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DRAFT submitted by People's
Deputy of Ukraine
O.V. Bondarenko and other
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LAW OF UKRAINE

On Amendments to the Criminal Code of Ukraine Regarding the Prohibition of Sale of Flora and Fauna Objects Protected in Europe

The Verkhovna Rada of Ukraine hereby resolves:

I. To supplement the Criminal Code of Ukraine (Vidomosti Verkhovnoi Rady Ukrainy (VVR), 2001, Nos. 25–26, Article 131, as amended) with a new Article 249-1 as follows:

“Article 249-1. Sale of Flora and Fauna Objects Prohibited from Sale

Sale or exchange, transportation or keeping for sale, as well as offering for sale or exchange, of flora or fauna objects prohibited from sale, removed from the natural environment, from among wild flora and fauna species subject to protection in Europe, except where the act concerns an insignificant quantity of such objects, –

shall be punishable by a fine of one thousand to three thousand non-taxable minimum incomes of citizens, or restriction of liberty for a term of up to three years, or imprisonment for the same term.

2. The same acts, if committed by an official through abuse of official position, or by a group of persons upon prior conspiracy, or by a person previously convicted of a criminal offence provided for in this Article, –

shall be punishable by a fine of three thousand to ten thousand non-taxable minimum incomes of citizens, or restriction of liberty for a term of up to five years, or imprisonment for the same term, with deprivation of the right to hold certain positions or engage in certain activities for a term of up to three years or without such deprivation.

Note. The concept of an “insignificant” quantity of flora or fauna objects as used in this Article shall be determined by the central executive authority responsible for forming state policy in the field of environmental protection.”

II. This Law shall enter into force ten days after the day following the day of its publication.

Chairperson
of the Verkhovna Rada of Ukraine