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**Approved by the
Foundation Congress of Attorneys of Ukraine
on 17 November 2012 in Kyiv, Hotel 'Rus'**

**With changes introduced by the decision of the
Extraordinary Congress of Attorneys of Ukraine
on 26-27 April 2014 in Odesa**

(Official Seal of Pechersk District
Administration in the City of Kyiv)

STATUTE
OF NON-STATE NON-COMMERCIAL
PROFESSIONAL ORGANIZATION
'UKRAINIAN NATIONAL BAR
ASSOCIATION'

Kyiv, 2012

Article 1. GENERAL PROVISIONS

1.1 Ukrainian National Bar Association (hereinafter – UNBA or Organization) is a nation-wide non-state non-commercial professional organization that comprises all of the attorneys of Ukraine for the purpose of assuring of the fulfillment of the mission of the attorney self-government. It is created on the basis of professional affiliation in order to promote development and strengthen of the Bar of Ukraine, improve quality of legal services rendered, to enhance the role and prestige of the Bar in society, protect rights and legitimate interests of the members of Organization.

1.1. The Organization is established and acts under nation-wide status. Activities of the UNBA extend over the entire territory of Ukraine.

1.2. Corporate name of Ukrainian National Bar Association:

Full name:

in Ukrainian - НЕДЕРЖАВНА НЕКОМЕРЦІЙНА ПРОФЕСІЙНА ОРГАНІЗАЦІЯ “НАЦІОНАЛЬНА АСОЦІАЦІЯ АДВОКАТІВ УКРАЇНИ”;

in English - NON-STATE NON-COMMERCIAL PROFESSIONAL ORGANIZATION “UKRAINIAN NATIONAL BAR ASSOCIATION”;

in Russian - НЕГОСУДАРСТВЕННАЯ НЕКОММЕРЧЕСКАЯ ПРОФЕССИОНАЛЬНАЯ ОРГАНИЗАЦИЯ “НАЦИОНАЛЬНАЯ АССОЦИАЦИЯ АДВОКАТОВ УКРАИНЫ”;

Short name:

In Ukrainian – “НАЦІОНАЛЬНА АСОЦІАЦІЯ АДВОКАТІВ УКРАЇНИ” or «НААУ»;

in English - “UKRAINIAN NATIONAL BAR ASSOCIATION” or “UNBA”;

in Russian - “НАЦИОНАЛЬНАЯ АССОЦИАЦИЯ АДВОКАТОВ УКРАИНЫ” or “НААУ”;

1.4. Article 1.4 redacted in accordance with the changes introduced by the decision of the Extraordinary Congress of Attorneys of Ukraine on 26-27 April 2014 in Odesa.

1.5. This present Statute, subject to approval by congress of attorneys of Ukraine, is the constitutional document of UNBA.

1.6. UNBA adheres to the following principles regarding its activity:

- the rule of law;
- public interest priority;
- indifference towards politics;
- legality;
- self-governance;
- independence;
- democracy;
- transparency and openness;
- autonomy;
- professionalism;
- equality;
- electivity and accountability of the bodies of attorney self-government;
- publicity;

- binding nature of decisions of bodies of attorneys’ self-government;
- prohibition for bodies of attorney self-government to interfere with professional activities of an attorney.

1.7. UNBA is free to choose its field of activity within the boundaries established by Ukrainian legislation and the present Statute.

Article 2. MISSION AND OBJECTIVES

2.1. The mission of UNBA is to unite attorneys of Ukraine in order to promote development and strengthen of the Bar of Ukraine, to improve quality of legal services rendered, to enhance the role and prestige of the Bar in society, to protect rights and legitimate interests of attorneys.

2.2. To fulfill its mission, UNBA sets the following objectives:

- 2.2.1. to contribute to the process of formation of the rule-of-law state;
- 2.2.2. to support harmonization of Ukrainian and EU law and reforms of Ukrainian law with due regard to experience of developed democracies;
- 2.2.3. to protect attorney’s professional rights, ensuring effectiveness of guarantees of the attorney’s activity;
- 2.2.4. to enhance the role and prestige of the Bar in Ukrainian society; to improve the attorney status in Ukraine;
- 2.2.5. to promote self-organization of attorney community;
- 2.2.6. to further enhance the provision of legal aid in Ukraine;
- 2.2.7. to enable professional development of attorneys and proliferation of professional ethical principles.
- 2.2.8. to promote advancement of the system of enhancement of professional skills of attorneys;
- 2.2.9. fulfillment of the objectives of the attorney’s self-government;
- 2.2.10. to ensure independence of attorneys and protection thereof against interference with their professional activities.
- 2.2.11. to sustain high level of professional skills of attorneys;
- 2.2.12. to create favorable conditions for attorneys’ activity.
- 2.2.13. to bolster development of attorney self-government in Ukraine, to guarantee free exercise thereof;
- 2.2.14. to facilitate appropriate activities of bodies of attorney self-government;
- 2.2.15. to expedite development and improvement of legal aid provision in Ukraine;
- 2.2.16. to make sure that information on the Bar and practice of law is transparent;
- 2.2.17. to maintain the Unified Register of Attorneys of Ukraine;
- 2.2.18. to participate in formation of High Council of Justice;
- 2.2.19. to represent the Bar in Ukraine and abroad.
- 2.2.20. other objectives, that follow from the Ukrainian legislation, the present Statute, decisions of bodies of attorney self-government (acts of UNBA).

2.3. For the purpose of achievement of these objectives, in compliance with legislation in effect, UNBA:

2.3.1. Represents the Bar in relations with the governmental bodies, bodies of local self-government, their officials and officers, enterprises, institutions and organizations regardless of the type of their ownership and subordination, non-governmental and international organizations.

2.3.2. Ensures that the Bar duly performs its constitutional tasks.

2.3.3. Sustains high level of professional skills of attorneys of Ukraine, develops integrated methodology for professional training and retraining of attorneys, assistant attorneys, trainees, proliferates professional ethical principles.

2.3.4. Works towards complete autonomy, independence and self-governance of the Bar.

2.3.5. Promotes development and strengthening of the Bar of Ukraine, enhancement of the role and prestige of the Bar in society, seeks to improve the attorney status in Ukraine;

2.3.6. Takes measures to prevent and to curb unfair competition in the field of practice of law.

2.3.7. Promotes learning of the history and traditions of the Bar.

2.3.8. Promotes scientific analysis of issues concerning activities of the Bar, elimination of any drawbacks in law enforcement practice.

2.3.9. Enables the Bar to participate in law-making and other processes in connection with formation of the rule-of-law state, implementation of legislative reforms,

2.3.10. Organizes and performs professional expert evaluation of prospective legislation, programs, decisions and other statutory instruments.

2.3.11. Protects social and professional rights and legitimate interests of attorneys before governmental bodies, bodies of local self-government, their officials and officers, managers of enterprises, institutions, organizations and non-governmental, international organizations and institutions.

2.3.12. Devises and implements measures aimed at refinement of legal education, evolution of legal profession and enhancement of professional skills of attorneys;

2.3.13. Interacts with national and foreign civic organizations and international non-governmental organizations.

2.3.14. Ensures accessibility and openness of information on the Bar.

2.3.15. Participates in development of statutory instruments, organization and performance of professional expert evaluation of prospective legislation, programs, decisions and other statutory instruments concerning the Bar and practice of law.

2.3.16. Suggests improvement of Ukrainian legislation and law enforcement practice.

2.3.17. Disseminates information about law amongst general population, attorneys, law associations in Ukraine and abroad.

2.3.18. Interprets legislation in effect concerning the Bar and practice of law; promotes strengthening of connection between the science of law, legal education and practice of law; founds publishing houses (editor's offices) for the production of, but not limited to: internet media, newspapers, magazines, popular science literature, information materials.

2.3.19. Promotes development of international ties, professional experience exchange, cooperation with international organizations, comprehensive support for implementation of international norms and standards of attorneys' activity.

2.3.20. Maintains ties and exchanges delegations with other countries, carries out other international activities.

2.3.21. Organizes and ensures convening on its own or together with governmental bodies, bodies of local self-government, and non-governmental organizations of congresses, conferences, seminars, trainings, round tables, announces contests, including international ones, and participates in organizing international events abroad.

2.3.22. Founds or becomes member of international and nation-wide non-governmental organizations, maintains international ties, enters into relevant international agreements and participates in other international events.

- 2.3.23. Cooperates with and supports international and nation-wide non-governmental organizations in Ukraine being active in the field of jurisprudence.
- 2.3.24. Devises and implements experience exchange programs and attorney internships abroad.
- 2.3.25. Enforces compliance with ethical standards of practicing law.
- 2.3.26. Promotes broadening of possibilities of the Bar to ensure professional protection of human rights and liberties in Ukraine.
- 2.3.27. Organizes and coordinates the work of attorney self-government.
- 2.3.28. Provides information on and clarification of issues in with activities of bodies of attorney self-government and their decisions.
- 2.3.29. Establishes awards and commendations for attorneys, nominates attorneys for state honors and other commendations that can be awarded by governmental bodies and bodies of local self-government.
- 2.3.30. Ensures access to and transparency of attorney information through Unified Register of Attorneys of Ukraine;
- 2.3.31. Ensures that attorneys assigned to defend a client and providing free legal aid comply with Ukrainian legislation.
- 2.3.32. Discharges other functions that follow from the Ukrainian legislation, the present Statute, and acts of UNBA.

Article 3. LEGAL STATUS

- 3.1. Ukrainian National Bar Association is a legal entity from the day of its state registration in a manner prescribed by legislation in force.
- 3.2. Ukrainian National Bar Association is created for an indefinite period of time and cannot be reorganized. UNBA can be liquidated only in compliance with the provisions of relevant law.
- 3.3. Ukrainian National Bar Association acts in compliance with the Constitution of Ukraine, Law of Ukraine ‘On the Bar and Practice of Law’, the present statute and acts of UNBA.
- 3.4. UNBA has separate assets, an independent balance sheet, may open bank accounts, including accounts in foreign currency, holds its property, property and non-property rights as provided by Ukrainian legislation.
- 3.5. Ukrainian National Bar Association has a round seal, stamps and corporate style.
- 3.6. UNBA cannot be held liable for debts and obligations of its members. Members of UNBA cannot be held liable for debts and obligations of UNBA.
- 3.7. UNBA has the following rights, that do not contradict the legislation in force:
 - 3.7.1. In its own name to participate in private-law transactions, obtain property and non-property rights and incur obligations, conclude agreements necessary to fulfill its mission.
 - 3.7.2. To act as plaintiff and respondent in the court of law.
 - 3.7.3. To hire staff by concluding labor contract or civil agreement.
 - 3.7.4. To present and defend legitimate interest of attorneys and its own in governmental and non-governmental bodies and organizations.
 - 3.7.5. To receive information necessary for fulfillment of its mission and objectives from governmental bodies, authorities and bodies of local self-government.
 - 3.7.6. To contribute proposals to governmental bodies and authorities, to participate in drafting decisions of governmental bodies, authorities and bodies of local self-government as provided by Ukrainian legislation in force.

3.7.7. To acquire and dispose of property of any kind for the purpose of accomplishment of its objectives in a manner defined in Ukrainian legislation in force.

3.7.8. To use its own property and property temporarily in its possession or use, whereas such use is necessary to fulfill the mission of the organization.

3.7.9. To be financed from any lawful sources.

3.7.10. To found or become member of international, nation-wide non-governmental (civil) organizations, maintain international ties and contacts, conclude agreements and to participate in venues that are not in contradiction with international obligations of Ukraine and this Statute.

3.7.11. To enjoy other rights as per Ukrainian legislation.

3.8. UNBA does not have right to carry out commercial activities, that are aimed at making profit. Property and funds acquired from commercial and other activity of cost accounting establishments and organizations with a legal entity status, enterprises created by the Organization are to be used solely for accomplishment of Organization's objectives or for charitable purposes and cannot be redistributed between members of Organization.

Article 4. MEMBERSHIP IN UKRAINIAN NATIONAL BAR ASSOCIATION

4.1. Conditions and procedure for acquiring membership in UNBA are set in the Law of Ukraine "On the Bar and Practice of Law". As of the moment of state registration of the Ukrainian National Bar Association, all the persons who have obtained the certificate of a right to practice law shall become its members. Other persons become members of UNBA from the moment of taking of the oath of attorney of Ukraine.

4.2. Membership in Ukrainian National Bar Association shall be terminated in the following cases:

4.2.1. Submission by the attorney of the application for termination of the right to practice law.

4.2.2. Declaring of the attorney missing or declaring of the attorney deceased;

4.2.3. The attorney's death;

4.2.4. Imposition of a disciplinary sanction on the attorney in the form of disbarment;

4.2.5. Passing of the decision by a body attorney self-government on termination of the right to practice law following the established fact of provision of false information for obtaining the certificate of a right to practice law and for taking the oath of attorney of Ukraine; non-disclosure of information that would preclude obtaining the certificate of a right to practice law; coming into effect of a court verdict against the attorney for committing a crime punishable by imprisonment.

4.3. Membership in Ukrainian National Bar Association shall be suspended in the following cases:

4.3.1. Submission by the attorney of an application for suspension of his/her practice of law.

4.3.2. A court verdict against the attorney for committing a crime becomes effective, except as provided for in paragraph 4.2.5.

4.3.3. Imposition of a disciplinary sanction on the attorney in the form of suspension of his/her right to practice law.

4.3.4. A court by its decision declares the attorney fully or partially incapable.

4.4. The amount and procedure of payment of annual contributions in order to ensure the implementation of attorneys' self-government are established by the Bar Council of Ukraine by way of adoption of the Regulation on Annual Contributions to Ensure the Implementation of Attorneys' Self-government.

Article 5. RIGHTS AND DUTIES OF MEMBERS OF UKRAINIAN NATIONAL BAR ASSOCIATION

5.1. Members of Ukrainian National Bar Association have the right to:

5.1.1. To participate in governance of UNBA as provided in the Law of Ukraine “On the Bar and Practice of Law” and the present Statute.

5.1.2. To elect and be elected to the bodies of UNBA as provided in the Law of Ukraine “On the Bar and Practice of Law” and the present Statute.

5.1.3. To participate in the work of structural subdivisions of the UNBA, to initiate creation thereof for the purpose of accomplishment of UNBA’s objectives.

5.1.4. To vote at a Congresses, general assemblies, conferences of attorneys.

5.1.5. To receive organizational and methodological support in their professional activity.

5.1.6. To demand the Congress to review any issues concerning the UNBA’s activity.

5.1.7. To discuss any issues in connection with activity of UNBA, to contribute suggestions to UNBA about certain improvements of its activity.

5.1.8. To obtain full and accurate information about activity of UNBA.

5.1.9. To publish their treatises in the media of the Organization in compliance with conditions set forth by the Bar Council of Ukraine.

5.1.10. To receive aid in protecting their professional rights and legitimate interests.

5.2. Members also enjoy other rights as provided by Ukrainian legislation in force and decisions of Congress of Attorneys of Ukraine.

5.3. Members of Ukrainian National Bar Association are obliged:

5.3.1. To follow provisions of the Law of Ukraine “On the Bar and Practice of Law”, the present Statute, other acts of UNBA and comply with decisions of the Congress, Bar Council of Ukraine, regional bar councils and conferences of attorneys of the region, that are binding upon members of the Organization and comply with Ukrainian legislation in force.

5.3.2. To pay annual contributions in a timely manner and following the procedure established by the Bar Council of Ukraine.

5.3.3. To refrain from any actions that bring the Organization into discredit.

5.3.4. To inform the bodies of organization about facts that may influence the Organization’s activity and to report facts of violation of the present Statute.

5.3.5. To bear other duties as provided by Ukrainian legislation in force, the present Statute and acts of UNBA.

Article 6. SYSTEM OF ATTORNEY SELF-GOVERNMENT

6.1. UNBA organizes, coordinates and promotes activity of bodies of attorney self-government.

6.2. System of attorney self-government is comprised of state-wide and regional organizational forms of attorney self-government, defined in Article 46 of the Law of Ukraine “On the Bar and Practice of Law”, that are charged with performing the duties of bodies of UNBA on state and regional levels respectively.

6.3. State-wide bodies of attorney self-government are:

- Congress of Attorneys of Ukraine
- Bar Council of Ukraine
- Higher Qualification and Disciplinary Commission of the Bar
- Higher Audit Commission of the Bar.

6.4. Regional bodies of attorney self-government are:

- conferences of attorneys
- bar councils

- qualification and disciplinary commissions of the bar
- bar audit commissions.

6.5. Bodies of attorney self-government interact between themselves for the purpose of fulfillment of the mission, accomplishment of the objectives and discharging of the functions defined by Ukrainian legislation in force, the present Statute and acts of UNBA.

6.6. Bodies of attorney self-government are created and act by the Law of Ukraine “On the Bar and Practice of Law”, present Statute and acts of UNBA.

6.7. Activity of the bodies of attorney self-government aimed at exercise of powers granted by the Law of Ukraine “On the Bar and Practice of Law”, present Statute and acts of UNBA is non-commercial and not for profit.

Article 7. CONFERENCE OF ATTORNEYS OF THE REGION

7.1. The supreme body of attorneys’ self-government in the Autonomous Republic of Crimea, regions, the cities of Kyiv and Sevastopol is the conference of attorneys of the region, whose work place addresses are located in the Autonomous Republic of Crimea, the region, the cities of Kyiv and Sevastopol respectively and who are entered into the Unified Register of Attorneys of Ukraine.

7.2. The representational quota, the procedure for the nomination and election of delegates to the conference of attorneys of the region shall be approved by the Bar Council of Ukraine.

7.3. The conference of attorneys of the region shall be convened by the regional bar council no less than once a year. The conference may also be convened upon the proposal of at least one-tenth of all the attorneys of the region whose work place addresses are located in the respective region, or upon the proposal of the Bar Council of Ukraine.

7.4. In the event of the failure by the regional bar council to convene the conference within thirty days of the date of receipt of the proposal to convene the conference, the attorneys who signed the proposal or the Bar Council of Ukraine take a decision to form an organizational committee for convening the conference of attorneys of the region. The organizational committee shall have the rights of the regional bar council in respect of assembling and ensuring of holding of the conference and shall determine a person to preside at the meeting of the conference.

7.5. The attorneys shall be notified of the date, time and venue of the conference of attorneys of the region and of its agenda no later than fifteen days prior to the commencement of work of the conference.

7.6. The powers of the conference of attorneys of the region shall be as follows:

- Election by open or secret ballot of the chairman and of the members of the regional bar council, their early recall from their positions;
- election of delegates to the Congress of Attorneys of Ukraine;
- election by open or secret ballot of a representative of the attorneys of the region to be a member of the Bar Council of Ukraine and of the Higher Qualification and Disciplinary Commission of the Bar, their early recall;
- determination of the number of members of the qualification and disciplinary chambers of the qualification and disciplinary commission of the bar, election of the chairman and members of the qualification and disciplinary commission of the bar, their early recall;
- election by open or secret ballot of the chairman and members of the regional bar audit commission, their early recall;
- approval of the manning table and the budget of the regional bar council and the qualification and disciplinary commission of the bar;

- examination and approval of the report of the regional bar council, the qualification and disciplinary commission of the bar, reports of the regional bar audit commission, representatives of attorneys of the region who are members of the Higher Qualification and Disciplinary Commission of the Bar and of the Bar Council of Ukraine;

- adoption of other decisions in accordance with Law of Ukraine “On the Bar and Practice of Law”.

7.7. The decisions of the conference of attorneys of the region shall be taken by simple majority of votes of the delegates attending the conference.

Article 8. REGIONAL BAR COUNCIL

8.1. The regional bar council shall perform the functions of attorneys’ self-government in the respective region during the period between the conferences of attorneys of the region.

8.2. The powers of the regional bar council and the procedure for its work shall be determined by the Law and the regulation on the regional bar council approved by the Bar council of Ukraine. Regional bar council has a status of legal entity.

8.3. The regional bar council shall be controlled by and accountable to the conference of attorneys of the region.

8.4. The chairman and the members of the regional bar council shall be elected for a five-year term by the conference of attorneys of the region from among the attorneys who have been practicing law for at least five years, whose work place address is located in the Autonomous Republic of Crimea, the region, the cities of Kyiv and Sevastopol respectively, and who are entered into the Unified Register of Attorneys of Ukraine. The same person may not be the chairman or a member of the regional bar council for more than two consecutive terms. The number of the members of the regional bar council shall be determined by the conference of attorneys of the region.

8.5. At the first meeting, the members of the regional bar council shall, upon a proposal by the chairman, elect from among themselves the deputy chairman and the secretary of the bar council. The chairman, the deputy chairman, the secretary, or a member of the regional bar council may not simultaneously be a member of the qualification and disciplinary commission of the bar, of the Higher Qualification and Disciplinary Commission of the Bar, of the Higher Audit Commission of the Bar, of the Bar Council of Ukraine, and of the commission for assessment of quality, completeness and timeliness of provision by attorneys of free legal aid.

The chairman, the deputy chairman, the secretary, and a member of the regional bar council may be early recalled by the decision of the body of attorneys’ self-government which elected the said persons to their positions.

8.6. The regional bar council shall:

- represent attorneys of the region;
- draw up the agenda for, assemble and provide holding of the conference of attorneys of the region;
- ensure compliance with the decisions of the conference of attorneys of the region, and exercise control over compliance with them;
- provide informational and methodological support for attorneys of the region, promote enhancement of their professional skills;
- administer the procedure of taking the oath of attorney of Ukraine;
- determine the representatives of the bar to be members of the tender commission for selection of attorneys for provision of free secondary legal aid;

- promote the ensuring of the guarantees of practice of law, protection of professional and social rights of attorneys;
- administer funds and property pursuant to the approved budget;
- ensure inclusion of information in the Unified Register of Attorneys of Ukraine in the established order;
- form a commission for the assessment of quality, completeness and timeliness of provision by attorneys of free legal aid;
- perform other functions in accordance with this Law, decisions of the conference of attorneys of the region, the Bar Council of Ukraine, the congress of attorneys of Ukraine.

8.7. The meeting of the regional bar council shall be competent if attended by more than half of its members. Decisions of the regional bar council shall be adopted by simple majority of votes of all its members.

8.8. The chairman of the regional bar council shall represent the council in governmental bodies, bodies of local self-government, enterprises, institutions, organizations, and in its relations with citizens.

8.9. The chairman of the regional bar council shall:

- provide convocation and holding of meetings of the regional bar council;
- distribute duties among his/her deputies, secretary and members of the council, gives them instructions;
- organize and control the work council's staff;
- organize and ensure maintenance of business records of the regional bar council, and perform other actions provided for by the regulation on the regional bar council, decisions of the conference of attorneys of the region, the Bar Council of Ukraine and the congress of attorneys of Ukraine.
- controls execution of decisions of the regional bar council

8.10. The chairman of the regional bar council, its deputy and secretary of regional bar council may receive remuneration for his/her work at the rate determined by the conference of attorneys of the region.

Article 9. REGIONAL QUALIFICATION AND DISCIPLINARY COMMISSION OF THE BAR

9.1. The qualification and disciplinary commission of the bar shall be formed for the purpose of determining the level of professionalism of the persons who intend to obtain the right to practice law, and for resolving issues relative to the discipline of attorneys.

The qualification and disciplinary commission of the bar shall be controlled by and accountable to the conference of attorneys of the region.

9.2. The chairman and the members of the qualification and disciplinary commission of the bar shall be elected for a five-year term by the conference of attorneys of the region from among the attorneys who have been practicing law for at least five years, whose work place address is located in the Autonomous Republic of Crimea, the region, the cities of Kyiv and Sevastopol respectively, and who are entered into the Unified Register of Attorneys of Ukraine. No person may be the chairman or a member of the qualification and disciplinary commission of the bar for more than two consecutive tenures.

The chairman of the qualification and disciplinary commission of the bar shall organize and ensure maintenance of business records of the qualification and disciplinary commission of the bar.

The chairman, a member of the qualification and disciplinary commission of the bar may be early recalled by the decision of the conference of attorneys of the region which elected the said person to his/her position.

9.3. The qualification and disciplinary commission of the bar shall be composed of the qualification chamber and the disciplinary chamber. The qualification chamber shall be composed of no more than nine members; the disciplinary chamber shall be composed of no more than eleven members.

The qualification and disciplinary commission of the bar shall be competent, provided the election of at least two-thirds of members of each of its chambers, as approved by the conference of attorneys of the region.

At the first meeting, each chamber shall elect from among its members the chairman and the secretary of the chamber by simple majority of votes of all its members. The chairman of any of the chambers shall be, *ex officio*, the deputy chairman of the qualification and disciplinary commission of the bar.

The chairman, the secretary of the chamber may be early recalled by a decision of the respective chamber.

9.4. The chairman, the deputy chairman, the secretary of any chamber, and a member of the qualification and disciplinary commission of the bar may not simultaneously be a member of the Higher Qualification and Disciplinary Commission of the Bar, of the Higher Audit Commission of the Bar, of the regional bar council, of the Bar Council of Ukraine, and of the commission for the assessment of quality, completeness and timeliness of provision by attorneys of free legal aid.

9.5. The powers of the qualification and disciplinary commission of the bar shall be as follows:

- organization and conduct of qualification exams;
- adoption of decisions as regards the issuance of a certificate of completion of the qualification exam;
- adoption of decisions regarding suspension or termination of the right to practice law;
- initiation of disciplinary action against attorneys;
- resolution of other matters assigned by this Law to the competence of the qualification and disciplinary commission of the bar, by the decisions of the conference of attorneys of the region, of the Higher Qualification and Disciplinary Commission of the Bar, of the Bar Council of Ukraine, and of the congress of attorneys of Ukraine.

In the cases provided for by this Law, the powers of the qualification and disciplinary commission of the bar are performed by its qualification chamber or disciplinary chamber

9.6. The meeting of the qualification and disciplinary commission of the bar shall be deemed competent if attended by more than half of the members of its chambers. The meeting of any chamber shall be deemed competent if attended by more than half of its members.

9.7. The decision of the qualification and disciplinary commission of the bar shall be adopted by open ballot by simple majority of votes of all members of its chambers.

9.8. The decision of any chamber shall be adopted by open ballot by simple majority of votes of all its members, except as otherwise provided for by the Law of Ukraine "On the Bar and Practice of Law".

9.9. The chairman of qualification and disciplinary commission of the bar may participate in the meeting of any chamber with a casting vote as a member of a chamber and his participation is accounted for when the quorum of the meeting is determined.

9.10. The chairman of the qualification and disciplinary commission of the bar shall organize and ensure maintenance of business records of the qualification and disciplinary commission of the bar.

9.11. The decision of the qualification and disciplinary commission of the bar to suspend the right to practice law may, within thirty days from the date of adoption of the decision, be appealed to the Higher Qualification and Disciplinary Commission of the Bar or to the court.

9.12. The chairman, the deputy chairman, the secretary of a chamber, and members of the qualification and disciplinary commission of the bar may receive remuneration for their work at the rate and in the order determined by the conference of attorneys of the region.

9.13. The qualification and disciplinary commission of the bar is a legal entity and shall operate in accordance with this Law, other laws of Ukraine and the regulation on the qualification and disciplinary commission of the bar.

9.14. The regulation on the qualification and disciplinary commission of the bar approved by the Bar Council of Ukraine is the statutory document of the qualification and disciplinary commission of the bar.

Article 10. CONGRESS OF ATTORNEYS OF UKRAINE.

10.1. The congress of attorneys of Ukraine is the supreme body of attorneys' self-government of Ukraine.

10.2. The congress of attorneys of Ukraine shall be composed of the delegates elected by the conferences of attorneys of the regions by a relative majority of votes of the delegates attending the conference.

10.3. The representational quota, the procedure for the nomination and election of delegates to the congress of attorneys of Ukraine shall be determined by the Bar Council of Ukraine.

10.4. The congress of attorneys of Ukraine shall be convened by the Bar Council of Ukraine no less than once every three years. The congress of attorneys of Ukraine shall be convened within sixty days upon the initiative of the Bar Council of Ukraine or upon the demand of no less than one tenth of the total number of the attorneys included in the Unified Register of Attorneys of Ukraine or of no less than one third of all regional bar councils.

10.5. In the event of the failure by the Bar Council of Ukraine to convene the congress of attorneys of Ukraine within sixty days of the receipt of the proposal to convene it, the attorneys or the representatives of the regional bar councils who signed the proposal shall take a decision to form an organizational committee for convening the congress of attorneys of Ukraine. The organizational committee shall have the right to convene and provide conduct of the congress of attorneys of Ukraine, and to nominate a person to preside at the meeting of the congress.

10.6. Attorneys shall be notified of the date, time and venue of the congress of attorneys of Ukraine and its agenda no later than twenty days prior to the commencement of the work of the congress.

10.7. The congress of attorneys of Ukraine shall be competent if attended by more than half of the elected delegates representing the majority of the conferences of attorneys of the regions.

10.8. The congress of attorneys of Ukraine shall:

- elect the chairman and deputy chairmen of the Bar Council of Ukraine, the chairman and deputy chairmen of the Higher Qualification and Disciplinary Commission of the Bar, the chairman and deputy chairmen of the Higher Audit Commission of the Bar, and early recall them;
- approve the statute of the Ukrainian National Bar Association and make amendments in it;
- approve the rules of professional conduct;

- approve the regulation on the Bar Council of Ukraine, the regulation on the Higher Qualification and Disciplinary Commission of the Bar, the regulation on the Higher Audit Commission of the Bar;
- consider and approve reports made by the Bar Council of Ukraine, the Higher Qualification and Disciplinary Commission of the Bar, as well as reports made by the Higher Audit Commission of the Bar;
- appoint or recall three members of the High Council of Justice, as provided by the law;
- approve the budget of the Bar Chamber of Ukraine, the budget of the Higher Qualification and Disciplinary Commission of the Bar, and the report on the implementation thereof;
- may take a decision on the payment by attorneys of annual contributions in order to ensure the implementation of attorneys' self-government, and may determine the ways of using them and the liability for failure to pay the contributions.
- Resolves other issues in connection with organization and activity of the Bar.

10.9. The decisions of the congress of attorneys of Ukraine shall be taken by open ballot, except where the laws of Ukraine provide otherwise. The decisions of the congress of attorneys of Ukraine shall be taken by a simple majority of votes of the delegates attending the congress.

Article 11. THE BAR COUNCIL OF UKRAINE

11.1. The Bar Council of Ukraine shall perform functions of attorneys' self-government during the period between the congresses of attorneys of Ukraine.

The powers of the Bar Council of Ukraine and the procedure for its work shall be determined by this Law and the regulation on the Bar Council of Ukraine approved by the congress of attorneys of Ukraine.

The Bar Council of Ukraine shall be controlled by, and accountable to, the congress of attorneys of Ukraine.

11.2. The Bar Council of Ukraine shall consist of thirty members who have practiced law for at least five years: one representative from each region elected by the conference of attorneys of the region, the chairman and two deputy chairmen elected by voting of the congress of attorneys of Ukraine.

11.3. The secretary of the Bar Council of Ukraine shall be elected by the Bar Council of Ukraine from among the members of the Bar Council of Ukraine. The secretary of the Council may be early recalled by the Bar Council of Ukraine.

The Bar Council of Ukraine shall be deemed competent, provided the election of at least two-thirds of its members.

11.4. The chairman, deputy chairmen, the secretary and members of the Bar Council of Ukraine shall be elected for a five-year term. A person may not be the chairman, a deputy chairman, the secretary or a member of the Bar Council of Ukraine for more than two consecutive tenures.

The chairman, a deputy chairman, the secretary and a member of the Bar Council of Ukraine may be early recalled by the decision of the body of attorneys' self-government, which elected the said persons to their positions.

The chairman, a deputy chairman, the secretary and a member of the Bar Council of Ukraine may not simultaneously be members of the regional bar council, the qualification and disciplinary commission of the bar, the Higher Qualification and Disciplinary Commission of the Bar, the regional bar audit commission, the Higher Audit Commission of the Bar, and the commission for the assessment of quality, completeness and timeliness of provision by attorneys of free legal aid.

11.5. The Bar Council of Ukraine shall:

- draw up the agenda for, provide convocation and conduct of the congress of attorneys of Ukraine;
- determine the representational quota, the procedure for the appointment and election of delegates of the conference of attorneys of the region, the congress of attorneys of Ukraine;
- ensure compliance with the decisions of the congress of attorneys of Ukraine;
- provide organizational, methodological and informational support of the maintenance of the Unified Register of Attorneys of Ukraine, exercise control over the activities of the regional bar councils as regards inclusion of information into the Unified Register of Attorneys of Ukraine and provision of excerpts from it;
- determine the amount of, and procedure for, the payment of attorneys' annual contributions for ensuring the implementation of attorneys' self-government, manage distribution and use of the contributions (provided that the congress of attorneys of Ukraine adopted a decision on payment of attorneys' annual contributions for ensuring the implementation of attorneys' self-government, and determined the ways of using them);
- determine the amount of deductions from the qualification and disciplinary commissions of the bar to provide operation of the Higher Qualification and Disciplinary Commission of the Bar and determine the amount of the fee paid for taking the qualification exam;
- promote operation of regional bar councils, coordinate their operation;
- assist in ensuring guarantees of practice of law, protection of professional and social rights of attorneys;
- adopt decisions on the disposal of funds and property of the Ukrainian National Bar Association in accordance with the intended use of the funds and property as determined by the statute of the Ukrainian National Bar Association and the decisions adopted by the congress of attorneys of Ukraine;
- examine complaints against the decisions, actions or omissions of the regional bar councils, their chairmen, reverse the decisions of the regional bar councils;
- determine the official printed magazine of the Ukrainian National Bar Association;
- provide maintenance of the official website of the Ukrainian National Bar Association;
- perform other functions in accordance with this Law and decisions of the congress of attorneys of Ukraine.

11.6. The meeting of the Bar Council of Ukraine shall be convened by the chairman of the Bar Council of Ukraine, and in the event of his/her absence, by a deputy chairman, no less than once in every two months. The meeting of the Bar Council of Ukraine may also be convened upon the proposal of no less than one-fifth of the total number of all members of the Council.

In the event of failure by the chairman of the Bar Council of Ukraine or his/her deputy to convene the meeting of the Council within thirty days of the date of receipt of the proposal to convene it, the

members of the Bar Council of Ukraine who signed the proposal shall take a decision to form an organizational committee for convening the Bar Council of Ukraine. The organizational committee shall have the right to convene and provide conduct of meetings of the Council and to nominate a person to preside at the meeting of the Council.

11.7. The meeting of the Bar Council of Ukraine shall be competent if attended by more than half of the members of the Council. The decisions of the Bar Council of Ukraine shall be adopted by simple majority of votes of all its members. In case of a tied vote, the chairman of the meeting of the Council shall have the casting vote.

11.8. The chairman of the Bar Council of Ukraine shall be, ex officio, the President of the Ukrainian National Bar Association.

11.9. The chairman of the Bar Council of Ukraine shall represent the Bar Council of Ukraine and the Ukrainian National Bar Association in the governmental bodies, bodies of local self-government, enterprises, institutions, organizations, as well as in its relations with citizens.

11.10. The chairman of the Bar Council of Ukraine shall ensure convocation and conduct of meetings of the Bar Council of Ukraine, distribute duties among his/her deputies, organize and ensure maintenance of business records of the Bar Council of Ukraine, administer funds and property of the Ukrainian National Bar Association pursuant to the approved budget, organize and provide operation of the secretariat of the Ukrainian National Bar Association, makes decisions concerning defining or changing registered office of the UNBA and perform other duties provided for by this Law, the resolution on the Bar Council of Ukraine, the statute charter of the Ukrainian National Bar Association, the decisions of the Bar Council of Ukraine and the congress of attorneys of Ukraine.

11.11. The chairman of the Bar Council of Ukraine may receive remuneration at the rate determined by the congress of attorneys of Ukraine.

Article 12. HIGHER QUALIFICATION AND DISCIPLINARY COMMISSION OF THE BAR

12.1. The Higher Qualification and Disciplinary Commission of the Bar is a collegial body whose task is to consider complaints against the decisions, actions or omissions of the qualification and disciplinary commissions of the bar.

The Higher Qualification and Disciplinary Commission of the Bar shall be controlled by, and accountable to, the congress of attorneys of Ukraine and the Bar Council of Ukraine.

12.2. The Higher Qualification and Disciplinary Commission of the Bar shall consist of thirty members who have been practicing law for at least five years: one representative from each region elected by the conference of attorneys of the region, the chairman and two deputy chairmen elected by voting of the congress of attorneys of Ukraine. The secretary of the Higher Qualification and Disciplinary Commission of the Bar shall be elected by voting of the members of the commission from among the members of the Higher Qualification and Disciplinary Commission of the Bar.

The Higher Qualification and Disciplinary Commission of the Bar shall be competent, provided the election of at least two-thirds of its members.

12.3. The chairman, deputy chairmen, the secretary and members of the Higher Qualification and Disciplinary Commission of the Bar shall be elected for a five-year's tenure. A person may not be the chairman, a deputy chairman, the secretary or a member of the Higher Qualification and Disciplinary Commission of the Bar for more than two consecutive tenures.

The chairman, a deputy chairman, the secretary and a member of the Higher Qualification and Disciplinary Commission of the Bar may be early recalled by the decision of the body of attorneys' self-government which elected the said persons to their positions.

The chairman, a deputy chairman, the secretary and a member of the Higher Qualification and Disciplinary Commission of the Bar may not simultaneously be a member of the qualification and disciplinary commission of the bar, of a regional bar audit commission, of the Higher Audit Commission of the Bar, of a regional bar council, of the Bar Council of Ukraine, or of a commission for assessment of quality, completeness and timeliness of provision by attorneys of free legal aid.

12.4. The Higher Qualification and Disciplinary Commission of the Bar shall:

- examine complaints against decisions, actions or omissions of the qualification and disciplinary commissions of the bar;
- generalize the disciplinary practice of the qualification and disciplinary commissions of the bar;
- perform other functions in accordance with this Law.

12.5. Based on the results of its examination of a complaint against the decisions, actions or omissions of the qualification and disciplinary commission of the bar, the Higher Qualification and Disciplinary Commission of the Bar shall have the right to:

- dismiss the complaint and uphold the decision of the qualification and disciplinary commission of the bar;
- amend the decision of the qualification and disciplinary commission of the bar;
- reverse the decision of the qualification and disciplinary commission of the bar and adopt a new decision;
- send the case for reconsideration to the respective qualification and disciplinary commission of the bar and oblige the qualification and disciplinary commission of the bar to perform certain actions.

12.6. The meeting of the Higher Qualification and Disciplinary Commission of the Bar shall be deemed competent if attended by more than half of all its members. Decisions of the Higher Qualification and Disciplinary Commission of the Bar shall be adopted by simple majority of votes of all members of the commission.

12.7. The decision of the Higher Qualification and Disciplinary Commission of the Bar may be appealed against to the court within thirty days of the date of the adoption of the decision.

12.8. The chairman of the Higher Qualification and Disciplinary Commission of the Bar shall represent the Higher Qualification and Disciplinary Commission of the Bar in governmental bodies, bodies of local self-government, enterprises, institutions, organizations, as well as in its relations with citizens.

The chairman of the Higher Qualification and Disciplinary Commission of the Bar shall ensure convocation and conduct of meetings of the Higher Qualification and Disciplinary Commission of the Bar, distribute duties among his/her deputies, organize and ensure maintenance of business records of the Higher Qualification and Disciplinary Commission of the Bar, administer funds and property of the Higher Qualification and Disciplinary Commission of the Bar pursuant to the approved budget, and perform other actions provided for by this Law, the regulation on the Higher Qualification and Disciplinary Commission of the Bar, decisions of the Bar Council of Ukraine and the congress of attorneys of Ukraine.

The chairman of the Higher Qualification and Disciplinary Commission of the Bar may receive remuneration at the rate determined by the congress of attorneys of Ukraine or by the Bar Council of Ukraine.

12.9. The Higher Qualification and Disciplinary Commission of the Bar is a legal entity and shall operate in accordance with this Law, other laws of Ukraine and the regulation on the Higher Qualification and Disciplinary Commission of the Bar.

12.10. The regulation on the Higher Qualification and Disciplinary Commission of the Bar approved by the congress of attorneys of Ukraine is the statutory document of the Higher Qualification and Disciplinary Commission of the Bar.

12.11. The Higher Audit Commission of the Bar is charged with exercising control over financial and economic activity of the Higher Qualification and Disciplinary Commission of the Bar, its reports are to be transferred for review and approval to Congress of Attorneys of Ukraine, and during the period between the congresses of attorneys of Ukraine – to the Bar Council of Ukraine and Higher Qualification and Disciplinary Commission of the Bar.

Article 13. HIGHER AUDIT COMMISSION OF THE BAR AND REGIONAL BAR AUDIT COMMISSION

13.1. The Higher Audit Commission of the Bar shall be formed and shall operate for the purpose of exercising control over financial and economic activity of the Ukrainian National Bar Association, its bodies, regional bar councils, the Bar Council of Ukraine, qualification and disciplinary commissions of the bar, the Higher Qualification and Disciplinary Commission of the Bar, and over operation of regional bar audit commissions.

The Higher Audit Commission of the Bar shall be controlled by, and accountable to, the congress of attorneys of Ukraine.

13.2. The chairman and members of the Higher Audit Commission of the Bar shall be elected by the congress of attorneys of Ukraine for a five-year's tenure from among the attorneys who have been practicing law for at least five years. The number of the members of the Higher Audit Commission of the Bar shall be determined by the congress of attorneys of Ukraine.

The chairman or a member of the Higher Audit Commission of the Bar may be early recalled by the decision of the congress of attorneys of Ukraine.

The chairman and a member of the Higher Audit Commission of the Bar may not simultaneously be a member of a regional bar audit commission, a qualification and disciplinary commission of the bar, the Higher Qualification and Disciplinary Commission of the Bar, a regional bar council, the Bar Council of Ukraine, and a commission for the assessment of quality, completeness and timeliness of provision by attorneys of free legal aid.

The chairman and members of the Higher Audit Commission of the Bar may receive remuneration for their work in the commission at the rate determined by the congress of attorneys of Ukraine.

13.3. Based on the audit results, the Higher Audit Commission of the Bar shall draw up reports and submit them for consideration and approval by the congress of attorneys of Ukraine. The Higher Audit Commission of the Bar may submit audit reports on the results of the audit to the Bar Council of Ukraine and the Higher Qualification and Disciplinary Commission of the Bar.

13.4. The regional bar audit commission shall be formed and shall operate for the purpose of exercising control over financial and economic activity of the regional bar council and over the qualification and disciplinary commission of the bar.

The regional bar audit commission shall be controlled by, and accountable to, the conference of attorneys of the region.

13.5. The chairman and the members of the regional bar audit commission shall be elected for a five-year term by the conference of attorneys of the region from among the attorneys who have been practicing law for at least five years, whose work place address is located in the Autonomous Republic

of Crimea, regions, the cities of Kyiv and Sevastopol, and who are entered into the Unified Register of Attorneys of Ukraine. The number of the members of the regional bar audit commission shall be determined by the conference of attorneys of the region.

The chairman or a member of the regional bar audit commission may be early recalled by the decision of the conference of attorneys of the region which elected the said persons to their positions.

The chairman or a member of the regional bar audit commission may not simultaneously be a member of the Higher Audit Commission of the Bar, of the qualification and disciplinary commission of the bar, of the Higher Qualification and Disciplinary Commission of the Bar, of the regional bar council, of the Bar Council of Ukraine, and of the commission for assessment of quality, completeness and timeliness of provision by attorneys of free legal aid.

13.6. Based on audit results, the regional bar audit commission shall draw up conclusions and submit them for consideration and approval by the conference of attorneys of the region. The regional bar audit commission may submit audit results to the Bar Council of Ukraine and the congress of attorneys of Ukraine.

Article 14. BINDING DECISIONS OF BODIES OF ATTORNEYS' SELF-GOVERNMENT

14.1. The decisions of the congress of attorneys of Ukraine and the Bar Council of Ukraine shall be binding on all attorneys, law firms, regional bodies of attorney self-government, and, within performance of public functions, for governmental bodies, their regional offices, local state administrations, governmental bodies of the Autonomous Republic of Crimea, bodies of local self-government, enterprises, institutions, organizations regardless of the type of their ownership and citizens.

14.2. The decisions of bodies of attorneys' self-government shall become effective as of the date of their adoption, unless otherwise provided for in the decisions.

Article 15. FINANCIAL SUPPORT OF UNBA. PROPERTY OF UNBA.

15.1. Property of UNBA consists of movable and immovable property, fixed assets, intangible assets, monies etc., that are reflected in its balance sheet as provided by law.

15.2. UNBA enjoys possession, use and disposal of the monies and other property it holds by virtue of the Law of Ukraine "On the Bar and Practice of Law" and the present Statute.

15.3. UNBA may be financed through:

- the attorneys' annual contributions for ensuring the implementation of attorneys' self-government;
- voluntary contributions by attorneys, attorney bureaus and law firms;
- voluntary contributions by individuals and legal entities;
- other sources not prohibited by law.

15.4. Disposal of the UNBA property is vested with respective bodies of UNBA within the boundaries outlined by this Statute.

Article 16. ACCOUNTING AT UNBA. CONTROL OVER FINANCIAL AND ECONOMIC ACTIVITY OF THE UNBA

16.1. UNBA exercises primary (operative) reporting and accounting of the results of its activity, compiles statistical information and files financial statements and statistical information about its activity, as well as other data, as required by law.

16.2. Yearly financial report of UNBA are made public as provided by the procedure approved by the Bar Council of Ukraine.

Article 17. AMENDING THE STATUTE OF UNBA

17.1. Amendments to the Statute of UNBA shall be made on the basis of decisions of congress of attorneys of Ukraine, taken by majority of votes of the delegates participating therein.

17.2. Amendments to the Statute of UNBA are subject to state registration as provided by the Law of Ukraine “On State Registration of Legal Entities and individual entrepreneurs”.

Article 18. REORGANIZATION AND LIQUIDATION OF UNBA

18.1. UNBA cannot be reorganized. The Ukrainian National Bar Association may be liquidated only on the basis of the law, that establish the consequences of liquidation.

President of Ukrainian National Bar Association

Chairman of the Bar Council of Ukraine

Lidiya Izovitova _____ (signed) _____ (seal)