

ICC UKRAINE, INTERNATIONAL CHAMBER OF COMMERCE
The world business organization

**Secretariat of the Interagency Working Group for the “Single Window – Local Solution”
Technology Implementation**

533 20.08.2014

A. V. Makarenko,
Deputy Head,
The State Fiscal Service of Ukraine

Re.: Ensuring the “Single Window – Local Solution” Technology Implementation and performance of provisions of the Resolution of the Cabinet of Ministers of Ukraine Dated 02.07.2013 “On Amending the Resolution of the Cabinet of Ministers of Ukraine dated 21.05.2012 # 451”

Dear Anatoliy Viktorovich,

The Ukrainian National Committee under the International Chamber of Commerce (hereinafter – the “ICC Ukraine”) acting as the Secretariat of the Interagency Working Group for the “Single Window – Local Solution” Technology Implementation in the Operations Area of the Pivdenna Customs and Ports of Odessa Region is analysing and generalizing the current state of the above pilot project implementation for the purpose of preparing the information and report for the Prime Minister of Ukraine.

The “Single Window – Local Solution” in practice justifies its potential as an efficient tool of irreversible facilitation of the trade and transport procedures and rationalisation of the state control functions.

Over a period of the years 2011-2014 four international seminars that issued the recommendations on the single window principle implementation at the local level were held, and fourteen Meetings of the Interagency Working and Expert Groups for the “Single Window – Local Solution” Technology Implementation (hereinafter – “IWG”) took place (official site: <http://www.singlewindow.org>) under the auspices of UNECE).

Upon issuance of the Resolution of the Cabinet of Ministers of Ukraine dated 02.07.2013 # 553 “On Amending the Resolution of the Cabinet of Ministers of Ukraine dated 21 May 2012 # 451” the questions relating to the usage of the Port Community Information System (a material product of the “Single Window – Local Solution” project) acquired juridical nature.

The legal basis for the Port Community Information System (hereinafter – “PCIS”) is the public Agreement of Information Cooperation (published on the official site of the State Enterprise “Administration of Sea Ports of Ukraine” www.uspa.gov.ua for the purpose of involvement of the state bodies and other economic activity subjects of the ports), and agreements made with the Data Processing Centre concerning providing access to PCIS (published on the official site of LLC “PPL 33-35” www.ppl33-35.com). Certificate of Compliance registered on 15.10.2013 with the Administration of the State Service for Special Communication and Protection of Information of Ukraine as # 9065, which is valid until 15.10.2018 certifies that the information protection integrated system of the “Unified Port Community Information System (AS93)-PC” provides for the information protection in Ukraine pursuant to the requirements of the information technical protection system standard documents.

As of today, 484 subjects of legal relations have joined the public Agreement of Information Cooperation with SE "ASPU" seven of them being the state power authorities given powers to perform control functions at the border checkpoints. 457 subject have concluded the corresponding agreements of access to PCIS and/or agreements of technical support and service with LLC "PPL 33-35", the owner of PCIS, that as the Data Processing Centre ensures the functioning, protection, technical assistance and development of the system in accordance with the procedures established by the legislation.

However, the legal formation of interrelations with the Pivdenna Customs concerning the PCIS usage remains uncompleted today. According to the latest available information of ICC Ukraine (Letter of the Ministry of Revenues and Duties of Ukraine dated 02.04.2014 # 5908/6/99-99-24-01-09-15 "On Consideration of Information Cooperation Agreement, see attached hereto) the only obstacle was the fact of the Ministry of Revenues and Duties of Ukraine being under restructuring.

In view of the requirement to complete the legal processing of the above interrelations and in consideration of the provisions of the Instruction of the Cabinet of Ministers of Ukraine dated 17.07.2014 # 651-p "The Issue of the State Fiscal Service" and Order of the State Fiscal Service of Ukraine dated 18.07.2014 #2 "On Commencement of the State Fiscal Service of Ukraine Activities", we request you to return to the consideration of a number of issues, which have been raised earlier and dwelled upon in the following documents:

- Letter of the Odessa Sea Port Administration dated 29.11.2013 # 18A/1104);
- Letter of the Pivdenna Customs House, the Ministry of Revenues and Duties of Ukraine dated 30.12.2013 # 3.1/1.1-8/13169;
- Letter of the Ukrainian National Committee under the International Chamber (ICC Ukraine) dated 16.01.14 # 7; and
- Letter of the Ministry of Revenues and Duties of Ukraine # 5908/6/99-99-24-01-09-15 dated 02.04.2014.

and take decisions on the issues in question.

Attachment on _____ pages.

Respectfully yours,

Signed

V. I. Schelkunov,
President, ICC Ukraine,
Adviser of Prime-Minister of Ukraine,
Deputy Head, Interagency Working Group

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