



# **Advanced developments in the statistical legislation**

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**The Association Agreement** between the European Union and the European Atomic Energy Community and their member states, of the one part, and Ukraine, of the other part (from September 16, 2014, No. 1678-VII).

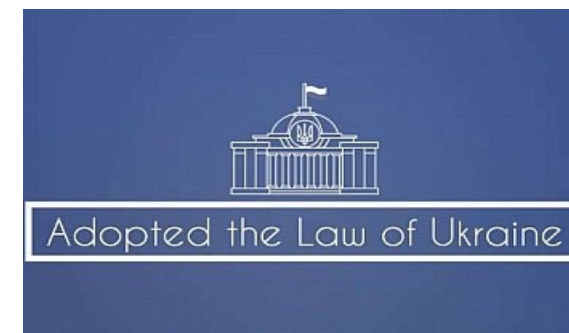
On June 23, 2023, The European Parliament adopted the Resolution on granting **the status of EU candidacy** to Ukraine.



**The Law of Ukraine “Official Statistics”** from June 16, 2022 No. 2524-IX (prepared on the basis of the Model Law on Official Statistics developed as part of the project “The Development Account of the United Nations Organization for countries of Eastern Europe, Caucasus and Central Asia” in April, 2016) was enforced in January, 1, 2023.

### **The core implemented amendments in the legislation**

- ❖ the legally fixed compliance with the principles of the European Statistics Code of Practice by all the entities within the national statistical system (Article 5);
- ❖ the official statistical bodies are entitled for access to all the administrative data (Article 8);
- ❖ reporting provided to the respondents only in electronic form (Article 10);
- ❖ implementation of trial official statistical observations (Article 12);
- ❖ coordination of the official statistical activities by the State Statistics Service of Ukraine (Article 21), and creation of the National Council on Statistics Issues (Article 20).





The production of statistical information in conformity with **the principles of professional activities of statistical bodies, fixed by Article 2 of Regulation (EU) No. 223/2009 of the European Parliament and of the Council from 11 March, 2009.**

### **PROFESSIONAL INDEPENDENCE (Article 4 of the Law)**

The Law of Ukraine “Official Statistics” defines **the professional independence**, i.e. independent production and dissemination of official statistical information, as well as preventing interventions therein of state bodies, local self-administration bodies, their executives, political parties, public associations, legal and physical entities, as a pivotal principle of the official statistics.



### **STATISTICAL CONFIDENTIALITY GUARANTEES (Article 29 of the Law)**

- ❖ the Law assigns the confidentiality to primary and administrative data about respondents, to be used only for statistical purposes;
- ❖ the ban on dissemination and transfer of a statistical information allowing to extract confidential data on a particular respondent;
- ❖ the data obtained in official statistical observations cannot be demanded or be handed over to law protecting or other state bodies, legal entities, public associations, executives and physical persons, nor can they be used in decision-making with respect to a particular respondent.







## LEGAL STATUS OF THE STATE STATISTICS SERVICE OF UKRAINE (SSSU)



### In compliance with the Law of Ukraine “Official Statistics”:

- ❖ implements the official policy pertaining to statistics in keeping with its principal objectives, authorities and duties defined by the Law;
- ❖ is established by the Cabinet of Ministers of Ukraine with the purpose of coordinating the efforts by official statistics producers constituting the national statistical system in issues pertaining to the production and dissemination of official statistical information;
- ❖ issues normative and legal acts within the boundaries of its competence, which are binding for all the physical and legal entities covered by the Law.

### In compliance with the Regulations on SSSU approved by the Resolution of the Cabinet of Ministers of Ukraine from September 23, 2014 No. 481 (with amendments):

- ❖ is a specially authorized central executive power body in the statistics field, which activities are directed and coordinated by the Cabinet of Ministers of Ukraine and which takes part in setting up official policies pertaining to statistics and assures their implementation;
- ❖ the responsibility for coordinating SSSU activities is put on the Cabinet of Ministers of Ukraine.



**The functions of a central executive power body (SSSU) and the authorities of its chairman, incorporated in the Law of Ukraine “Official Statistics”:**

- ❖ making proposals on official policy setting in the statistics field (**drafts laws, acts of the President of Ukraine, acts of the Cabinet of Ministers of Ukraine** developed by SSSU) (item 3, part 2, Article 15 of the Law);
- ❖ **developing guiding principles** for quality assurance in the production and dissemination of official statistical information within the national statistical system, carrying out monitoring and analysis of the compliance with guiding principles and basic principles of the official statistics (item 14, part 2, Article 15 of the Law);
- ❖ elaborating, jointly with other producers of official statistics, and **submitting the long-term program for the development of official statistics** to the Cabinet of Ministers of Ukraine for approval;
- ❖ the long-term program for the development of official statistics defines the concept and priority areas of the national statistical system development for five years (part 1, Article 22 of the Law);
- ❖ elaborating, jointly with other producers of official statistics, and submitting **annual plans of official statistical observations** to the Cabinet of Ministers of Ukraine for approval (part 2, Article 22 of the Law).

**The functions pertaining to the official policy setting and actually carried out by SSSU are assigned to the Ukrainian ministries and central executive power bodies with legally granted the special status.**



## RESTORATION OF REPORTING IN TIME OF THE MARTIAL LAW

To restore the statistical reporting and to increase the output and transfer of the data to Eurostat, SSSU elaborated and submitted, on February 12, 2024, to the consideration of the Cabinet of Ministers of Ukraine a **draft law for the procedure of amendments in the Law of Ukraine “The Protection of Interests of Entities Providing Reports and Other Documents in the Period the Martial Law or the State of War”** from March 3, 2022, No. 2115-IX.



**PROPOSAL:** in order to reinforce the principle of professional independence of chief statistical bodies, to make amendments in the Model Law on Official Statistics by supplementing it with the provision on assigning the National Statistical Office with the special status of a state body authorized to set up the official policy in the statistics field.

### ADVANTAGES:

- ✓ the reason for making analogous amendments in the Law of Ukraine “Official Statistics” and for the recognition of SSSU as a specially authorized central executive power body in the statistics field;
- ✓ reinforcing the principle of professional independence of the SSSU chairman. Being a member of the Government, he will be able to effectively promote and resolve official statistics issues, in particular the ones of data collection and quality, especially in the conditions of martial law.

