in mind the provisions of Article 11, paragraph 1, of the Convention concerning the role of the Council of Europe Access Info Group (AIG) in monitoring the implementation of the Convention;

Bearing in mind the overarching obligation under Article 2, paragraph 2, of the Convention on each Party to take the necessary measures in its domestic law to give effect to the provisions for access to official documents set out in this Convention;

Having regard to the Rules of Procedure of the Consultation of the Parties;

Having regard to the baseline evaluation report concerning the implementation of the Convention by Ukraine adopted by the AIG at its 6th meeting (29-31 May 2024) which focuses on the Law on Access to Public Information and to the comments of the Government received on 3 October 2024;

Recalling the Consultation of the Parties’ conclusions and recommendations on the implementation of the Council of Europe Convention on Access to Official Documents by Ukraine (TC-CP(2024)11) published on 3 October 2024, hereinafter referred to as “the 2024 recommendations”;

Having examined the information provided by the government of Ukraine on the 2024 recommendations (TC-CP(2025)12) and the subsequent AIG’s comments on that information (AIG(2026)04REV2) makes the following conclusions :

1. Welcomes the fact that the 2024 recommendations have been discussed with relevant stakeholders; and

2. Encourages the Government of Ukraine to take measures to fully implement the 2024 recommendations to reconsider the qualification “in the process of their performance of their duties” in the definition of public information in Article 1 of the Law of Access to Public Information, as well as to ensure that the restrictive ground concerning the prevention of disclosure of information received in confidence (Article 6(2) of the Law on Access to Public Information) is in line with the legitimate limitation grounds provided for in the Convention;

3. Invites the government of Ukraine to provide it with information on the measures taken to implement the 2024 recommendations within one year of transmission of the present conclusions.