



LAW OF UKRAINE

About an electroenergy

With the amendments and supplements borne

By the laws of Ukraine

from June, 8, 2000 N 1812-III,
from June, 22, 2000 N 1821-III,
from January, 10, 2002 N 2921-III,
from May, 15, 2003 N 741-IV,
from May, 15, 2003 N 747-IV,
from September, 11, 2003 N 1158-IV,
from November, 20, 2003 N 1294-IV,
from June, 19, 2003 N 982-IV
from November, 25, 2003 N 1330-IV,
from December, 14, 2004 N 2229-IV,
from December, 23, 2004 N 2285-IV,
from January, 18, 2005 N 2352-IV,
from March, 25, 2005 N 2505-IV,
from April, 5, 2005 N 2509-IV,
from May, 31, 2005 N 2598-IV,
from June, 2, 2005 N 2633-IV,
from June, 23, 2005 N 2706-IV,
from June, 23, 2005 N 2711-IV

(Position of the article 15¹ it is acknowledged such, that answers Constitution of Ukraine (it is constitutional) in part of the set order of calculations at the wholesale market of electric power through the distributive accounts in the empowered bank, in obedience to the decision Constitutional Court of Ukraine from February, 12, 2002 N 3-pp/2002)

(In the text of word the "distributive accounts" and "distributive account" in all cases are transferable accordingly by words "current accounts with the dedicated mode of the use" and "current account with the dedicated mode of the use" in the proper cases pursuant to Law of Ukraine from January, 10, 2002 N 2921-III)

This Law determines legal, economic and organizational principles of activity in an electroenergy and regulates the relations, related to production, transmission, supply and use of energy, providing of power safety of Ukraine, competition and defence of rights for users and workers of industry.

Section And GENERALS

Article 1. Determination of terms

In this Law the stated terms below are used in such value:

energy is electric or thermal energy, that is produced on the objects of electroenergy and is the commodity products intended for the purchase-sale;

an electroenergy is industry of economy of Ukraine, that provides users by energy;

power safety is the state of electroenergy, which guarantees technically and economic safe satisfaction of current and perspective necessities of users in energies and guard of natural environment;

енергогенеруючі companies are the participants of wholesale market of electric energy of Ukraine, which own or use generating powers, produce and sell electric energy;

енергопостачальники is the participants of wholesale market of electric energy of Ukraine, which buy electric energy at this market with the purpose of sale to its users;

a main electric network is the electric network intended for the transmission of electric energy from a producer to the points of connecting of single-site (local) networks;

a main thermal network is the complex of pipelines and pump stations, that provides the transmission of hot water and pair from the electric stations and boiler rooms to the single-site (local) thermal network;

a network (electric or thermal) is the aggregate of power and pipeline plants for the transmission and distributing of electric energy, hot water and pair;

an intergovernmental electric network is the electric network intended for the transmission of electric energy between the states;

a single-site (local) electric network is the electric network intended for the transmission of electric energy from a main electric network to the user;

the incorporated power system of Ukraine is the aggregate of power-stations, electric and thermal networks, other objects of electroenergy, which are incorporated by the general mode of production, transmission and distributing of electric and thermal energy, at the centralized management by this mode;

the object of electroenergy is the electric station (except for nuclear part of the atomic electric station), electric substation, electric network, connected to the incorporated power system of Ukraine, and also boiler room connected to the main thermal network, main thermal network;

the wholesale market of electric energy of Ukraine is a market, that is created by the subjects of economic activity for the purchase-sale of electric energy on the basis of agreement;

the transmission of energy is transporting of energy by networks on the basis of agreement;

supply of electric energy - grant of electric energy to the user by the hardwares of transmission and distributing of electric energy on the basis of agreement;

the users of energy are the subjects of economic activity and physical persons which use energy for own necessities on the basis of agreement about its sale and purchase;

the subjects of electroenergy are the subjects of entrepreneurial activity regardless of their department belonging and patterns of ownership, that is engaged in production, transmission, supply of electric energy and thermal energy at centralized теплопостачанні;

the participants of wholesale market of electric energy of Ukraine are the subjects of entrepreneurial activity, which sell and buy electric energy at the wholesale market of electric energy of Ukraine on the basis of agreement;

the centralized controller's (technological operatively) management is the operative management by the incorporated power system of Ukraine with providing of reliable and trouble-free, with inhibition of requirements of power safety, supply of electric energy to the users;

maximum indexes is this the size of the set power of power-stations or volume of annual vacation is certain in terms and rules of course of business from production of electric energy by her electric energy in the incorporated power system of Ukraine, higher which the sale of electric energy is to be carried out at the wholesale market;

an extraordinary situation in the state is a situation, at which a block fuel is worked on the objects of electroenergy of the below set norms or the supply of water in the storage pools of the below set ecological requirements is worked;

current accounts with the dedicated mode of the use of wholesale market of electric energy (farther are the current accounts) are the accounts of subjects of entrepreneurial activity, that carry out the supply of electric energy on the fastened territory and wholesale supply of electric energy, opened in the empowered bank and intended exceptionally for accumulation of the facilities, got for electric energy from users, and calculations, with the participants of wholesale market of electric energy;

(the article 1 is complemented by an indention twenty third accordant with Law of Ukraine from 22.06.2000 N 1821-III)

the algorithm of wholesale market of electric energy is the order of distributing by the empowered bank of facilities from the current accounts with the dedicated mode of the use without payments, which is set by the National commission of adjusting of electroenergy of Ukraine;

(the article 1 is complemented by an indention twenty fourth accordant with Law of Ukraine from 22.06.2000 N 1821-III)

the wholesale supply of electric energy is the purchase of electric energy, forming of its wholesale price and sale of electric energy at wholesale price to енергопостачальникам;

(the article 1 is complemented by an indention twenty fifth accordant with Law of Ukraine from 22.06.2000 N 1821-III)

empowered bank - bank establishment which maintains current accounts with the dedicated mode of the use of participants of wholesale market of electric energy is certain by Cabinet of Ministers of Ukraine together with the National bank of Ukraine;

(the article 1 is complemented by an indention twenty sixth accordant with Law of Ukraine from 22.06.2000 N 1821-III)

(action of indention twenty sixth the articles 1 are stopped for 2005 year pursuant to Laws of Ukraine from 23.12.2004 N 2285-IV, from 25.03.2005 N 2505-IV)

the restricted area of гідроелектротехнічних buildings is lot land, which adjoins to the basic protection on the inside of territory of гідроелектротехнічної buildings, equipped by інженерно-технічними facilities that marked by preventive signs, and also area of water aquatorium of overhead and lower б'єфів in the distance 500 meters from the dike of the power station hydroelectric, marked by signs, which warn about prohibition of access on its territory of extraneous persons, ships and floating objects;

(the article 1 is complemented by an indention twenty seventh accordant with Law of Ukraine from 25.11.2003 N 1330-IV)

controlled area of гідроелектротехнічних buildings - territory of concrete and landed dikes of гідроелектротехнічних buildings and lot lands located between storage pools and drainage channels is marked by preventive signs;

(the article 1 is complemented by an indention twenty eighth accordant with Law of Ukraine from 25.11.2003 N 1330-IV)

the especially important objects of electroenergy are objects, which provide the permanent functioning of the incorporated power system of Ukraine, destruction or damage of which will bring електропостачання over of being in charge subjects and population to violation, possible human victims and considerable material losses;

(the article 1 is complemented by an indention twenty ninth accordant with Law of Ukraine from 25.11.2003 N 1330-IV)

ecological armour of електропостачання of user is minimum level of consumption of electric energy by an user (except for the population) which provides pre-conditions for prevention of origin of extraordinary situations of техногенного and natural character.

(the article 1 is complemented by an indention thirtieth accordant with Law of Ukraine from 19.06.2003 N 982-IV)

Article 2. Sphere of action of Law

This Law regulates the relations, which arise up in connection with production, transmission, supply and use of energy, state supervision after safe implementation of works on the objects

of electroenergy regardless of patterns of ownership, safe exploitation of power equipment and state supervision after the modes of consumption of electric and thermal energy.

Article 3. Legislation about an electroenergy

Relations, related to production, transmission, supply and use of energy, is regulated by this Law and other legal normatively acts.

Article 4. Features of adjusting of relations in an electroenergy

Adjusting of relations in an electroenergy has features certain by this Law. These features are caused by the objective operating conditions of industry:

by permanent and continuous збалансуванням of production and consumption of electric energy, for providing of which unique controller's (technological operatively) management by the incorporated power system of Ukraine is set;

by centralized теплопостачанням of users by теплоелектроцентралями and boiler rooms which enter to the incorporated power system of Ukraine.

Article 5. State policy in an electroenergy

A state policy in an electroenergy is based on such principles:

state adjusting of activity in an electroenergy;

creation of safe external environments of objects of electroenergy;

providing of rational consumption of fuel and energy;

inhibition of unique state norms, rules and standards by all subjects of the relations, related to production, transmission, supply and use of energy;

creation of terms for development and increase of technical level of electroenergy;

increase of ecological safety of objects of electroenergy;

providing of defence of rights and interests of users of energy;

saving of integrity and providing of the reliable and effective functioning of the incorporated power system of Ukraine, unique controller's (technological operatively) management by her;

assistance to development of competition relations at the market of electric energy;

providing of the personnel training of high qualification for an electroenergy;

creation of terms for long-range scientific researches;

providing of the stable financial state of electroenergy;

providing of responsibility of енергопостачальників and users;

assistance to development of вітроенергетики, as environmentally cleaning and безпаливної subindustries of energy, by payment to wind power-stations of all electric energy produced by

them in full in a money form, without application of some types of tests of debt liquidation upon settlements for electric power.

(the article 5 is complemented by an indention fifteenth pursuant to
By the law of Ukraine from 08.06.2000 N 1812-III)

Article 6. Right of ownership in an electroenergy

The objects of electroenergy can be in different patterns of ownership. The list of objects of electroenergy, which are not subject to privatization, becomes firmly established Supreme Soviet of Ukraine after the giving of Cabinet of Ministers of Ukraine.

Privatization of objects of electroenergy is carried out in accordance with the legislation of Ukraine about privatization.

In the case of privatization of objects of electroenergy Cabinet of Ministers of Ukraine after the giving of State property fund ukraine makes decision about fixing in the public domain of the share holding of the joint-stock companies created on a base objects of electroenergy.

Property, that provides integrity of the incorporated power system of Ukraine and centralized controller's (technological operatively) management, main and intergovernmental electric networks, and also property of scientific establishments of national value, is not subject to privatization.

Article 7. Norms, rules and standards in an electroenergy

Planning, building, introduction to exploitation, exploitation, destroying from exploitation of objects of electroenergy, controller's (technological operatively) control, other objects connected to the incorporated power system of Ukraine systems, is regulated by legal normatively acts obligatory for implementation by all subjects of electroenergy.

Section II

JURISDICTION OF ORGANS OF EXECUTIVE POWER AND ORGANS OF LOCAL SELF-GOVERNMENT IN ELECTROENERGY

Article 8. State administration in an electroenergy

State administration in an electroenergy is carried out by the organs of executive power, empowered by Cabinet of Ministers of Ukraine.

Article 9. State supervision in an electroenergy

The state supervision in an electroenergy is carried out by the State inspection from exploitation of the electric stations and networks and State inspection from the power supervision after the modes of consumption of electric and thermal energy in an order, set by Cabinet of Ministers of Ukraine, and other organs certain by the legislation of Ukraine.

A state inspection from exploitation of the electric stations and networks carries out the supervision after inhibition of requirements of technical exploitation of the electric stations and networks, requirements of technical exploitation of power equipment of objects of electroenergy, connected to the incorporated power system of Ukraine.

State inspectors from exploitation of the electric stations and networks have a right:

without difficulty in some time to visit the objects of electroenergy for verification of inhibition of legal normatively acts about an electroenergy on questions which belong to their jurisdiction, to get from public servants information on implementation of these acts;

to give within the limits of the plenary powers to the leaders of objects of electroenergy the orders about the removal of violations of legal normatively acts;

to apply in set by the legislation of Ukraine of order of approval to the enterprises, the objects of electroenergy of which are connected to the incorporated power system of Ukraine, for violation of legislation about an electroenergy on questions which belong to their jurisdiction.

A state inspection from the power supervision after the modes of consumption of electric and thermal energy carries out the supervision after electric and тепловикористовуючими options and thermal networks of users and subjects of electroenergy.

(part fourth of the article 9 with the changes borne pursuant to Law of Ukraine from 23.06.2005 N 2706-IV)

State inspectors from the power supervision after the modes of consumption of electric and thermal energy have a right:

unimpeded access to electric and тепловикористовуючих options and thermal networks of users and subjects of electroenergy;

(indention second of part fifth of the article 9 with the changes borne pursuant to Law of Ukraine from 23.06.2005 N 2706-IV)

to get from users and subjects of electroenergy information necessary for implementation of the tasks fixed on them in accordance with legal normatively acts;

(indention third of part fifth of the article 9 with the changes borne pursuant to Law of Ukraine from 23.06.2005 N 2706-IV)

to give to the users and subjects an electroenergy orders obligatory for implementation about the removal of violations of legal normatively acts;

(indention fourth of part fifth of the article 9 with the changes borne pursuant to Law of Ukraine from 23.06.2005 N 2706-IV)

to give to the users and subjects an electroenergy orders about adduction of facilities of account, control and adjusting of consumption of electric and thermal energy in accordance with norms, rules and standards in an electroenergy;

(indention fifth of part fifth of the article 9 with the changes borne pursuant to Law of Ukraine from 23.06.2005 N 2706-IV)

to send to the proprietors of objects of user of picture of disparity to a held position of worker of electrical engineering type which in good time did not pass verification of knowledges from електробезпеки and exploitation of струмоприймачів;

to require from users and subjects the electroenergy of inhibition of the modes of consumption of electric and thermal energy set by legal normatively acts;

(indentation seventh of part fifth of the article 9 with the changes borne pursuant to Law of Ukraine from 23.06.2005 N 2706-IV)

to give the orders in relation to impermissibility of continuation of exploitation of electric and тепловикористовуючих options of users, if it creates the threat to life of auxiliary personnel, health of population;

to apply in set by the legislation of Ukraine of order of approval to the subjects of economic activity for violation of legal normatively acts and draw up reports about administrative offences.

(indentation ninth of part fifth of the article 9 with the changes borne pursuant to Law of Ukraine from 23.06.2005 N 2706-IV)

Article 10. Authority of local organs of executive power and organs of local self-government in the relationships with the subjects of electroenergy

To plenary powers of local organs of executive power and organs of local self-government in the relationships with subjects an electroenergy belongs:

concordance of questions of placing on territory of objects of electroenergy inferior to them coming interests of territorial society from;

there is participation in development of complex plans of supply of energy to the users on territory inferior to them;

there is participation in development and realization of the system of measures on work of objects of electroenergy in extraordinary terms;

adjusting of tariffs on thermal energy in accordance with Law;

assistance to development of energy in a region.

The local organs of executive power and organs of local self-government have no authority to interfere in the operative adjusting of the modes of energy consumption.

Section III STATE ADJUSTING OF ACTIVITY IN ELECTROENERGY

Article 11. State adjusting of activity in an electroenergy

The state adjusting of activity in an electroenergy is carried out by the grant of licenses to realization of separate types of activity in an electroenergy, forming of tariff policy, establishment of order of realization of control after activity of subjects of electroenergy, other participants of wholesale market of electric energy and responsibility for violation by them terms and rules of realization of activity at the wholesale market of electric energy.

(part first of the article 11 in the release of Law Ukraine from 22.06.2000 N 1821-III)

In an electroenergy the National commission of adjusting of electroenergy of Ukraine is the organ of the state adjusting of activity.

The national commission of adjusting of electroenergy of Ukraine regulates activity of subjects of natural monopolies in the field of electroenergy and being in charge subjects which operate at the contiguous markets, and also executes other functions in accordance with the legislation.

Legal, economic and organizational principles of the state adjusting of activity of subjects of natural monopolies in the field of electroenergy are determined by this Law and other legal normatively acts.

Article 12. Basic tasks and plenary powers of the National commission of adjusting of electroenergy of Ukraine

The basic tasks of the National commission of adjusting of electroenergy of Ukraine are:

there is participation in forming and providing of realization of single state policy in relation to development and functioning of wholesale market of electric power of Ukraine;

state adjusting of activity of subjects of natural monopolies in an electroenergy;

assistance to competition in the field of production and supply of electric energy;

providing of pursuing a price and tariff policy in an electroenergy;

defence of rights for the users of electric and thermal energy;

development and claim of rules of the use by electric energy;

delivery to the subjects of entrepreneurial activity of licenses to production, transmission and supply of electric energy;

control after inhibition by the licensees of terms and rules of realization of the licensed activity and application to them of the proper approvals for their violation.

(indentation ninth of part first of the article 12 in the release
Law of Ukraine from 22.06.2000 N 1821-III)

National commission of adjusting of electroenergy in accordance with the tasks fixed on her:

takes part in adjusting of pay-calculation relations of wholesale market of electric power;

sets limitation in relation to combination of types of activity by the subjects of entrepreneurial activity;

determines accordance of liquidation, reorganization in the form of confluence, joining, participation in associations, and also acquisition or alienation more than twenty five percents of particles (actions, shares) of assets of subjects of entrepreneurial activity to the terms and rules of realization of the licensed activity;

takes shippings about violation of terms of licenses and as a result of consideration makes decision within the limits of the jurisdiction;

applies the administrative penalties to the public servants and property approvals to the subjects of electroenergy, other participants of wholesale market of electric energy taking into account active well-organized actions in relation to providing of stable financial position of electroenergy and defence of rights for users;

(indentation sixth of part second of the article 12 in the release
Law of Ukraine from 22.06.2000 N 1821-III)

carries out verifications of observance of terms of the licensed activity without difficulty.

Article 13. Licensing of activity in an electroenergy

Activity from production, transmissions and supplies of electric energy in Ukraine is based on дозвільному principle in accordance with Law of Ukraine "About the enterprise".

The special permission (license) on realization of activity from production, transmissions and supplies of electric energy seems the National commission of adjusting of electroenergy of Ukraine.

A license is given out separately on every type of activity in accordance with instruction, terms and rules of realization of separate types of activity, that become firmly established the National commission of adjusting of electroenergy of Ukraine.

Activity from production of electric energy of subjects of manage free manner a licence is allowed, if the size of the set power or vacation of electric energy is less than indexes certain in terms and rules of course of business from production of electric energy.

То енергопостачальникам, which теплоелектроцентралі enters in the complement of, licenses to the types of activity in an electroenergy taking into account the special terms in relation to the primary providing of necessities of users of heat of territory of realization of the licensed activity are given out.

Section IV ECONOMIC AND ORGANIZATIONAL BASES OF ACTIVITY IN ELECTROENERGY

Article 14. Management by the incorporated power system of Ukraine

The unique centralized controller's technological operatively control system by production, transmission and supply of electric energy operates in the electroenergy of Ukraine. The functions of controller's (technological operatively) management by the incorporated power system of Ukraine are executed by a state enterprise which is determined by the central organ of executive power, that carries out the management in an electroenergy. The centralized controller's (technological operatively) management spreads on subjects of entrepreneurial activity, the objects of electroenergy of which are connected to the incorporated power system of Ukraine.

The structure of state enterprise, that carries out the centralized controller's (technological operatively) management, is determined by the central organ of executive power.

The centralized controller's (technological operatively) management provides for:

planning and operative management by powers of power-stations of Ukraine taking into account the modes of centralized теплопостачання;

planning and control after inhibition of the mode of operations of the incorporated power system of Ukraine;

prevention of emergency situations and liquidation of their consequences in the incorporated power system of Ukraine by support of necessary balance of power and energy, providing of the reliable and permanent functioning of the incorporated power system of Ukraine and its parallel work with the power systems of other states;

development and realization of control after introduction of new systems of протиаварійної automation and defence, and also communication and controller's (technological operatively) management means;

realization of supervision after exploitation of the systems of протиаварійної automation and defence.

All operative commands and orders of state enterprise, that carries out controller's (technological operatively) management in accordance with the legislation of Ukraine, are subject to implicit implementation by all subjects of entrepreneurial activity, the objects of electroenergy of which are connected to the incorporated power system of Ukraine. Interference with controller's (technological operatively) management by the incorporated power system of Ukraine from the side of state organs, political parties and motions and other public organizations is shut out, except for the cases foreseen by the legislation of Ukraine.

Subjects of entrepreneurial activity, the objects of electroenergy of which are connected to the incorporated power system of Ukraine, obliged to give to the state enterprise, that carries out controller's (technological operatively) management, reports and information, foreseen by technical normatively documents.

Article 15. Wholesale market of electric energy of Ukraine

Purchase of all electric energy produced on power-stations, power or volume of vacation of which is anymore than maximum indexes, and also on вітроелектростанціях, regardless of size of the set power or volumes of vacation of electric energy (except for the electric energy, produced on теплоелектроцентралях which enter in the complement of енергопостачальників, for consumption on territory of realization of the licensed activity), and all its wholesale sale is carried out at the wholesale market of electric energy of Ukraine. Functioning of other wholesale markets of electric energy in Ukraine is forbidden.

(part first of the article 15 with the changes borne accordant with Law of Ukraine from 08.06.2000 N 1812-III)

The wholesale market of electric energy of Ukraine is created on the basis of agreement.

The subjects of the economic activity related to are the sides of agreement:

by controller's (technological operatively) management by the incorporated power system of Ukraine;

by production of electric energy on power-stations;

by the transmission of electric energy by main and intergovernmental electric networks;

by the supply of electric energy by single-site (local) electric networks;

by the wholesale supply of electric energy.

(part third of the article 15 is complemented by an indention sixth pursuant to Law of Ukraine from 22.06.2000 N 1821-III)

A purpose and terms of activity, rights, duties and responsibility of sides is determined in an agreement. This agreement agrees with the central organs of executive power, that carry out the management in an electroenergy, by the National commission of adjusting of electroenergy of Ukraine, Antimonopoly committee of Ukraine.

The rules of wholesale market of electric energy of Ukraine are inalienable part of agreement and determine the mechanism of functioning of wholesale market of electric energy of Ukraine, order of distributing of loadings between generating sources, rules of forming of market price on electric energy.

The wholesale market of electric energy of Ukraine functions with inhibition of such requirements:

all subjects of entrepreneurial activity from production and supply of electric energy have an equal access in rights to the wholesale market of electric energy of Ukraine and services of electric networks after the receipt the proper license to a right for realization of these types of activity;

electric energy is for sale and is bought by Rules of wholesale market of electric energy of Ukraine;

prices on electric energy of generating companies and wholesale prices are determined by Rules of wholesale market of electric energy of Ukraine;

all participants of wholesale market of electric energy enter into contracts of purchase-sale of electric energy with the subject of entrepreneurial activity, which carries out the wholesale supply of electric energy in accordance with an agreement, which the wholesale market of electric energy is created on the basis of;

(part sixth of the article 15 is complemented by an indention fifth pursuant to Law of Ukraine from 22.06.2000 N 1821-III)

payment of cost of electric energy and services bought in in this period by the wholesale supplier of electric energy is provided in every calculation period (months), in an even percent to every енергогенеруючій company (except for вітроелектростанцій) and enterprise which carries out the centralized controller's management by the incorporated power system of Ukraine and transmission of electric energy by main and intergovernmental electric networks. This payment is provided taking into account final payments in accordance with an agreement, which the wholesale market of electric energy is created on the basis of.

(part sixth of the article 15 is complemented by an indention sixth pursuant to Law of Ukraine from 18.01.2005 N 2352-IV)

The article 15^{is a 1}. Order of conducting of calculations at the wholesale market of electric energy

For conducting of calculations for bought in at the wholesale market of electric energy of Ukraine and the used electric energy енергопостачальники which carry out entrepreneurial activity from the supply of electric energy on the fastened territory, their separated subsections and wholesale supplier of electric energy open in establishments of the empowered bank the current accounts with the dedicated mode of the use. For conducting of calculations from debt liquidation for the used electric energy with the use of mechanisms of debt liquidation, certain by Law of Ukraine "About the measures, directed on providing of the permanent functioning of enterprises of fuel and energy complex", енергопостачальники which carry out entrepreneurial activity from the supply of electric energy on the fastened territory, and wholesale supplier of electric energy open in establishment of the empowered bank the current accounts with the dedicated mode of the use for debt liquidation. The list of current accounts with the dedicated mode of the use in the empowered bank for including of facilities for electric energy becomes firmly established and is to відома users by the National commission of adjusting of electroenergy of Ukraine.

(part first of the article 15¹ with the changes borne pursuant to Law of Ukraine from 23.06.2005 N 2711-IV)

Users, which buy electric energy from енергопостачальників which carry out entrepreneurial activity from the supply of electric energy on the fastened territory, the pay is brought in for the electric energy put to them exceptionally on the current account with the dedicated mode of the use of енергопостачальника in the empowered bank. In the case of transfer funds by users for electric energy on other accounts recipients must turn these facilities on the statement of user or on own initiative in a three-day term from the moment of their receipt. In the case of failure to return to the user in this term of the facilities prepaid on other, not on the current accounts with the dedicated mode of the use, these sums are subject to the exception in the State budget of Ukraine as approval for perfect offence is not set off as payment of electric energy. Including of facilities in the State budget of Ukraine does not free their recipient from returning of these facilities to the user of electric energy.

Facilities from the current accounts with the dedicated mode of the use of енергопостачальників which carry out entrepreneurial activity from the supply of electric energy on the fastened territory are transferred pursuant to the algorithm of wholesale market of electric energy exceptionally on:

current account with the dedicated mode of the use of wholesale supplier of electric energy;

current account of enterprise which carries out the transmission of electric energy by single-site (local) electric networks;

current account of енергопостачальника;

current account with the dedicated mode of the use for debt liquidation of wholesale supplier of electric energy.

(part third of the article 15¹ it is complemented by an indention fifth pursuant to Law of Ukraine from 23.06.2005 N 2711-IV)

Facilities for the electric energy bought in at the wholesale market of electric energy, by all енергопостачальниками is transferred exceptionally on the current account with the dedicated mode of the use of wholesale supplier of electric energy.

From the current account with the dedicated mode of the use of wholesale supplier of electric energy the noted facilities are sent exceptionally:

to the енергогенеруючим companies and other subjects of entrepreneurial activity, which carry out the sale of electric energy to the wholesale supplier of electric energy;

to the enterprise which carries out controller's management by the incorporated power system and transmission of electric energy by main electric networks;

on the current account of wholesale supplier of electric energy;

to other persons which have a right to the receipt of facilities from the investment constituent of wholesale tariff on electric energy, ratified by the National commission of adjusting of electroenergy of Ukraine, in that number on the common financing of development of untraditional electric energy sources.

Facilities, which act on the current accounts with the dedicated mode of the use for debt liquidation of енергопостачальників which carry out entrepreneurial activity from the supply of electric energy on the fastened territory, and wholesale supplier of electric energy for conducting of calculations from debt liquidation for the used electric energy with the use of mechanisms of debt liquidation, certain by Law of Ukraine "About the measures directed on providing of the permanent functioning of enterprises of fuel and energy complex", is transferred pursuant to the separate algorithms of wholesale market of electric energy, set by the National commission of adjusting of electroenergy of Ukraine.

(article 15¹ it is complemented by a new part sixth pursuant to Law of Ukraine from 23.06.2005 N 2711-IV, in this connection parts sixth are ninth to consider accordingly parts seventh - tenth)

Terms about payment of electric energy by facilities and about opening of current account with the dedicated mode of the use of wholesale supplier of electric energy (енергопостачальника, that carries out entrepreneurial activity from the supply of electric energy on the fastened territory) are the obligatory conditions of the agreement of purchase-sale of electric energy between the wholesale supplier of electric energy and енергопостачальником (agreement on the supply of electric energy between енергопостачальником, that carries out entrepreneurial activity from the supply of electric energy on the fastened territory, and user).

The wholesale supplier of electric energy is under an obligation to provide daily information of participants of wholesale market of electric energy and organs of executive power about the state of conducting of calculations at the wholesale market of electric energy.

On the current accounts with the dedicated mode of the use there can not be appeal the penalty on the obligations of participants of wholesale market of electric energy.

Operations on the current accounts with the dedicated mode of the use are not subject to the halt.

(A law is complemented by the article 15¹ pursuant to
By the law of Ukraine from 22.06.2000 N 1821-III)

(position of the article 15¹ it is acknowledged such, that answers
Constitution of Ukraine (it is constitutional) in part of the set order of
calculations at the wholesale market of electric power through the
distributive accounts in the empowered bank in obedience to the
decision Constitutional Court of Ukraine from 12.02.2002 N 3-
пп/2002)

(action of the article 15¹ it is stopped on 2005 year in relation to
determination of the empowered bank for maintenance of current
accounts with the dedicated mode of the use of participants of
wholesale market of electric energy in part of conducting of
calculations certain by the article 35 of Law of Ukraine from
23.12.2004 N 2285-IV, pursuant to Law of Ukraine from 23.12.2004
N 2285-IV)

(action of the article 15¹ it is stopped on 2005 year in relation to
determination of the empowered bank for maintenance of current
accounts with the dedicated mode of the use of participants of
wholesale market of electric energy in part of conducting of
calculations certain by the article 39 of Law of Ukraine from
25.03.2005 N 2505-IV, pursuant to Law of Ukraine from 25.03.2005
N 2505-IV)

Article 16. Antimonopoly limitations

To the subjects of entrepreneurial activity, the relations of which are regulated by this Law, pursuant to Law of Ukraine "About defence of economic competition" is forbidden to carry out monopolistic activity in some form, except for the cases foreseen by the legislation of Ukraine.

(part first of the article 16 with the changes borne
pursuant to Law of Ukraine from 20.11.2003 N 1294-IV)

Subjects of entrepreneurial activity, which carry out production, transmission or supply of electric energy and acknowledged in accordance with established procedure such, that occupy monopolistic (dominant) position at the market of electric energy, can not halt the activity or diminish its volume with the purpose of creation of deficit of electric energy, if the necessity of such limitation is not set by the legislation of Ukraine.

(part second of the article 16 with the changes borne
pursuant to Law of Ukraine from 20.11.2003 N 1294-IV)

Article 17. General principles of establishment of tariffs on energy

Forming of wholesale tariffs on electric energy is carried out at the wholesale market of electric energy of Ukraine pursuant to an agreement. Wholesale tariffs can foresee charges on the common financing of development of untraditional electric energy sources. On financing

of building of wind power-stations pursuant to the Complex program of building of wind power-stations the having a special purpose raise in a size is set a 0,75 percent to the operating tariff on electric energy, that is for sale the producers of electric energy at the wholesale market of electric energy of Ukraine, except for electric power produced by skilled когенераційними options.

(part first of the article 17 with the changes borne accordant with Laws of Ukraine from 08.06.2000 N 1812-III, from 05.04.2005 N 2509-IV)

The suggested retail price on electric energy is formed by енергопостачальниками pursuant to terms and rules of course of business from the supply of electric energy.

Tariffs on the transmission and supply of electric energy by the local (local) electric systems are regulated by the National commission of adjusting of electroenergy of Ukraine.

Amends of енергопостачальників from the grant of privileges from payment for the used electric energy to the separate categories of domestic users is made due to sources, certain by legislative acts which foresee the proper privileges.

Forming of prices on the electric energy produced on теплоелектроцентралях and other options with the combined production of electric and thermal energy is carried out taking into account tariffs on thermal energy. Adjusting of tariffs on the electric energy produced on wind power-stations is carried out by the National commission of adjusting of electroenergy of Ukraine.

(part fifth of the article 17 with the changes borne accordant with Laws of Ukraine from 08.06.2000 N 1812-III, from 02.06.2005 N 2633-IV)

Adjusting of tariffs on the thermal energy, produced on теплоелектроцентралях, other options with the combined production of electric and thermal energy, is carried out by the National commission of adjusting of electroenergy of Ukraine.

(part sixth of the article 17 in the release Law of Ukraine from 02.06.2005 N 2633-IV)

Enterprises, which supply with electric energy by networks which are not their own, must buy electric energy at the wholesale market of electric energy of Ukraine and bring in the pay for the use by single-site (local) electric networks. Supply of electric energy to the users by the noted enterprises is carried out on tariffs which are stipulated in agreements on the supply of electric energy.

Article 18. Planning, building and reconstruction of objects of electroenergy

Planning and building (new building, expansion, reconstruction and technical retooling) of objects of electroenergy is carried out on the basis of legislation about building. The equipment of objects of electroenergy is carried out on tender bases.

(part first of the article 18 with the changes borne pursuant to By the law of Ukraine from 15.05.2003 N 741-IV)

Financing of capital building, reconstructions and maintenances of the objects intended for the general necessities of enterprises of electroenergy and enterprises of other industries, is carried out due to customers (proprietors) and users of these objects.

In the case of building or reconstruction of buildings, roads, bridges, other objects of work, related to organization and transference of air and underground electric networks, thermal networks and other objects of electroenergy, is executed by the customers of building and reconstruction in accordance with the ratified project-estimate document and requirements of the proper norms and under the control the proprietors of buildings or networks of electroenergy.

Article 19. Guard of objects of electroenergy

Especially important objects of electroenergy, the list of which is determined by the central organs of executive power, that carry out the management in an electroenergy, and becomes firmly established Cabinet of Ministers of Ukraine, is guarded by the department militarized guard in co-operation with the specialized subsections of other departments.

The guard of other objects of electroenergy is carried out pursuant to the legislation of Ukraine.

On the objects of electroenergy the special mode of admittance is set.

The personnel of the department militarized guard of objects of electroenergy is provided by a shooting-iron and special facilities of self-defence. Application of shooting-iron, and also special facilities of self-defence is regulated by the legislation of Ukraine.

The personnel of the department militarized guard is provided by a service dress due to the enterprises of electroenergy.

In the protective areas of electric networks, and also other especially important objects of electroenergy operate the limitations foreseen by the legislation of Ukraine in relation to the use of earths.

Nuclear power plants are guarded in accordance with Law of Ukraine "About the use of nuclear energy and radiation safety" and Law of Ukraine "About physical defence of nuclear installations, nuclear materials, radio-active wastes, other sources of ionizing radiation".

(part seventh of the article 19 with the changes borne pursuant to Law of Ukraine from 15.05.2003 N 747-IV)

Article 19^{of a 1}. Setting of the special mode of guard on territory of the restricted area and controlled area of гідроелектротехнічних buildings

On territory of the restricted area and controlled area of гідроелектротехнічних buildings the special mode of guard is set.

Access of extraneous persons and all types of transport on this territory is possible only in the order set by the proprietor of гідроелектротехнічних buildings or organ empowered by him.

Implementation by the extraneous persons of works on territory of the restricted area of гідроелектротехнічних buildings is carried out to all right set by Cabinet of Ministers of

Ukraine, and on territory of the controlled area of гідроелектротехнічних buildings - in the order set by the proprietor of гідроелектротехнічних buildings or organ empowered by him.

Territory of the restricted area and controlled area of гідроелектротехнічних buildings is guarded by the department militarized guard. On territory of the restricted area of гідроелектротехнічних buildings operates the special (внутрішньооб'єктний and перепускний) mode.

The features of the mode of territory of the restricted area and controlled area of гідроелектротехнічних buildings are determined by Cabinet of Ministers of Ukraine.

(A law is complemented by the article 19¹ pursuant to
By the law of Ukraine from 25.11.2003 N 1330-IV)

Article 20. Guard of natural environment

The enterprises of electroenergy must restrain the requirements of legislation about the guard of natural environment, to carry responsibility for his violation and carry out the technical and organizational measures directed on diminishment of the harmful influencing of objects of electroenergy on a natural environment.

In the case of violation of legislation about the guard of natural environment of decision about limitation, temporal prohibition (stop) or stopping of activity of the electric stations, main and intergovernmental electric networks is accepted by Cabinet of Ministers of Ukraine.

Decision about limitation, temporal prohibition (stop) or stopping of activity of other objects of electroenergy adopt the local organs of executive power and organs of local self-government and the organs of executive power in industry of guard of natural environment within the limits of their jurisdiction foreseen by the legislation of Ukraine are specially empowered on it.

For providing of safety of population, that lives in the district of location of objects of electroenergy, санітарно-захисні areas are set, sizes and order of the use of which are determined in legal normatively acts and projects of these objects ratified in the set order.

All types of economic activity in санітарно-захисних areas, settled by the mode of their use, can be carried out only on the concordance with the proprietor of object of electroenergy or organ empowered by him.

With the purpose of prevention of origin of extraordinary situations of техногенного and natural character through stopping of електропостачання to the users for them the ecological armour of електропостачання is set.

(the article 20 is complemented by part sixth pursuant to
By the law of Ukraine from 19.06.2003 N 982-IV)

Financing of ecological armour of електропостачання at non-payment or incomplete payment for used electric power by users which have such armour, is carried out from state or local budgets. Cabinet of Ministers of Ukraine asserts the order of drafting of list of users and their equipment, which the ecological armour of електропостачання is to be set for.

(the article 20 is complemented by part seventh pursuant to
By the law of Ukraine from 19.06.2003 N 982-IV)

Article 21. Features of terms of labour in an electroenergy

Enterprises, establishments and organizations of electroenergy, are under an obligation to provide completing of workplaces by highly skilled shots, constantly to promote their qualification, guarantee reliable social defence.

Workers which provide production processes in an electroenergy, obliged to pass the special preparation and verification of knowledges (attestation) pursuant to the legislation, including the legal normatively acts of Ministry of energy of Ukraine, other ministries and departments.

The list of such specialities and positions becomes firmly established Ministry of energy of Ukraine and agrees with the Statutory broker of Ukraine on the supervision after a labour protection.

Admittance to work of workers of electroenergy, which did not pass the proper preparation, is forbidden.

Charges on preparation and retraining of shots, maintenances of the specialized educational-training and co-ordinating of particular a branch centers belong on the gross charges of production and appeal.

Verification of knowledges (attestation) of personnel is carried out due to facilities of proprietors of objects of electroenergy.

To the workers of basic professions, busy on the enterprises of electroenergy, the raise to the tariff rate or post salary for continuous experience of work in an electroenergy in accordance with an order can be set, that becomes firmly established Cabinet of Ministers of Ukraine, with taking of charges on the gross charges of production and appeal. Personnel of power plants, which is in the affected zone of radiation, thermal and electromagnetic radiation, and also other harmful and dangerous factors, is subject to the special medical inspection and obligatory insurance due to facilities of enterprises.

Creation of workplaces for employment of invalids is carried out by the enterprises of electroenergy in a size four percents from the quantity of workers busy in uncommercial production.

Article 22. Strikes on the enterprises of electroenergy

The strikes on the enterprises of electroenergy are forbidden in the cases when they can result in violation of constancy of the incorporated grid of Ukraine or теплопостачання in a fall-winter period.

Article 23. Providing of energy supply in the conditions of the extraordinary state and special period

In the case of introduction of the extraordinary state in accordance with Law of Ukraine "About the extraordinary state" of enterprise, establishment and organization of electroenergy, located in localities, where the extraordinary state is entered, obliged to execute the orders of organs, which carry out the measures of the extraordinary state on the proper territory in relation to the energy supply of users, regardless of terms of concluded treaties.

In the case of introduction of the special period the subjects of electroenergy operate pursuant to Law of Ukraine "About mobilization preparation and mobilization", by Statute about

mobilization preparation of national economy of Ukraine and legal normatively acts of central organs of executive power, which carry out the management in an electroenergy, that regulate functioning of electroenergy in the conditions of the special period.

Article 24. Rights, duties and responsibility of енергопостачальників

(name of the article 24 in the release of Law
Ukraine from 19.06.2003 N 982-IV)

Енергопостачальники co-ordinates with the proper user the size of ecological armour of електропостачання, which is to be ratified by the State inspection from the power supervision after the modes of consumption of electric and thermal energy. In the case of no achievement of consent between an user and енергопостачальником in relation to the size of ecological armour of електропостачання final decision is made the State inspection from the power supervision after the modes of consumption of electric and thermal energy.

(the article 24 is complemented by a new part first
pursuant to Law of Ukraine from 19.06.2003 N 982-IV)

Енергопостачальники has a right on condition of incomplete payment by the user of the used electric energy to limit his electro-consumption to the level of ecological armour of електропостачання or in default of such fully to halt електропостачання to the user.

(the article 24 is complemented by a new part second
pursuant to Law of Ukraine from 19.06.2003 N 982-IV)

Order of limitation of electro-consumption of users to the level of ecological armour of електропостачання or complete freezing to them електропостачання is set by Cabinet of Ministers of Ukraine.

(the article 24 is complemented by a new part third
pursuant to Law of Ukraine from 19.06.2003 N 982-IV)

Енергопостачальники has a right to compensation of part of cost of electric energy unpaid by an user, that is supplied to him at the level of ecological armour of електропостачання, due to facilities of state or local budgets.

(the article 24 is complemented by a new part fourth
pursuant to Law of Ukraine from 19.06.2003 N 982-IV,
in this connection to count parts first are seventh
accordingly by parts fifth - eleventh)

Енергопостачальники are under an obligation to provide the reliable supply of electric energy pursuant to the terms of licenses and agreements.

Енергопостачальники which carry out the supply of electric energy on the fastened territory has no authority to say no to the user which is located on this territory, in the conclusion of treaty on the supply of electric energy.

(part sixth of the article 24 in the release
Law of Ukraine from 22.06.2000 N 1821-III)

Енергопостачальники which carry out activity from the transmission of electric energy with the use of own networks, obliged to provide equal access in rights to these networks of all subjects of entrepreneurial activity, that got in accordance with established procedure a license to realization of the proper type of activity and concluded a treaty on the transmission of electric energy.

Енергопостачальники which carry out the supply of electric energy on the fastened territory carries responsibility for violation of terms and rules of realization of the licensed activity taking into account the improper conducting of calculations with the wholesale supplier of electric energy, and also with the subject of entrepreneurial activity, that carries out the transmission of electric energy proper to енергопостачальнику, in the case when electric energy is supplied networks which are not his own.

(part eighth of the article 24 in the release
Law of Ukraine from 22.06.2000 N 1821-III)

Енергопостачальники, which теплоелектроцентралі enters in the complement of, carries out the supply of energy above all things on territory of realization of the licensed activity.

Енергопостачальники carries responsibility before the users of electric energy in size of double cost of недовідпущеної electric energy in the case of breaking of електропостачання through fault of енергопостачальника (pursuant to the conditions of the agreement on the use by electric energy).

(part tenth of the article 24 with the changes borne
pursuant to Law of Ukraine from 23.06.2005 N 2706-IV)

In the case of vacation of electric energy, the parameters of quality of which are out of scopes of the indexes marked in an agreement on the use by electric energy, енергопостачальник carries responsibility in size of twenty five percents of such electricity charges.

Енергопостачальник does not carry responsibility for the property harm, caused to the user or third persons as a result of stopping or limitation of електропостачання carried out in the set order.

(the article 24 is complemented by a new part twelfth
pursuant to Law of Ukraine from 19.06.2003 N 982-IV,
in this connection to consider part eighth part thirteenth)

In the case of violation by енергопостачальником which carries out the supply of electric energy on the fastened territory, terms and rules of realization of the licensed activity from the supply of electric energy and other duties foreseen by this Law, taking into account the obligation in relation to providing of defence of rights for the users of electric energy and conducting of calculations for the electric energy bought in by енергопостачальником, and also with the subject of entrepreneurial activity, which carries out the transmission of electric energy proper to енергопостачальнику, the National commission of adjusting of electroenergy of Ukraine applies such approvals to such енергопостачальника:

warning;

fine;

setting of the temporal managing (administrations);

stop of action of license to the course of business from the supply of electric energy on the proper territory;

cancellation of license to the course of business from the supply of electric energy on the proper territory.

(the article 24 is complemented by part thirteenth accordant with Law of Ukraine from 22.06.2000 N 1821-III)

Article 25. Rights for the users of electric energy

The users of electric energy have a right on:

connecting to the electric network in the case of implementation of rules of the use by electric energy;

choice of supplier of electric energy;

receipt of information on quality of electric energy, prices, order of payment, terms and modes of its consumption;

receipt of electric energy, high-quality descriptions of which are certain by state standards;

reimbursement of the losses caused as a result of violation of his rights, pursuant to the legislation.

Defence of rights for the users of electric energy, and also mechanism of realization of defence of these rights, is regulated by this Law, laws of Ukraine "About defence of rights for users", "About defence of economic competition", "About енергозбереження", by other legal normatively acts.

(part second of the article 25 with the changes borne pursuant to Law of Ukraine from 20.11.2003 N 1294-IV)

Article 26. Duties and responsibility of users of energy

Consumption of energy is possible only on the basis of agreement with енергопостачальником.

The user of energy is under an obligation to restrain temper requirements of technical normatively documents and agreement about the supply of energy.

Safe exploitation of power plants of user and their proper technical state is provided by an user.

The user of energy carries responsibility for violation of conditions of the agreement with енергопостачальником and rules of the use by electric and thermal energy and implementation of orders of state inspections from the power supervision after the modes of consumption of electric and thermal energy pursuant to the legislation of Ukraine. The rules of the use by electric and thermal energy for the population become firmly established Cabinet of Ministers of Ukraine.

Users (except for the population, професійно-технічних educational establishments and more higher educational establishments And - the IV levels of accreditation of state and communal patterns of ownership) in the case of consumption of electric energy over a contractual size for calculation period pay the double cost of difference of the actually used and contractual size to енергопостачальникам .

(part fifth of the article 26 with the changes borne pursuant to Laws of Ukraine from 11.09.2003 N 1158-IV, from 14.12.2004 N 2229-IV, from 23.06.2005 N 2706-IV)

In the case of exceeding of contractual size of power users (except for the population, професійно-технічних educational establishments and more higher educational establishments And - the IV levels of accreditation of state and communal patterns of ownership) pay to енергопостачальникам the double cost of difference between most size of power, that is fixed during a calculation period, and contractual size of power.

(part sixth of the article 26 with the changes borne pursuant to Laws of Ukraine from 11.09.2003 N 1158-IV, from 14.12.2004 N 2229-IV, from 23.06.2005 N 2706-IV)

User which electric energy is supplied to енергопостачальником, that carries out entrepreneurial activity from the supply of electric energy on the fastened territory, obliged to pay its cost by exceptionally facilities by their enumeration on the current account with the dedicated mode of the use of енергопостачальника. In the case of conducting by the user of calculations in other forms and/or payment of facilities on other accounts such facilities are not taken into account as payment of the used electric energy.

(the article 26 is complemented by part seventh accordant with Law of Ukraine from 22.06.2000 N 1821-III)

On condition of incomplete payment for the used electric energy an user is under an obligation to limit own electro-consumption to the level of ecological armour or fully to halt him in the case of absence of such.

(the article 26 is complemented by part eighth accordant with Law of Ukraine from 19.06.2003 N 982-IV)

An user provides unimpeded access of responsible representatives of енергопостачальника, enterprise, that carries out the transmission of electric energy, to own electric options for the control after the level of consumption of electric energy, and also for implementation disconnections and limitations of consumption in accordance with the set order. In the case of obstacle in access of the noted representatives to electric options of user the public servants of such user carry responsibility in accordance with a law.

(the article 26 is complemented by part ninth accordant with Law of Ukraine from 19.06.2003 N 982-IV)

Article 27. Responsibility for violation of legislation about an electroenergy

Offence in an electroenergy results in set by the legislation of Ukraine civil, administrative and criminal responsibility.

Offences are in an electroenergy:

theft of electric and thermal energy, wilful connecting to the objects electroenergy and consumptions of energy without the devices of account;

(indentation second of part second of the article 27 with the changes borne pursuant to Laws of Ukraine from 31.05.2005 N 2598-IV, from 23.06.2005 N 2706-IV)

damage of devices of account;

розкомплектування and damage of objects of electroenergy, theft of property of these objects;

creation of obstacles in realization of state power supervision and in execution the works related to maintenance of objects of electroenergy;

(indentation fifth of part second of the article 27 in the release Law of Ukraine from 23.06.2005 N 2706-IV)

violation of rules of guard of electric networks;

violation of rules of the use by energy;

violent actions which hinder to the operative personnel and public servants of objects of electroenergy to discharge the official duties;

unproviding by energy of users which shut out violations of the duties before енергопостачальниками.

(indentation ninth of part second of the article 27 with the changes borne pursuant to Law of Ukraine from 23.06.2005 N 2706-IV)

The subjects of economic activity carry responsibility for offence in an electroenergy:

for no serve of information or presentation of the завідомо unreliable information, foreseen in licenses to production, transmission or supply of electric energy and in legal normatively acts which regulate the question of functioning of the incorporated power system of Ukraine and consumption of energy, is fine in the size of to one thousand untaxed minimums of profits of citizens;

for deviation from implementation or ill-timed implementation of decisions or orders of the National commission of adjusting of electroenergy of Ukraine, State inspection from exploitation of the electric stations and networks, State inspection from the power supervision after the modes of consumption of electric and thermal energy and violation of terms of licenses is fine in the size of to five thousand untaxed minimums of profits of citizens.

National commission of adjusting of electroenergy of Ukraine, state inspectors from exploitation of the electric stations and networks, state inspectors from the power supervision

after the modes of consumption of electric and thermal energy on the basis of act of verification, designed in accordance with established procedure, at presence of the violations foreseen by this article, give out within the limits of the jurisdiction to the subjects of economic activity of decision about imposition of fines after the set form.

The appeal of actions in relation to накладення of fines is carried out in a judicial order.

Sums of стягнених fines are set off in the State budget of Ukraine.

Approvals foreseen by part eighth of the article 24, by parts third, fourth and fifth the articles 26 and part third of this article, is used to all right set by Cabinet of Ministers of Ukraine.

(part seventh of the article 27 in the release
Law of Ukraine from 22.06.2000 N 1821-III)

Citizens and official persons carry administrative responsibility for deviation from implementation or ill-timed implementation of orders of the State inspection from the power supervision after the modes of consumption of electric and thermal energy as a fine in the size of to five untaxed minimums of profits of citizens in the order set by a law.

(part eighth of the article 27 with the changes borne
pursuant to Law of Ukraine from 23.06.2005 N 2706-IV)

The legislation of Ukraine can set responsibility and for other types of offences in an electroenergy.

The use of objects of electroenergy with a purpose, that conflicts with interests of safety of man and state, violates a public peace, is forbidden. In the case of violation of these terms of enterprise, establishments and organizations of electroenergy have a right in accordance with established procedure to stop the use by services of objects of electroenergy.

The method of calculation of size of the harm inflicted to енергопостачальнику as a result of theft of electric power is set by Cabinet of Ministers of Ukraine.

(the article 27 is complemented by part eleventh
pursuant to Law of Ukraine from 31.05.2005 N 2598-IV)

Section V INTERNATIONAL COOPERATION

Article 28. International cooperation

The subjects of electroenergy take part in international scientific and technical, external economic and other forms of international cooperation in accordance with the government programs, international agreements of Ukraine and legislation of Ukraine.

Article 29. International agreements

If by an international agreement, the participant of which there is Ukraine, other rules are set, than those that is foreseen by the legislation of Ukraine about an electroenergy, the rules of international agreement are used.

Section VI

EVENTUAL STATUTES

1. This Law goes into effect from the day of his publishing.

2. Cabinet of Ministers of Ukraine to December, 1, 1997:

to give for consideration of Supreme Soviet of Ukraine the project of Law of Ukraine about the features of privatization of state property of enterprises of fuel and energy complex;

to give for consideration of Supreme Soviet of Ukraine suggestions about adduction of legislative acts of Ukraine in accordance with Law of Ukraine "About an electroenergy";

to bring the decision over of Government of Ukraine in accordance with this Law;

to provide the revision and abolition by the ministries and other central organs of executive power of Ukraine of normative acts which conflict with this Law.

3. Cabinet of Ministers of Ukraine:

to January, 1, 1998 to develop normative acts in relation to establishment of low maximum bound of calorie content of coal, that is supplied for thermal power-stations;

to June, 1, 1998 to develop and bring in for consideration of Supreme Soviet of Ukraine the project of Law of Ukraine about bases of functioning of wholesale market of electric energy of Ukraine.

President of Ukraine

Л. КУЧМА

**Kiev
on October, 16, 1997
N 575/97-BP**