

# Ukraine

## Stakeholder engagement – template for EITI data collection

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**Period under review:** [2020 – 30.09.2024]

**Validation team:** [Names and emails]

**Deadline for submission:** 30th September 2024

## Introduction

The EITI requires effective multi-stakeholder oversight, including a functioning multi-stakeholder group that involves the government, companies, and the full, independent, active and effective participation of civil society.

The key requirements related to multi-stakeholder oversight include: (1.1) government engagement; (1.2) industry engagement; (1.3) civil society engagement, including [EITI Protocol: Participation of civil society](#), and (1.4) the establishment and functioning of a multi-stakeholder group.

The purpose of this template is to collect information from MSG members about the implementation of these provisions. Parts I to IV of this template should be completed and submitted to the International Secretariat by the commencement of Validation.

Part I: MSG oversight addresses Requirement 1.4.b and should be approved by the MSG before submission to the International Secretariat.

Parts II to IV should be completed by each constituency and submitted to the International Secretariat. These should be shared with the MSG for information.

The Validation team will undertake virtual or in-person consultations to gather additional information. Ahead of the Validation, a public call for stakeholder views will be launched by the International Secretariat.

## Part I: MSG oversight

The objective of this [requirement](#) is to ensure that there is an independent MSG that can exercise active and meaningful oversight of all aspects of EITI implementation that balances the three main constituencies' (government, industry and civil society) interests in a consensual manner. As a precondition for achieving this objective, the MSG must include adequate representation of key stakeholders appointed on the basis of open, fair and transparent constituency procedures, make decisions in an inclusive manner and report to wider constituencies.

### MSG's self-assessment: **Fully met.**

Meetings of the MSG are held in public. Since 2020 and up to now, the three main constituencies of the EITI MSG have been closely cooperating and involved in the process of making and discussing decisions on EITI implementation in Ukraine. The established procedures for the constituency groups were followed without exception, with meetings held by the decision of the Chair of the MSG as needed and at least four times a year.

## MSG members and attendance

### 1. Current MSG members..

Constituency	Full/ alternate member	Member since (MM/YY)	Name	Position	Organisation	Gender	Meetings attended in period under review (dates)
<b>Government Constituency</b>	Full member	14.09.2024	Kolisnyk Mykola	Deputy Minister of Energy of Ukraine, Head of the EITI MSG	Ministry of Energy of Ukraine	Male	23.09.2024
	Full member	24.11.2023	Shumskyi Oleksandr	Head of the Department for Administration of Resource Payments, Rent and Local Taxes and Fees from Legal Entities Department of Tax Administration	State Tax Service of Ukraine	Male	11.12.2023 21.12.2023 26.03.2024 08.05.2024 23.09.2024
	Full member	24.11.2023	Prishchenko Volodymyr	Deputy Head of the Department for Analytical Support of Relationships of Natural Gas Market Participants of the Department for Monitoring and Analysis of Oil and Gas Markets Development Department for the regulation of relations in the oil and gas sector	National Commission for State Regulation of Energy and Public Utilities	Male	11.12.2023 26.03.2024 08.05.2024 24.05.2024 23.09.2024
	Full member	24.11.2023	Radchenko Yuliia	Head of the Circular Economy and Subsoil Use Department of the Ministry of Environmental Protection and Natural Resources of Ukraine	Ministry of Environmental Protection and Natural Resources of Ukraine	Female	11.12.2023 21.12.2023 08.05.2024 24.05.2024 23.09.2024
	Full member	24.11.2023	Kamasa Mykhailo	Head of the Sector for Media Relations, IT Systems Support and International Cooperation	The State Service of Geology	Male	11.12.2023 21.12.2023 26.03.2024 24.05.2024 23.09.2024
<b>Companies Constituency</b>	Full member	24.11.2023	Maksymchuk Petro	Deputy Head of the Secretariat of the Scientific and Technical Council on Subsoil Use	Naftogaz of Ukraine NJSC	Male	11.12.2023 21.12.2023 26.03.2024

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Constituency	Full/ alternate member	Member since (MM/YY)	Name	Position	Organisation	Gender	Meetings attended in period under review (dates)
				Naftogaz of Ukraine NJSC			08.05.2024 24.05.2024 23.09.2024
	Full member	24.11.2023	Kushil Volodymyr	Head of the Central Government Relations Sector Ukrgezvydobuvannya JSC	Ukrgezvydobuvannya a JSC	Male	11.12.2023 21.12.2023 26.03.2024 08.05.2024 24.05.2024 23.09.2024
	Full member	24.11.2023	Borzhemskaya Yuliia	Regulatory Policy Manager DTEK Oil&Gas LLC	DTEK Oil&Gas LLC	Female	11.12.2023 21.12.2023 26.03.2024 24.05.2024 23.09.2024
	Full member	24.11.2023	Andriiko Oksana	Leading expert in tax accounting Ukrnafta PJSC	Ukrnafta PJSC	Female	11.12.2023 23.09.2024
	Full member	24.11.2023	Proshchenko Serhii	Public Relations Manager Natural Resources PrJSC	Natural Resources PrJSC	Male	11.12.2023 21.12.2023 26.03.2024 08.05.2024 24.05.2024 23.09.2024
	Alternate member	24.11.2023	Saramaha Roman	Director of Zavalivskiy Graphite LLC	Zavalivskiy Graphite LLC	Male	08.05.2024 24.05.2024
Civil Society Constituency	Full member	24.11.2023	Pavlenko Olena	President of Dixi Group NGO, Deputy Head of the EITI MSG	NGO "Dixi Group"	Female	11.12.2023 21.12.2023 08.05.2024 24.05.2024
	Full member	24.11.2023	Khauliak Olha	Head of the NGO "Agency for Development and Cooperation"	NGO "Agency for Development and Cooperation"	Female	11.12.2023 21.12.2023 26.03.2024 08.05.2024 24.05.2024 23.09.2024

Constituency	Full/ alternate member	Member since (MM/YY)	Name	Position	Organisation	Gender	Meetings attended in period under review (dates)
	Full member	24.11.2023	Orlovskiy Oleksii	Director of the Program “Democracy and Good Governance” of the International Renaissance Foundation	Program “Democracy and Good Governance” of the International Renaissance Foundation	Male	11.12.2023 21.12.2023 26.03.2024 08.05.2024 24.05.2024 23.09.2024
	Full member	24.11.2023	Mykyta Orest	Chairman of the public union “Agency of economic development of Yavoriv district”	Public Union “Agency for Local Economic Development of Yavoriv District”	Male	11.12.2023 21.12.2023 26.03.2024 08.05.2024 24.05.2024 23.09.2024
	Full member	24.11.2023	Shestakova Liudmyla	Executive Director of the NGO “Flora”	NGO “Flora”	Female	11.12.2023 08.05.2024 24.05.2024 23.09.2024
	Alternate member	24.11.2023	Maletyn Andrii	Head of the NGO “Stanislav Human Rights Group”	NGO “Stanislav Human Rights Group”	Male	08.05.2024 24.05.2024 23.09.2024
	Alternate member	24.11.2023	Peretiatko Nataliia	Representative of NGO “New Energy”	NGO “New Energy”	Female	23.09.2024

2. Changes in membership in the period under review and the reason behind each change. (I.e. if there are people who have been members in the period under review but no longer are) Please fill out the table below. Add rows when necessary.

Constituency	Name of former member	End of MSG membership (MM/YY)	Reason for membership ending	Replaced by
Government Constituency	Hrynychuk Svitlana	06.09.2024	Resignation from the position of Deputy Minister	Deputy Minister of Energy of Ukraine Kolisnyk Mykola
	Pidkomorna Yuliia	01.08.2023	Resignation from the position of Deputy Minister	no replacement
	Kuznietsova Inna	24.11.2023	Expiration of the mandate of EITI MSG member	no replacement
	Kamasa Mykhailo	24.11.2023	Expiration of the mandate of EITI MSG member	no replacement
	Shumskyi Oleksandr	24.11.2023	Expiration of the mandate of EITI MSG member	no replacement
Companies Constituency	Maksymchuk Petro	24.11.2023	Expiration of the mandate of EITI MSG member	no replacement
	Kushil Volodymyr	24.11.2023	Expiration of the mandate of EITI MSG member	no replacement
	Brodskyi Andrii	24.11.2023	Expiration of the mandate of EITI MSG member	no replacement
	Ilto Roman	24.11.2023	Expiration of the mandate of EITI MSG member	no replacement
Civil Society Constituency	Pavlenko Olena	24.11.2023	Expiration of the mandate of EITI MSG member	no replacement
	Khauliak Olha	24.11.2023	Expiration of the mandate of EITI MSG member	no replacement
	Orlovskyi Oleksii	24.11.2023	Expiration of the mandate of EITI MSG member	no replacement
	Fylenko Vitalii	24.11.2023	Expiration of the mandate of EITI MSG member	no replacement

### 3. MSG working groups and technical committees.

After extensive discussions, in December 2023, the EITI MSG has decided to establish 4 working subgroups.

#### Subgroups:

- **Subgroup 1 - Improving the legislative and regulatory framework for EITI implementation.**

The working subgroup composition

<b>Head of the subgroup:</b>	Olena Pavlenko
<b>Participants:</b>	Volodymyr Kushil Petro Maksymchuk Svitlana Hrynychuk Volodymyr Prishchenko Oleksandr Shumskyi Yuliia Radchenko Oksana Andriiko
<b>Observers</b>	Marian Herula Svitlana Mizina Larysa Mykytko

- **Subgroup 2 - Planning, monitoring, evaluation and preparation for validation**

The working subgroup composition

<b>Head of the subgroup:</b>	Oleksii Orlovskyi
<b>Participants:</b>	Olena Pavlenko Orest Mykyta Svitlana Hrynychuk Serhii Proshchenko Olha Khauliak
<b>Observers</b>	Marian Herula Svitlana Mizina Oksana Kolosova

- **Subgroup 3 - Development of the EITI Portal and data access**

The working subgroup composition

<b>Head of the subgroup:</b>	Mykhailo Kamasa
<b>Participants:</b>	Kushil Volodymyr Petro Maksymchuk Liudmyla Shestakova Yuliia Borzhemska Oleksandr Shumskyi
<b>Observers:</b>	Marian Herula Svitlana Mizina Nataliia Peretiatko Zuzanska Olha

- **Subgroup 4 - Analysis of current implementation issues (beneficial ownership, energy transition, regional level)**



The working subgroup composition	
<b>Head of the subgroup:</b>	not defined
<b>Participants:</b>	Olha Khauliak Yuliia Radchenko Orest Mykyta Liudmyla Shestakova Yuliia Borzhemska
<b>Observers:</b>	Andrii Maletyn Svitlana Mizina Nataliia Peretiatko Viktoriiia Hnatovska

#### Regulatory basis of the MSG Subgroups:

1. [The Law of Ukraine](#) “On Ensuring Transparency in Extractive Industries” No. 2545-VII dated 18.09.2018.
2. [Order of the Ministry of Energy](#) of Ukraine No. 228 “On Amendments to the Regulation on the Multilateral Group for the Implementation of the Extractive Industries Transparency Initiative” dated 27.07.2023.
3. Ukraine EITI [Work Plan](#) 2023
4. [Minutes](#) of the EITI MSG meeting dated 11.12.2024.
5. [Minutes](#) of the EITI MSG meeting dated 21.12.2024.

#### Availability in the public domain:

1. UA EITI Secretariat – [Minutes of the EITI MSG](#)
2. Annual Progress Report 2023

## MSG Terms of Reference and practices

#### 4. Link(s) to publicly available MSG Terms of Reference and/or other documents containing the provisions of Requirement 1.4.b.

The latest MSG Terms of Reference of Ukraine EITI Multi-Stakeholder Group (MSG) is available:

1. On the official website of the Ukraine Parliament - [Order of the Ministry of Energy](#) of Ukraine No. 228 “On Amendments to the Regulation on the Multilateral Group for the Implementation of the Extractive Industries Transparency Initiative” dated 27.07.2023.
2. On the official website of the Ministry of Energy of Ukraine Order of the [Ministry of Energy of Ukraine](#) No. 228

The latest composition of the MSG is available:

1. On the official website of the Ministry of Energy of Ukraine - [Order of the Ministry of Energy of Ukraine](#) No. 356 “On Amendments to the Regulation on the Multilateral Group for the Implementation of the Extractive Industries Transparency Initiative” dated 24.11.2023
2. Since 14 September 2024 Deputy Minister of the Ministry of Energy of Ukraine - Kolisnyk Mykola (In accordance with the Order of the Ministry of Energy No. 351 dated 14.09.2024)
3. On the official website of the [UA EITI](#)

UA ETI work plan 2023.

1. On the official website of the UA EITI Secretariat – [Work Plan 2023](#)

**5. Date of MSG approval of its latest Terms of Reference or similar document containing the provisions under EITI Requirement 1.4.b.**

Last changes were approved by UA EITI MSG on 21.12.2022 and documented in the [minutes](#).

6. MSG's policies and practices. Please fill out the table below.

Elements of MSG Terms of Reference (1.4.b)		
	<p>Where is the policy documented?</p> <p>In the <a href="#">Terms of Reference</a> of the Ukraine EITI MSG</p>	<p><i>Briefly describe practices in the period under review. Please explain any discrepancies between the ToR and the practice.</i></p> <p>During the period under review, the MSG activities generally corresponded to the defined MSG Terms of Reference</p> <p>The reporting period coincided with security restrictions on face-to-face meetings due to the war in Ukraine. For this reason, the discussion of issues or decision-making within the MSG's competence was mainly not conducted in person, but rather through remote discussions, approvals and decision-making via online meetings and electronic means of communication.</p>
The role, responsibilities and rights of the MSG		
Definition of the role, responsibilities and rights of the MSG and its members.	<p>Paragraph 2 Section 2 "Basic principles of activity and responsibilities of the Multilateral Group" of the MSG TOR</p> <p><a href="https://zakon.rada.gov.ua/laws/show/z1376-23#Text">https://zakon.rada.gov.ua/laws/show/z1376-23#Text</a></p>	<p><i>[Have the roles, responsibilities and rights been respected in practice?]</i></p> <p>Yes, the roles and the responsibilities of each stakeholder group have been respected.</p>
Adherence to the EITI Association code of conduct, including addressing conflicts of interest.	<p>Paragraph 1 Section 2 "Basic principles of activity and responsibilities of the Multilateral Group" of the MSG TOR</p>	<p><i>[Has the code of conduct been adhered to in practice? If conflicts of interest have emerged, how have these been addressed?]</i></p> <p>The EITI Association code of conduct has been adhered to in the period covered by this validation.</p> <p>No conflicts of interest have emerged</p>

	<a href="https://zakon.rada.gov.ua/laws/show/z1376-23#Text">https://zakon.rada.gov.ua/laws/show/z1376-23#Text</a>	
<b>Approval of work plans and oversight of implementation</b>		
Approval of annual work plans.	<p>Paragraph 2 Section 2 “Basic principles of activity and responsibilities of the Multilateral Group” of the MSG TOR</p> <p><a href="https://zakon.rada.gov.ua/laws/show/z1376-23#Text">https://zakon.rada.gov.ua/laws/show/z1376-23#Text</a></p>	<p><i>[Did the MSG approve the latest work plan? If yes, when?]</i></p> <p>The MSG discussed and approved the 2023 Workplan at their <a href="#">meeting</a> on 22nd February 2023. Members were able to provide any comments before and after the meeting (technical comments).</p> <p>The UA EITI Workplan 2023 was published on 16th March 2023 on the <a href="#">UA EITI website</a>.</p>
Oversight of the EITI reporting process and engagement in Validation, including approval of Independent Administrator ToRs and EITI Reports.	<p>Paragraph 2 Section 2 “Basic principles of activity and responsibilities of the Multilateral Group” of the MSG TOR</p> <p><a href="https://zakon.rada.gov.ua/laws/show/z1376-23#Text">https://zakon.rada.gov.ua/laws/show/z1376-23#Text</a></p>	<p><i>[Is the MSG providing effective oversight of implementation? Has the MSG approved ToRs and EITI Reports? If yes, when?]</i></p> <p>During the period covered by this validation the MSG have provided effective oversight on all aspects of implementation</p> <p>MSG approval ToRs of Independent Administrator: 22.02.2023</p> <p>MSG approval UA EITI reports: 21.12.2023</p> <p>An overview of the resolutions can be found on the <a href="#">UA EITI Website</a>.</p>
<b>Internal governance rules and procedures</b>		
Inclusive decision-making process throughout implementation, with each constituency being treated as a partner and with the right to table issues.	<p>Section 4 “Work organization of the Multilateral Group, responsibilities of its members” of the MSG TOR</p> <p><a href="https://zakon.rada.gov.ua/laws/show/z1376-23#Text">https://zakon.rada.gov.ua/laws/show/z1376-23#Text</a></p>	<p><i>[Have all MSG members been able to table issues for discussion in practice?]</i></p> <p>All MSG members can table issues in MSG meetings as well as in other meetings. For MSG meetings, the representative of the UA EITI Secretariat prepares an agenda draft and sends it to MSG members in advance.</p> <p>All MSG members and its alternates have the right to propose changes to the agenda or make a statement in block “other issues”.</p> <p>During the MSG meetings all members have an equal right to speak.</p>
Procedures for nominating and changing multi-	Section 3 “Composition of the Multilateral Group and the	<p><i>[Indicate the practice in Part I and in constituency-specific questionnaires.]</i></p> <p>The multi-stakeholder group is formed as follows:</p> <ul style="list-style-type: none"> <li>• five representatives of central executive authorities.</li> </ul>

<p>stakeholder group representatives, incl. alternates</p>	<p>procedure for its formation” of the MSG TOR</p> <p><a href="https://zakon.rada.gov.ua/laws/show/z1376-23#Text">https://zakon.rada.gov.ua/laws/show/z1376-23#Text</a></p>	<ul style="list-style-type: none"> <li>• five representatives of business entities operating in the extractive industries.</li> <li>• five representatives of public associations.</li> </ul> <p>The stakeholder groups nominate their representatives in an independent process.</p> <p><b>Government:</b> Terms of Reference on the EITI MSG clearly define public authorities that are members of the multi-stakeholder group. Each authority makes a personal decision on the person to be delegated to the MSG.</p> <p><b>Industry members:</b> Representatives of business entities operating in the extractive industries, the disclosure of which is mandatory under the Law, are entitled to participate in the meeting. A business entity operating in the extractive industries may nominate no more than one representative to participate in the meeting (the meeting delegate) and no more than two candidates of different genders to the Multistakeholder Group, from which, by the decision of the meeting, one member of the Multistakeholder Group is elected.</p> <p><b>Civil society:</b> Representatives of public associations registered in accordance with the procedure established by law, whose statutory activities include representation of public interests in the areas of natural resources management, disclosure of information on state revenues from subsoil use and who are members of the international EITI association, are entitled to participate in the meeting.</p> <p>A public association may nominate no more than one representative to participate in the meeting (a meeting delegate) and no more than two candidates of different genders to the Multistakeholder Group, of which, by the decision of the meeting, one member of the Multistakeholder Group is elected, considering the need to ensure gender balance in the formation of the Multistakeholder Group.</p> <p>Representatives of public associations are elected at the meeting to form the composition of the Multistakeholder Group</p> <p>To participate in the meeting, a business entity operating in the extractive industries and a public association shall submit to the Ministry of Energy an application indicating the identity of the meeting delegate and the identity of two candidates for the Multistakeholder Group no later than five calendar days before the date of the meeting. In this application, the business entity operating in the extractive industries and the public association may also propose a candidate for the position of the chairperson of the meeting and/or the secretary of the meeting.</p> <p>Based on the results of the voting, two candidates from business entities operating in the extractive industries and two candidates from public associations who received the highest number of points after the candidates elected to the Multistakeholder Group are considered reserve candidates.</p>
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Decision-making procedures, e.g. rules for voting and quorum	Paragraph 12 Section 4 “Work organization of the Multilateral Group, responsibilities of its members” of the MSG TOR <a href="https://zakon.rada.gov.ua/laws/show/z1376-23#Text">https://zakon.rada.gov.ua/laws/show/z1376-23#Text</a>	[Have the decision-making procedures been followed in practices? Has the MSG taken any decisions by vote?]  Yes, the decision-making process took place according to established procedures.  Decisions of the Multistakeholder Group are adopted by a majority of votes of its members, provided that such majority includes votes of a majority of the present members of the MSG (delegated representatives) from each individual group of stakeholders.
Duration of the MSG’s mandate	Paragraph 5 Section 3 “Composition of the Multilateral Group and the procedure for its formation” of the MSG TOR <a href="https://zakon.rada.gov.ua/laws/show/z1376-23#Text">https://zakon.rada.gov.ua/laws/show/z1376-23#Text</a>	[Have provisions regarding the duration of the MSG’s mandated been respected in practice?]  In practice, the provisions regarding the duration of the MSG’s mandated has been respected.  The membership of the Multilateral Group is rotated every three years, or as needed.
Per diems		[Were per diems for MSG meetings paid out in the period under review? If yes, what was the per diem per meeting and how much was paid out in total?]  The work of the MSG members is carried out on a voluntary basis and during the period under review, per diems were not paid out to the MSG members.  In the period under review for MSG members for traveling to EITI Board meeting - travel expenses were covered by donor’s organisations or by their own funds
Frequency of meetings	Paragraph 1 Section 4 “Work organization of the Multilateral Group, responsibilities of its members” of the MSG TOR <a href="https://zakon.rada.gov.ua/laws/show/z1376-23#Text">https://zakon.rada.gov.ua/laws/show/z1376-23#Text</a>	[How often did the MSG meet in the period under review?]  Meetings shall be held by the decision of the Chairperson of the Multistakeholder Group as necessary, but at least four times a year. An extraordinary meeting may be convened by the Chairperson of the Multistakeholder Group at the initiative of at least three of its members.  During the reporting period, four meetings were held: 1st - 22.02.2023/ 2nd - 27.10.2023/ 3rd - 11.12.2023/ 4th - 21.12.2023
Advance notice of meetings and timely circulation of documents	Paragraph 2 Section 4 “Work organization of the Multilateral Group, responsibilities of its members” of the MSG TOR	[How much advance notice was given for MSG meetings? How much ahead of meetings were documents circulated?]  The announcement of the meeting of the MSG is published on the official website of the Ministry of Energy no later than five business days before the meeting.

	<a href="https://zakon.rada.gov.ua/laws/show/z1376-23#Text">https://zakon.rada.gov.ua/laws/show/z1376-23#Text</a>	The agenda of the meeting of the MSG and materials on the agenda are formed considering the proposals of the members of the MSG and sent to the members of the MSG no later than five working days before the meeting.
Record-keeping	<p>Paragraph 3 Section 2 “Basic principles of activity and responsibilities of the Multilateral Group” of the MSG TOR</p> <p>Paragraph 16 Section 3 “Composition of the Multilateral Group and the procedure for its formation” of the MSG TOR</p> <p><a href="https://zakon.rada.gov.ua/laws/show/z1376-23#Text">https://zakon.rada.gov.ua/laws/show/z1376-23#Text</a></p>	<p><i>[Were written records kept of MSG discussions in the period under review?]</i></p> <p>The UA-EITI Secretariat takes minutes of every MSG meeting. The minutes are agreed and commented on by all MSG members in an electronic circulation procedure. After their finalization the minutes are uploaded on the UA EITI and Ministry of Energy websites. All minutes are publicly available:</p> <p><a href="https://eiti.org.ua/document-category/dokumenty-bhzo/">https://eiti.org.ua/document-category/dokumenty-bhzo/</a></p>
<b>Internal governance rules and procedures</b>		
Diversity of MSG members	<p>Paragraph 8 Section 3 “Composition of the Multilateral Group and the procedure for its formation” of the MSG TOR</p> <p><a href="https://zakon.rada.gov.ua/laws/show/z1376-23#Text">https://zakon.rada.gov.ua/laws/show/z1376-23#Text</a></p>	The MSG assumes responsibility for the diversity of its members, amongst other regarding the gender equality.

## MSG meetings and minutes

7. Please provide the dates and a link to the published minutes of MSG meetings that have taken place in the period under review or provide any unpublished minutes as an attachment.

MSG Meetings:

All minutes are available publicly on the UA EITI Website: <https://eiti.org.ua/document-category/dokumenty-bhzo/>

EITI MSG meeting	Date of holding	The format of the meeting	Link to the document
<b>2020</b>			
1 <sup>st</sup> meeting	04.06.2020	Online format	<a href="#">Minutes of the meeting</a>
2 <sup>nd</sup> meeting	20.11.2020	Online format	<a href="#">Minutes of the meeting</a>
3 <sup>rd</sup> meeting	14.12.2020	Online format	<a href="#">Minutes of the meeting</a>
4 <sup>th</sup> meeting	21.12.2020	Online format	<a href="#">Minutes of the meeting</a>
<b>2021</b>			
1 <sup>st</sup> meeting	05.04.2021	Online format	<a href="#">Minutes of the meeting</a>
2 <sup>nd</sup> meeting	06.07.2021	Online format	<a href="#">Minutes of the meeting</a>
3 <sup>rd</sup> meeting	01.10.2021	Online format	<a href="#">Minutes of the meeting</a>
4 <sup>th</sup> meeting	18.11.2021	Online format	<a href="#">Minutes of the meeting</a>
5 <sup>th</sup> meeting	09.12.2021	Online format	<a href="#">Minutes of the meeting</a>
<b>2022</b>			
1 <sup>st</sup> meeting	11.02.2022	Online format	Minutes of the meeting
2 <sup>nd</sup> meeting	28.06.2022	Online format	Minutes of the meeting
3 <sup>rd</sup> meeting	20.09.2022	Online format	Minutes of the meeting
4 <sup>th</sup> meeting	07.12.2022	Online format	<a href="#">Minutes of the meeting</a>
5 <sup>th</sup> meeting	21.12.2022	Online format	<a href="#">Minutes of the meeting</a>
<b>2023</b>			
1 <sup>st</sup> meeting	22.02.2023	Online format	<a href="#">Minutes of the meeting</a>
2 <sup>nd</sup> meeting	27.10.2023	Online format	<a href="#">Minutes of the meeting</a>
3 <sup>rd</sup> meeting	11.12.2023	Online format	<a href="#">Minutes of the meeting</a>
4 <sup>th</sup> meeting	21.12.2023	Online format	<a href="#">Minutes of the meeting</a>
<b>2024</b>			
1 <sup>st</sup> meeting	26.03.2024	Online format	<a href="#">Minutes of the meeting</a>
2 <sup>nd</sup> meeting	08.05.2024	Online format	<a href="#">Minutes of the meeting</a>
3 <sup>rd</sup> meeting	24.05.2024	Online format	<a href="#">Minutes of the meeting</a>

## MSG approval

8. Date of MSG approval of this submission.

23.09.2024



## Part II: Government engagement

The objective of this [requirement](#) is to ensure a full, active and effective government lead for EITI implementation, both in terms of high-level political leadership and operational engagement, as a means of facilitating all aspects of EITI implementation.

MSG's self-assessment: **Fully met.**

### Justification:

The government are fully and effectively engaged in EITI implementation. The government is fully represented through the MSG Membership of the five state authorities. From September 2024 the MSG is chaired by the Deputy Minister of Energy of Ukraine Mykola Kolisnyk. Through active cooperation with government representatives, the government facilitates decision-making at the highest level, in particular, on disclosure of information in the extractive industries and proposals to improve the efficiency of the extractive industries in terms of regulatory, organisational, technological, material and other support.

*This questionnaire seeks to collect information from government MSG members about the engagement of the government in the EITI process from 2020 to 30.09.2024. Government MSG members are requested to fill out the form together and either submit it directly to the Validation team ([disclosure@eiti.org](mailto:disclosure@eiti.org)) or request the National Coordinator to submit it. Government MSG members may also mandate the National Coordinator to fill out the questionnaire. The deadline for submitting the form to the Validation team is (insert Validation commencement date). It is recommended that government MSG members coordinate to agree one submission. Diverging views within the constituency can be documented in the form. The signatories of the submission should be indicated at the bottom of the form. Stakeholders may contact the Validation team directly to provide additional views.*

## 1. Examples of statements or actions in support of the EITI and/or matters in the scope of the EITI Standard by high-level government representatives, such as ministers or the head of state.

Since joining the EITI, Ukraine has been steadily striving to fulfill its commitments to transparency in the extractive sector. In recent years, Ukraine has managed to adopt the EITI Law, approve relevant reporting forms for extractive companies, and, together with international partners, introduce an electronic reporting system.

Ukrainian champions systematically support the EITI implementation process in Ukraine.

A statement in support of EITI from the UA EITI Champion, Yuliia Pidkomorna (2021 - 2023) is available [here](#).

A statement in support of EITI from the UA EITI Champion Svitlana Hrynychuk (2023 – till September 2024) is available [here](#). Svitlana Grynychuk, succeeds Genci Terpo as an alternate Board member (See the link [here](#)).

In December 2020, the terms of reference for the EITI online platform were approved at a meeting of the EITI MSG. This crucial decision allowed the Ministry of Energy to take measures to take the online platform on the balance sheet of the Ministry. We are especially pleased to announce the launch of the EITI portal, which took place during the period of conflict. "Although it is currently operating in test mode, it is a reliable platform that has enabled us to collect information during the war and fulfil our obligations," said Deputy Minister of Energy Svitlana Hrynychuk (please refer to the [link](#)).

Svitlana Hrynychuk highlighted the difficulties in EITI implementation associated with the unavailability of data that was discarded because of the war. "Despite the efforts of our northern neighbour to influence our course of action, we remain committed to pursuing a transparent and successful country" - the Deputy Minister emphasized (please refer to the [link](#)).

## 2. Name and position of senior individual leading implementation.

The Multi-Stakeholder Group of the EITI was chaired by the Deputy Ministers of the Ministry of Energy of Ukraine. Below are their names and terms of office during the period under review:

Since 2021 and till 2023 Deputy Minister of the Ministry of Energy of Ukraine - Yuliia Pidkomorna

Since 2023 till 14 September 2024 Deputy Minister of the Ministry of Energy of Ukraine - Svitlana Hrynychuk

Since 14 September 2024 Deputy Minister of the Ministry of Energy of Ukraine - Kolisnyk Mykola (In accordance with the Order of the Ministry of Energy No. 351 dated 14.09.2024)

**3. Describe the process for nominating government MSG members, including whether consideration was given to ensuring the seniority and diversity of representation.**

Agreed procedure for selecting government MSG members	Practice in the period under review
<p>According to the regulation on the EITI MSG, it is composed of five representatives from central executive authorities:</p> <ul style="list-style-type: none"> <li>• Ministry of Energy of Ukraine</li> <li>• State Tax Service of Ukraine</li> <li>• National Commission for State Regulation of Energy and Public Utilities</li> <li>• Ministry of Environmental Protection and Natural Resources of Ukraine</li> <li>• The State Service of Geology</li> </ul> <p>The members of the MSG Government constituency are officials of state bodies authorized to deal with mining industry issues.</p> <p>Government members are appointed for the term of three years by nomination from their respective government organisations.</p> <p>The diversity of its members in its nominations processes, including gender balance have been considered.</p> <p>The Deputy Minister of Energy of Ukraine is the Chair of the MSG.</p>	<p>Information about the members of the MSG Government constituency is available on the website of <a href="#">UA EITI</a> and Ministry of Energy of Ukraine, and the information about the members can be found in the clauses 1 of the form.</p> <p>Since the last validation, the number of representatives from public authorities has increased from 4 to 5 representatives.</p> <p>The current composition of the public authorities includes:</p> <ul style="list-style-type: none"> <li>• Ministry of Energy of Ukraine</li> <li>• State Tax Service of Ukraine</li> <li>• National Commission for State Regulation of Energy and Public Utilities</li> <li>• Ministry of Environmental Protection and Natural Resources of Ukraine</li> <li>• The State Service of Geology</li> </ul>

**4. If any MSG representatives changed during the MSG's term, please describe the process followed for replacing them.**

Agreed procedure for replacing government MSG members	Practice in the period under review
<p>If an official representative of a public authority is unable to fulfill his/her duties, the public authority shall send a letter to the Ministry of Energy of Ukraine withdrawing such candidate and proposing another one.</p> <p>Also, in case of dismissal of such an employee from his/her position, the relevant state</p>	<p>During the validation period, no official representative of the governmental authority was recalled.</p> <p>The previous Chair of the EITI MSG (Yulia Pidkomorna) was dismissed from her position as Deputy Minister.</p> <p>The powers of the previous EITI MSG members expired in December 2023, and</p>

<p>authority shall notify the Ministry of Energy of Ukraine and provide a replacement.</p> <p>Based on the official letter received, amendments to the order on the composition of the EITI MSG are prepared.</p> <p>At the end of each three-year term the Ministry of Energy of Ukraine consider if the seats should be made available to other suitable state authorities</p>	<p>therefore the new composition of the EITI MSG started to operate on December 11, 2023.</p> <p>More detailed information on the newly elected members of the EITI MSG is provided in Section I.</p>
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#### 5. Government resources directed to EITI implementation in the period under review, such as staff and funding for work plan activities.

<p><b>Funding:</b> Since the introduction of state financing of the EITI implementation process in Ukraine, the state provides financial support only in the form of funds allocated for the preparation of the National EITI report (independent administrator costs) in the amount of UAH 3 200.00 thousand.</p> <p>Due to the war on the territory of Ukraine, the state directs all funds to support the armed forces of Ukraine, therefore there is no other funding except EITI Report preparing.</p> <p>All other expenses are covered by donor support, such as the EITI Portal support team, UA EITI website hosting, business trips, etc.</p> <p><b>Staff:</b> Primarily, the core staff are the employees of the relevant structural unit of the Ministry of Energy of Ukraine, who ensure the implementation and realization of all necessary measures for the EITI implementation process.</p> <p>The National EITI Secretariat in Ukraine is currently represented by 1 consultant, who is supported by donor funds. The consultant provides not only administrative functions, but also all coordination between all stakeholders, supports digitalization and improves the EITI online portal.</p> <p>Members of MSG Government constituency actively participated in the development of the EITI national Reports of Ukraine by Independent Administrators. The MSG Government constituency carried out the development, discussion, and adoption of the legislative acts and their amendments aimed at the EITI implementation.</p>
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#### 6. Efforts undertaken by the government to ensure an enabling environment for company and CSO participation in the EITI and/or to remove any obstacles to EITI disclosures.

<p>To ensure an enabling environment for company and CSO participation in the EITI and/or to remove any obstacles to EITI disclosures, the government has undertaken the following efforts:</p> <p><b>At the level of the EITI MSG:</b></p> <ul style="list-style-type: none"> <li>• Equal and fair representation of extractive companies and CSO in the UA EITI MSG composition.</li> <li>• Anyone interested can participate in the EITI MSG meeting by submitting an official request to the Ministry of Energy of Ukraine.</li> </ul>
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- Information about the meetings is posted on the official website of the Ministry of Energy, UA EITI Secretariat's website and other social media.
- The public and business can submit their comments and suggestions through [EITI Portal](#) or [email](#). EITI Portal's "Contacts" block provides possible ways of communication. Depending on the question asked, the answer can be provided by the relevant competent person or representatives of the Independent Administrator. From 2020 due to the restrictions regarding COVID-pandemic and security reasons the MSG meetings are conducted in online format. During EITI meetings, representatives of industry and civil society can raise issues by simply turning on their microphone.
- During the drafting process of the annual report, the government considers all requests of the stakeholders for any amendments to the report and discusses it in the MSG.
- Working on the improvement of regulations regarding EITI implementation process. The Ministry of Energy of Ukraine, together with the EITI MSG members, has developed amendments to the Regulations on the MSG for Implementation of the Extractive Industries Transparency Initiative (hereinafter - the Regulations), approved by the Order of the Ministry of Energy No. 580 dated 08.09.2020, to bring it in line with the Law of Ukraine No. 1974-IX dated 16.12.2021 "On Amendments to Certain Legislative Acts of Ukraine on Ensuring Transparency in Extractive Industries". During the first half of 2024, the EITI MSG jointly with the Consultant has been working on amendments to the CMU Resolution No. 858 "Some Issues of Ensuring Transparency in Extractive Industries". The amendments were discussed and agreed at the EITI MSG meetings (minutes of the meetings dated [08.05.2024](#) and [24.05.2025](#)). The draft CMU Resolution is currently being considered by other state authorities.

**At the level of EITI Portal:**

- The EITI portal provides an opportunity to get acquainted with a significant part of the information in machine-readable format received from extractive companies.
- Dashboards on the EITI Portal have been introduced for convenience and accessibility.
- Providing recommendation guidance for extractive companies for submitting the reports.

**Stakeholder Engagement:**

- Conducting events and training with CSOs and extractive industries.
- Conducting joint events with local communities and NGOs.

## Liaison with the broader constituency

### 3. Describe the government constituency's structures, policies and practices for coordination on EITI matters.

Please provide supporting evidence. If the evidence is available online, please provide a link. If it is not, please annex the evidence to this questionnaire.

Structures in place for liaison with the broader constituency, such as coordination groups	Policies and agreed procedures for liaison with the broader constituency	Practice in the period under review
<p>The MSG members from the government are officials of state bodies that are authorised to regulate a wide range of environmental, social and economic issues in the extractive industries. In this capacity, they represent the interests of the state and the general public.</p> <p>To present the official position on topical issues in the extractive sector, the press service of the Ministry of Energy regularly organizes briefings, press conferences and round tables, as well as videoconferences with the participation of the Ministry of Energy's management and specialists.</p> <p>According to the Action Plan for Implementation of the Open Government Partnership Initiative in 2021-2022, Poltava, Lviv, Kharkiv, Sumy, Ivano-Frankivsk, Chernihiv Regional State Administrations and the Ministry of Energy are responsible for the implementation of Step 5 of the task 'Introduction of an electronic system for submission and analysis of</p>	<p>The Action Plan for the implementation of the <a href="#">Open Government Partnership Initiative</a> in 2021-2022</p> <p>In 2018, the Ministry of Energy developed and approved the Communication Strategy in accordance with international standards. The latest annual Communication Plan was presented by the Ministry in 2019. In November 2020, a call for grant applications was announced to select a grantee to develop a strategic communication strategy (please refer to the <a href="#">link</a>).</p>	<p>The practice of implementing a mechanism of informing is widely used in the ministries. For example, informing the target audience through Facebook, which is the most convenient for the vast majority of users and also allows for prompt posting of information.</p> <p>The website of the EITI National Secretariat contains up-to-date information on news and announcements related to EITI implementation, events held, as well as information on EITI in general (please refer to <a href="https://eiti.org.ua/category/novyny/ansy/">https://eiti.org.ua/category/novyny/ansy/</a>).</p> <p>The EITI portal also contains information on significant reporting companies and their activities, social and environmental payments, licenses, etc., which is updated annually (please refer to <a href="https://eiti.gov.ua/">https://eiti.gov.ua/</a>).</p> <p>A significant number of events are held jointly with representatives of public authorities:</p> <p>In July 2021, the Ministry of Energy signed agreements on information cooperation with the State Tax Service and The State Service of Geology, according to which work is</p>

<p>EITI reporting' to engage representatives of extractive companies operating in the respective territory, as well as civil society institutions in the EITI implementation at the regional level.</p>		<p>underway to harmonize the data exchange protocols of the Extractive Industries Transparency Initiative. Despite the fact that the relevant documents required to launch the data exchange process between the Ministry of Energy and other central government agencies have been agreed and signed, due to the martial law, this process is lengthy and will take much longer. (please refer to the <a href="#">link</a>).</p> <p>The Action Plan for the implementation of the Open Government Partnership Initiative in 2021-2022 envisaged involvement of representatives of extractive companies, government authorities, local self-government bodies and the public in the EITI implementation at the regional level. Such a wide range of events contributed to obtaining feedback on improving and modernizing the process of working with the EITI Portal (please refer to the <a href="#">link</a>).</p>
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**4. Have MSG members sought input from the broader constituency on the following documents. If yes, how and did you receive input?**

- a) The latest EITI work plan, including priorities for EITI implementation
- b) The latest annual review of outcomes and impact

A) Representatives of state authorities (members of the UA EITI MSG), being the leading officials of the relevant authorized bodies, when discussing the EITI Work Plan, its activities and implementation dates, or when reviewing the EITI annual outcomes and impact, present the approaches and professional opinions of the wider Government constituency on the mentioned matters. Thus, by approving the Work Plans or other documents, they also record the input of the broader constituency.

All the documents circulated among the EITI MSG members through electronic communication were circulated by the EITI National Secretariat among the representatives of the broader constituency as well (among other state representatives), and all the submitted opinions and considerations were taken into account.

B) A monitoring of the last years work plan is done yearly as well as the progress report.



## Use of data

### 5. Have government representatives contributed to communicating or using EITI data, including participation in outreach activities?

Yes, the government representatives contributed to communicating and using the EITI data. Government representatives contributed to communicating or using EITI data through the following:

1. Participation in UA-EITI outreach activities Supporting evidence:

- Demonstration of the functionality of viewing reports and documents. Information is available [here](#).
  - Training for trainers “EITI Portal data: transparency and accountability”. Information is available [here](#).
  - Demonstration of reporting administration functionality. Information is available [here](#).
  - International Conference “10 Years of the Extractive Industries Transparency Initiative in Ukraine: Achievements and Prospects”. Information is available [here](#).
  - Demonstration of the new functionality of the reporting administrator's office. Information is available [here](#).
  - Online seminar “Challenges and Prospects of Multilateral Dialogue on Ensuring Transparency of Mineral Extraction of National Importance in the Territory of Communities of Lviv Oblast”. Information is available [here](#).
  - Presentation “New Action Plan of Ukraine within the framework of the Open Government Partnership: what is planned and how to get involved in its implementation”. Information is available [here](#).
2. Overview on latest press releases and contributions of other government representatives is available on the UA EITI website – [eti.org.ua](http://eti.org.ua).
3. The EITI news is published on the websites of authorized bodies and their social network pages. For instance, on 02 August 2023, Protocol No. 1 on the Procedure for Interaction between the State Tax Service of Ukraine and the Ministry of Energy of Ukraine on the Exchange of Information Required for the Electronic System for Submission and Analysis of the Extractive Industries Transparency Initiative Reports was signed. Information is available [here](#).

## Sign-off

Name	Email address or telephone number	Date
Shumskyi Oleksandr	<a href="mailto:shumskiy.alex@gmail.com">shumskiy.alex@gmail.com</a>	23.09.2024
Prishchenko Volodymyr	<a href="mailto:Prishchenko@nerc.gov.ua">Prishchenko@nerc.gov.ua</a>	23.09.2024
Radchenko Yuliia	<a href="mailto:yulia051422@protonmail.com">yulia051422@protonmail.com</a>	23.09.2024
Kamasa Mykhailo	<a href="mailto:expert75@ukr.net">expert75@ukr.net</a>	23.09.2024



## Part III: Industry engagement

The objective of this [requirement](#) is to ensure that extractive companies are fully, actively and effectively engaged in the EITI, both in terms of disclosures and participation in the work of the multi-stakeholder group, and that the government ensures an enabling environment for this.

MSG's self-assessment: **Fully met.**

[Justification:](#)

Extractive companies are fully engaged in the EITI process, disclosing disaggregated data on payments and contextual data on their operations. The MSG is represented by the five biggest companies in the coal and oil and gas sectors. The alternate member also represents the company that extracts critical raw minerals, which are important for the technologies due to the energy transition. When developing any legislative changes or necessary actions to improve transparency in the extractive sector, all opinions and suggestions of representatives of extractive industries are considered.

*This questionnaire seeks to collect information from industry MSG members about the engagement of oil, gas and mining companies in the EITI process from 2020 to 30.09.2024. Industry MSG members are requested to fill out the form together and either submit it directly to the Validation team ([disclosure@eiti.org](mailto:disclosure@eiti.org)) or request the National Coordinator to submit it. The deadline for submitting the form to the Validation team is (insert Validation commencement date). It is recommended that industry MSG members coordinate to agree one submission. Diverging views within the constituency can be documented in the form. The signatories of the submission should be indicated at the bottom of the form. Stakeholders may contact the Validation team directly to provide additional views.*

## MSG nominations

### 1. Describe the process for nominating industry MSG members, including whether consideration was given to ensuring the diversity of representation.

Please provide supporting documentation related to the latest nomination process. This could include the invitation to participate in the MSG, a list of interested organisations or individuals, constituency ToRs, minutes of the election process, etc. If the evidence is available online, please provide a link. If it is not, please annex the evidence to this questionnaire.

Agreed procedure for selecting industry MSG members	Practice in the period under review
<p>According to the Regulation on the EITI MSG, the EITI MSG consists of five representatives from business entities operating in the extractive industries.</p> <p>Representatives of business entities operating in the extractive industries are elected at the meeting to form the composition of the Multi-Stakeholder Group.</p> <p>The last election took place in 2023.</p> <p>Announcement of an online meeting of representatives of business entities operating in the extractive industries to select candidates for the MSG on the EITI. Information is provided <a href="#">here</a>.</p> <p><u>List of documents to be submitted for participation in the meeting.</u></p> <p>1) An application indicating the identity of the meeting delegate and the identities of two candidates of different genders for the Multistakeholder Group. In this application, a candidate for the position of the chairperson of the meeting and/or the secretary of the meeting may be proposed.</p> <p>By the decision of the meeting, one member of the Multistakeholder Group shall be elected from two candidates of different genders, taking into account the need to ensure gender balance in the formation of the Multistakeholder Group.</p>	<p>The specified procedure was followed during the observed period</p> <p><b>Full member</b></p> <p>Maksymchuk Petro - Deputy Head of the Secretariat of the Scientific and Technical Council on Subsoil Use Naftogaz of Ukraine NJSC</p> <p>Kushil Volodymyr - Head of the Central Government Relations Sector Ukrgezvydobuvannya JSC</p> <p>Borzhemskaya Yuliia - Regulatory Policy Manager DTEK Oil&amp;Gas LLC</p> <p>Andriiko Oksana - Leading expert in tax accounting Ukrnafta PJSC</p> <p>Proshchenko Serhii - Public Relations Manager Natural Resources PrJSC</p> <p><b>Alternate member</b></p> <p>Saramaha Roman - Director of Zavalivskiy Graphite LLC</p>

<p>2) Information in any form confirming the conduct of economic activity in the extractive industries.</p> <p>3) A document of the meeting delegate certifying his/her identity.</p> <p>Minutes of the online meeting of representatives of business entities operating in the extractive industries to select candidates for the EITI MSG. Information is provided <a href="#">here</a>.</p>	
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**2. If any MSG representatives changed during the MSG's term, please describe the process followed for replacing them.**

Agreed procedure for replacing industry MSG members	Practice in the period under review
The process of recent changes in the composition of the EITI MSG is described in the paragraph above	The specified procedure was followed during the observed period.

## Liaison with the broader constituency

**3. Describe the company constituency's structures, policies and practices for coordination on EITI matters.**

Please provide supporting evidence, such as constituency ToRs, dates and minutes of constituency meetings, number of emails to mailing lists, etc. If the evidence is available online, please provide a link. If it is not, please annex the evidence to this questionnaire.

Structures in place for liaison with the broader constituency, such as industry associations	Policies and agreed procedures for liaison with the broader constituency	Practice in the period under review
Association of Gas Producers of Ukraine. Members of this Associations are the member of the MSG	<p>Association of Gas Producers of Ukraine contribute the interests of their members to the MSG discussion and decision making.</p> <p>There is no written policy for liaising with Association of Gas Producers of Ukraine constituency on UA EITI matters.</p>	<p>Provided suggestions and comments related to draft amendments to UA EITI Report preparing (PSA mainly) and disclosing information via EITI Portal</p> <p>Provided suggestions to approaches to implementing 2023 EITI Standard</p>

National association of extractive industries of Ukraine	There is no written policy for liaising with National association of extractive industries of Ukraine constituency on UA EITI matters.	Provided suggestions and comments related to UA EITI Report preparing
European Business Association	<p>Promoting cooperation between member companies and establishing close contacts between them</p> <p>The provision of comprehensive information to member companies on developments within the country and its regulatory environment, including EITI matters.</p> <p>There is no written policy for liaising with European Business Association constituency on UA EITI matters.</p>	The members of the Association are also extractive companies and other industry representatives which participate in forums, general meetings with senior officials and committee meetings. The EBA keeps its members informed of new requirements that may apply, among other things, to companies operating in the mining sector. Information is available <a href="#">here</a> .

**4. Have MSG members sought input from the broader constituency on the following documents. If yes, how and did you receive input?**

- a) The latest EITI work plan, including priorities for EITI implementation
- b) The latest annual review of outcomes and impact

<p>A. Latest EITI Work plan</p> <p>UA EITI work plans are reviewed by all companies' representatives within the MSG.</p> <p>B. Annual Review of Outcomes and Impact</p> <p>A monitoring of the last years work plan is done yearly as well as the progress report. For finalization and decision by the MSG the input from the broader constituency is ensured by the MSG members.</p>
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## Use of data

### 5. Have company representatives contributed to communicating or using EITI data, including participation in outreach activities?

If yes, please provide examples with links to any supporting evidence, such as reports, blogs or news articles.

The representatives of the companies participated in the conference dedicated to the presentation of 10 Years of the Extractive Industries Transparency Initiative in Ukraine where they delivered speeches and participated in panel discussions. The representatives of the companies participated also in other events.

[International Conference](#) “10 Years of the Extractive Industries Transparency Initiative in Ukraine: Achievements and Prospects”.

[Event](#) - Challenges and prospects of multilateral dialog on transparency of mineral extraction in Lviv region were discussed during the seminar.

[Online discussion](#) “Ensuring disclosure of information about the extractive industry in the conditions of war and post-war recovery”.

[Conference](#) “Transparency as a Key to Sustainability: Successful Experiences and Lessons Learned”

By complying with their legal obligation to timely and conscientiously submit the EITI reports and other accompanying information, companies have also thereby participated in the dissemination and use of EITI data reports.

At the same time, companies are required to publish their submitted reports on their official website.

[Disclosure of information about the extractive industry during the war was discussed at the online event.](#) Yulia Borzhemska, Regulatory Policy Manager, represented DTEK Naftogaz at the discussion. Yulia Borzhemska noted that the EITI report should be expanded to include a recommendation part: “We expect that the EITI report should contain an overview of the state of the industry, problematic issues that need to be addressed, as well as proposals for necessary reforms.”

Full list of all events conducted during the reporting period is mentioned in Annual Progress Report:

- Annual Progress Report 2020
- Annual Progress Report 2021
- Annual Progress Report 2022
- Annual Progress Report 2023

## Obstacles to participation

6. If company representatives have experienced any obstacles to participation in the EITI, please describe and specify these obstacles below or convey your concerns directly to the Validation team ([disclosure@eiti.org](mailto:disclosure@eiti.org)) by the commencement of the Validation. Please provide supporting evidence if available. Requests for confidentiality will be respected.

There were no obstacles to the participation of the representatives of the extractive companies in the process of EITI implementation.

## Sign-off

7. Please include below the names and contact details of the MSG members from the industry constituency who sign off on submitting the above information to the Validation team. Add rows as needed.

Name	Email address or telephone number	Date
Maksymchuk Petro	<a href="mailto:maksymchuk@naftogaz.com">maksymchuk@naftogaz.com</a>	23.09.2024
Kushil Volodymyr	<a href="mailto:volodymyr.kushil@ugv.com.ua">volodymyr.kushil@ugv.com.ua</a>	23.09.2024
Borzhemska Yuliia	<a href="mailto:borzhemskayays@dtek.com">borzhemskayays@dtek.com</a>	23.09.2024
Andriiko Oksana	<a href="mailto:Oksana.andriiko@ukrnafta.com">Oksana.andriiko@ukrnafta.com</a>	23.09.2024
Proshchenko Serhii	<a href="mailto:Serhii.proshchenko@geo-alliance.com.ua">Serhii.proshchenko@geo-alliance.com.ua</a>	23.09.2024

## Part IV: Civil society engagement

The objective of this [requirement](#) is to ensure that civil society is fully, actively and effectively engaged in the EITI process, and that there is an enabling environment for this. The active participation of civil society in the EITI process is key to ensuring that the transparency created by the EITI can lead to greater accountability and improved governance of oil, gas and mineral resources. The provisions related to civil society engagement seek to establish the conditions that permit this to

MSG's self-assessment: **Fully met.**

### Justification:

The civil society contributes actively to the EITI process participating in MSG meetings and addressing all issues as they arise. Most of workshops and online trainings are conducted with closely engagement with representatives of civil society. The six members of civil society are actively engaged in decision-making processes in the areas of natural resource management, disclosure of information on state revenues from subsoil use and improvement of EITI implementation in Ukraine.

*This questionnaire seeks to collect information from civil society MSG members about the engagement of civil society in the EITI process from 2020 to 30.09.2024. Civil society MSG members are requested to fill out the form together and either submit it directly to the Validation team ([disclosure@eiti.org](mailto:disclosure@eiti.org)) or request the National Coordinator to submit it. The deadline for submitting the form to the Validation team is (insert Validation commencement date). It is recommended that civil society MSG members coordinate to agree one submission. Diverging views within the constituency can be documented in the form. The signatories of the submission should be indicated at the bottom of the form. Stakeholders may contact the Validation team directly to provide additional views.*

### MSG nominations

**1. Describe the process for nominating civil society MSG members, including whether consideration was given to ensuring the diversity of representation.**

Please provide supporting documentation related to the latest nomination process. This could include the invitation to participate in the MSG, a list of interested organisations or individuals, constituency ToRs, minutes of the election process, etc. If the evidence is available online, please provide a link. If it is not, please annex the evidence to this questionnaire.

Agreed procedure for replacing civil society MSG members	Practice in the period under review
<p>According to the Regulation on the EITI MSG, the EITI MSG consists of five representatives from civil society.</p> <p>Representatives of civil society are elected at the meeting to form the composition of the Multi-Stakeholder Group.</p> <p>The last election took place in 2023.</p> <p>Announcement of an online meeting of representatives of civil society to select candidates for the MSG on the EITI. Information is provided <a href="#">here</a>.</p> <p><u>List of documents to be submitted for participation in the meeting.</u></p> <ol style="list-style-type: none"> <li>1) An application indicating the identity of the delegate to the meeting and the identity of two candidates of different genders to the Multistakeholder Group. In this application, a candidate for the position of the chairperson of the meeting and/or the secretary of the meeting may be proposed.</li> <li>By the decision of the meeting, one member of the Multistakeholder Group shall be elected from two candidates of different genders, taking into account the need to ensure gender balance in the formation of the Multistakeholder Group.</li> <li>2) Information in any form confirming the representation of public interests in the areas of natural resource management, disclosure of information on state revenues from subsoil use.</li> <li>3) A document of the meeting delegate that certifies his/her identity.</li> <li>4) Information confirming the membership of a civic organization in an international EITI association.</li> </ol> <p>Minutes of the online meeting of representatives of civil society to select candidates for the EITI MSG. Information is provided <a href="#">here</a>.</p> <p>The diversity of its members in its nominations processes, including gender balance have been considered.</p> <p>Civil society members are appointed for the term of three years by nomination from their respective government organisations.</p>	<p>The specified procedure was followed during the observed period</p> <p><b>Full member</b></p> <p>Pavlenko Olena - President of Dixi Group, Deputy Head of the EITI MSG</p> <p>Khauiliak Olha - Head of the NGO "Agency for Development and Cooperation"</p> <p>Orlovskiyi Oleksii - Director of the Program</p> <p>"Democracy and Good Governance" of the International Renaissance Foundation</p> <p>Mykyta Orest - Chairman of the public union "Agency of economic development of Yavoriv district"</p> <p>Shestakova Liudmyla - Executive Director of the NGO "Flora"</p> <p><b>Alternate member</b></p> <p>Maletyn Andrii - Head of the NGO "Stanislav Human Rights Group"</p> <p>Peretiatko Nataliia - Representative of NGO "New Energy"</p>



**2. If any MSG representatives changed during the MSG's term, please describe the process followed for replacing them.**

Agreed procedure for replacing civil society MSG members	Practice in the period under review
The process of recent changes in the composition of the EITI MSG is described in the paragraph above	<p>The powers of the previous EITI MSG members expired in December 2023, and therefore the new composition of the EITI MSG started to operate on December 11, 2023</p> <p>The specified procedure was followed during the observed period.</p>

## Liaison with the broader constituency

**3. Describe the civil society constituency's structures, policies and practices for coordination on EITI matters.**

Please provide supporting evidence, such as constituency ToRs, dates and minutes of constituency meetings, number of emails to mailing lists, etc. If the evidence is available online, please provide a link. If it is not, please annex the evidence to this questionnaire.

Structures in place for liaison with the broader constituency, such as networks	Policies and agreed procedures for liaison with the broader constituency	Practice in the period under review
<p>The members of the MSG civil society constituency represent such non-governmental organizations as:</p> <ul style="list-style-type: none"> <li>• Dixi Group</li> <li>• Agency for Development and Cooperation</li> <li>• International Renaissance Foundation</li> <li>• Agency of economic development of Yavoriv district</li> <li>• NGO Flora</li> </ul> <p>Such composition represents the collective public attitudes,</p>	<p>One of the main ways for civil society constituency to communicate with the wider constituency is through the official resources of such organizations and social media. The representative of the UA EITI Secretariat also provides support in disseminating such information and engaging new stakeholders.</p> <p>For regular participants in events and communications, a separate email newsletter is sent to upcoming events and activities.</p>	<p>During the implementation process of the EITI issues the members of the MSG civil society constituency present the opinions of their NGOs, provide a wide range of different trainings.</p> <p>A significant number of such events are held jointly with representatives of public authorities or business.</p> <p><a href="#">Conference</a> "Transparency as a Key to Sustainability: Successful Experiences and Lessons Learned."</p>

<p>sentiments and experiences of those social groups.</p> <p>Such representation helps draw on the specific knowledge, experts and expertise held by the wider constituency as needed.</p>		<p><a href="#">Online discussion</a> “Ensuring disclosure of information about the extractive industry in the conditions of war and post-war recovery.”</p> <p><a href="#">National Conference 2023</a></p> <p>During the event brought together, representatives of the governmentGovernment, extractive companies, civil society and expertsthe expert community had the opportunity to discuss the 10-year journeypath of implementingimplementation of the international EITI standardsStandard in Ukraine. The event was held in a hybrid format, which facilitated the involvement of as many stakeholders as possible. Among the main strategic goals of the EITI team for the next 3-5 years, the main tasks are information collection, data analysis and preparation of annual EITI reports exclusively through the EITI Portal; data integration with the State Tax Service, Ministry of Digital Transformation, State Service of Geology and Mineral Resources, State Statistics Service, other platforms, registers and databases (e.g. GTS Operator of Ukraine, etc.).</p>
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**4. Have MSG members sought input from the broader constituency on the following documents. If yes, how and did you receive input?**

- a) The latest EITI work plan, including priorities for EITI implementation
- b) The latest annual review of outcomes and impact

A) CS MSG representatives are informed on matters related to the UA EITI through emails. This included communication about upcoming MSG meetings and sharing the MSG papers, EITI work plan, etc. The CSN Members have been encouraged to share their input and views into the EITI process with MSG representatives via email and during the CSN calls.

B) A monitoring of the last years work plan is done yearly as well as the progress report. For finalization and decision by the MSG the input from the broader constituency is ensured by the MSG members.

## Use of data

### 5. Have civil society representatives contributed to communicating or using EITI data, including participation in outreach activities or use of EITI data in advocacy and campaigns?

If yes, please provide examples with links to any supporting evidence, such as reports, blogs or news articles.

#### Outreach activities

##### Advocacy:

##### 2021

- Online conference “Transparency and accountability of the extractive sector in the context of the pandemic and energy transition”
- Training “Energy efficiency and renewable energy sources”
- PWYP online conference of representatives of national coalitions Azerbaijan-Ukraine
- Information sessions “What I know about extractive activities in the community: myths and reality” in Vizhomlia village, Yavoriv district.
- Training for project partners and EITI MSG members on gender approach in the extractive industry and possibilities of using gender analysis “Gender assessment as a tool for community development”.
- Round table “Formation of a sustainable partnership between government, public and business in the extractive sector of Lviv region

##### 2022

Online presentation of the study "Shedding light on gender issues in mineral resources management: analysis of Ukrainian policies and legislation on gender equality in mineral resources management"

Round table "Is industrial pollution reform possible in times of war?"

Analytical document "The process of disclosure of mining contracts: key stages, hidden threats and risks"

Online webinar "The role and place of regional CSOs in the implementation of EITI standards and principles"

##### 2023

- Ukraine-EU Strategic Partnership in the Commodities Sector: Analysis of Risks and Benefits”
- Round table “Strategic partnership of Ukraine and the EU in the raw materials sector: analysis of risks and benefits”
- International conference “10 years of the Extractive Industries Transparency Initiative in Ukraine: achievements and prospects”

- Online seminar “Challenges and prospects of multilateral dialogue on ensuring transparency of mining of national importance in the territory of communities of Lviv region.”

#### **EITI Data and EITI Portal**

##### **2021**

- Trainings on the EITI Platform for oil and gas/mining companies
- Online training “New opportunities for using the electronic system of submission and analysis of the EITI reports in Ukraine”

##### **2022**

- Online training “New opportunities for using the electronic system of submission and analysis of the Extractive Industries Transparency Initiative (EITI) reports in Ukraine”
- Online training "Report on payments to the state: peculiarities of online submission in 2022"
- Strategic session on development of the Ukrainian Extractive Industry Data Portal
- Online workshop on development of the Electronic System for EITI Analysis and Reporting (EITI Portal)

##### **2023**

- Workshop on the use of the EITI Portal for the State Tax Service
- Online training “Report on payments to the state: peculiarities of online submission during martial law”
- Demonstration of the functionality of viewing reports and documents
- Training for trainers “EITI Portal data: transparency and accountability”
- Demonstration of reporting administration functionality (correspondence)
- Demonstration of the new functionality of the reporting administrator's office

Full list of all events conducted during the reporting period is mentioned in Annual Progress Report

- Annual Progress Report 2020
- Annual Progress Report 2021
- Annual Progress Report 2022
- Annual Progress Report 2023

## **Obstacles to participation**

**6. If civil society representatives have experienced any obstacles to participation in the EITI, including the use of publicly available extractive sector data, please describe and specify these obstacles below or convey your concerns directly to the Validation team ([disclosure@eiti.org](mailto:disclosure@eiti.org)) by the commencement of the Validation.**

The [EITI's civil society protocol](#) requires that the government ensures an enabling environment for civil society engagement in the EITI. Any concerns related to potential breaches of the protocol should be accompanied with a description of the related incident, including its timing, actors involved and the link to the EITI process. If available, supporting documentation should be provided. Requests for confidentiality will be respected.

For purposes of Validation, ‘civil society representatives’ refer to civil society representatives who are substantively involved in the EITI process, including but not limited to members of the multi-stakeholder group. The ‘EITI process’ refers to activities related to preparing for EITI sign-up; MSG meetings; CSO constituency side-meetings on EITI, including interactions with MSG representatives;

producing EITI Reports; producing materials or conducting analysis on EITI Reports; expressing views related to EITI activities; and expressing views related to natural resource governance.

Provision of the EITI civil society protocol	Potential breach identified in the period under review and accompanying evidence
2.1 Expression: Civil society representatives are able to engage in public debate related to the EITI process and express opinions about the EITI process without restraint, coercion or reprisal.	No breaches to report.
2.2 Operation: Civil society representatives are able to operate freely in relation to the EITI process.	No breaches to report.
2.3 Association: Civil society representatives are able to communicate and cooperate with each other regarding the EITI process.	No breaches to report.
2.4 Engagement: Civil society representatives are able to be fully, actively and effectively engaged in the design, implementation, monitoring and evaluation of the EITI process.	No breaches to report.
2.5 Access to public decision-making: Civil society representatives are able to speak freely on transparency and natural resource governance issues and ensure that the EITI contributes to public debate.	No breaches to report.

## Sign-off

**7. Please include below the names and contact details of the MSG members from the civil society constituency who sign off on submitting the above information to the Validation team. Add rows as needed.**

Name	Email address or telephone number	Date
Pavlenko Olena	<a href="mailto:olepav@dixigroup.org">olepav@dixigroup.org</a>	23.09.2024
Khauiliak Olha	<a href="mailto:okhauilyak@gmail.com">okhauilyak@gmail.com</a>	23.09.2024
Orlovskyi Oleksii	<a href="mailto:orlovsky@irf.ua">orlovsky@irf.ua</a>	23.09.2024
Mykyta Orest	<a href="mailto:orest_mykyta@ukr.net">orest_mykyta@ukr.net</a>	23.09.2024
Shestakova Liudmyla	<a href="mailto:flora2000@i.ua">flora2000@i.ua</a>	23.09.2024

## List of stakeholders suggested by the MSG for consultations regarding EITI implementation during Validation

The MSG is required to provide a list of different stakeholders whose opinions would enrich the Validation procedure. The list should include stakeholders outside the MSG from different constituencies: government, industry and civil society. This list will be an important input for the Validation team to prepare and programme consultations. The data will be processed according to GDPR regulations.

Name	Institution	Constituency	Email	Telephone (if possible)
Artem Petrenko	Association of Gas Producers of Ukraine	Company	<a href="mailto:office@agpu.org.ua">office@agpu.org.ua</a>	+38044536536 4
Maryna Byzan-Svirskia	NGO NEW ENERGY	NGO	<a href="mailto:bsmsbug@gmail.com">bsmsbug@gmail.com</a>	+380971101123
Volodymyr Boyko	Information agency NADRA.INFO	Media	<a href="mailto:nadra.inform@gmail.com">nadra.inform@gmail.com</a> <a href="mailto:media@nadra.info">media@nadra.info</a>	+38 063 051 05 46 +38 097 319 24 15
Svitlana Mizina	GIZ in Ukraine	Donor	<a href="mailto:svitlana.mizina@giz.de">svitlana.mizina@giz.de</a>	+380 50 310 1050

## For Validation team's use: Guiding questions for consultations on stakeholder engagement

- What are the key strengths of the constituency's engagement in the EITI?
- Obstacles or barriers to participation in the EITI, including related to any of the provisions of the civil society protocol?
- Did actors from other constituencies attempt to influence the MSG nomination process or constituency coordination?
- What are the constituency's (or organisation's) priorities for EITI?
- To what extent are the constituencies or organization's priorities reflected in EITI implementation?
- Are other constituencies fully, actively and effectively engaged in EITI implementation?
- Any other remarks, including commentary on the MSG's functioning.
- For stakeholders not on the MSG: Commentary on opportunities to provide input to the MSG's work or agenda. Commentary on the representativeness of constituency MSG members, possible conflicts of interest and the openness of the MSG nomination process.
- Context-specific questions arising from the written input to clarify or seek further information.

## For Validation team's use: Template for "Call for views on stakeholder engagement"

### Call for views on progress in EITI implementation in [country]

[Summary of status of implementation, including the commencement date of Validation and the outcome of the previous Validation,]

The EITI International Secretariat is seeking stakeholder views on [Country's] progress in implementing the EITI Standard between [period under review]. Stakeholders are requested to send views to [contacts of Validation team members] by [Validation commencement date].

The EITI Standard requires that the government, extractive companies and civil society are fully, actively and effectively engaged in EITI implementation. The Secretariat is seeking views on the following questions:

1. Are the government, extractive companies and civil society fully, actively and effectively engaged in EITI implementation?
2. Are there any obstacles or barriers to the participation of any of these constituencies or their sub-groups in EITI implementation?

Civil society engagement in the EITI will be assessed in accordance with EITI Protocol: Participation of civil society. Stakeholders are requested to provide input on [Country's] adherence with the protocol.

Any concerns related to potential breaches of the protocol should be accompanied with a description of the related incident, including its timing, actors involved and the link to the EITI process. If available, supporting documentation should be provided. Stakeholders may also indicate which provision of the civil society protocol they consider the breach(es) to relate to. Responses will be anonymised and be kept confidential.

The Secretariat is seeking views on the following questions related to civil society engagement:

3. Are civil society organisations able to engage in public debate related to the EITI process and express opinions about the EITI process without restraint, coercion or reprisal?
4. Are civil society representatives able to operate freely in relation to the EITI process?
5. Are civil society representatives able to communicate and cooperate with each other regarding the EITI process?
6. Are civil society representatives able to be fully, actively and effectively engaged in the design, implementation, monitoring and evaluation of the EITI process?
7. Are civil society representatives able to speak freely on transparency and natural resource governance issues, and ensure that the EITI contributes to public debate?



For purposes of the protocol, ‘civil society representatives’ refer to civil society representatives who are substantively involved in the EITI process, including but not limited to members of the multi-stakeholder group. The ‘EITI process’ refers to activities related to preparing for EITI sign-up; MSG meetings; CSO constituency side-meetings on EITI, including interactions with MSG representatives; producing EITI Reports; producing materials or conducting analysis on EITI Reports; expressing views related to EITI activities; and expressing views related to natural resource governance.