

## *Administration of Justice in Zaporizhia region informs!*

### AVOWAL OF INCOME BY STATE SERVICES

General principles of activity of civil servants are determined by Law of Ukraine „About government service”.

By the article 13 of Law of Ukraine „About government service” is foreseen declaration of incomes of civil servants and, it is accordingly set that a person who pretend to get position of civil servant of the third – seventh categories, gives after the place of future service information about profits and obligations of financial character, including abroad, in relation to itself and the family members. A person who pretend to get a position of civil servant of the first and second categories must give also a list about proper of family members about real assets and valuable personal assets, deposits and securities. The categories of positions of civil servants are certain by the article 25 of Law of Ukraine „About government service”.

Except for foregoing, it is set by law, that noted information is given by civil servant annually. Presentation, storage and use of the indicated information, established by Cabinet of Ministers of Ukraine. Accordingly, by the decision of Cabinet of Ministers of Ukraine from 11.08.95 №641 „About application of the article 13 of Law of Ukraine „About government service” is set that civil servants give afore-named information as declaration about profits for a previous financial year.

A civil servant is personally responsible for veracity of information, indicated by him in declaration about profits, obligations of financial character and property state of civil servant and person who pretend to get position of civil servant, to himself and the family members (farther is declaration). Form of declaration (№001-DC), ratified by the order of Ministry of finance of Ukraine from 06.03.97 №58, incorporated in Ministry of justice of Ukraine 31.03.97 after №104/1908.

Presentation of untruthful information a civil servant about his profits or backing-away of them in general, results in very negative consequences.

So, by positions of point 7 of the first part of article 30 of Law of Ukraine „About government service” certain that backing-away or presentation of untruthful information a civil servant about his profits, foreseen by article 13 of afore-named law, is foundation of stopping of government service. In addition, administrative responsibility by Law of Ukraine „About a fight against a corruption”, the article 6 of which is set requirements about financial control, namely, that

declaration of incomes of persons, authorized on implementation of functions of the state, carried out all right and on grounds, foreseen by the article 13 of Law of Ukraine „About government service”.

By the article 9 of Law of Ukraine „About a fight against a corruption” administrative responsibility is certain for violation of requirements of financial control (backing-away or presentation of incomplete or untruthful information about profits and obligations of financial character) is fine in a size from 15 to 25 untaxed minimums of profits of citizens, and also is foundation for a refuse in assigning for position and for deprivation of right to be a candidate in deputies or on elective offices in public organs. Backing-away or ill-timed presentation by a civil servant or other person, authorized on implementation of functions of the state, information, about opening of currency account in a foreign bank also results in administrative responsibility – fine in a size from 15 to 25 untaxed minimums of profits of citizens.

The order of filling of declarations civil servants is explained in point 2 of Methodical recommendations about filling by civil servants and persons, authorized on implementation of function of the state, declaration about profits, obligations of financial character and property state of civil servant and person who pretend to get a position of civil servant, to himself and the family members, ratified by the order of Ministry of finance of Ukraine from April, 9, 2001 №175.

Coming from above-mentioned, to every person whom spreads the action of Laws of Ukraine „About government service” and „About a fight against a corruption” is necessary in time, so **annually till April, 15 for a previous financial year** (a term is certain by the decision of Cabinet Ukraine from 11.08.1995 №641), in the order set by legislation, give after a mestome services of list about profits and obligations of financial character in the proper declarations.

Declarations of civil servants and persons, who pretend to get a position of civil servant, saved in their personal files after the mestome of service (future service).

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