

Legal Alert – 10 August 2011

**LAW OF UKRAINE "ON STATE LAND CADASTRE"
ADOPTED**



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On 2 August 2011, the Ukrainian President signed Law of Ukraine No. 3613-VI "On the State Land Cadastre" dated 7 July 2011 (the "**Law**").

The Law is one of the two Laws, which when they take force, will cancel the moratorium on sale of agricultural lands. The Law will take effect on 1 January 2012. According to clause 15 of the Transitional Provisions of the Land Code of Ukraine, after the Law takes effect the purchase and sale and other alienation of land plots and land shares will be introduced, subject to the adoption and entry into force of the second law – the Law of Ukraine "On the Land Market" (the respective Bill has been submitted to the Verkhovna Rada of Ukraine and should be considered in the autumn of 2011).

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The Land Cadastre is an information system containing extensive data about land plots (their cadastral numbers), their owners (users) and about the registered proprietary rights to real estate. It is provided that excerpts from the Cadastre will be issued for a fee. Such excerpts will be mandatory for operations involving the respective land plot. Acts certifying titles in land will continue to be issued as title documents until 1 January 2013.

The Law governs relations in the sphere of maintaining the State Land Cadastre; securing rights of land owners and land users; regulation of land relations and management of land resources. In particular, the following issues are governed by the Law:

- procedure for holding State registration of a land plot;
- grounds and timeframe for State registration;
- list of land management and land appraisal documents, which are the grounds for introducing data into the State Land Cadastre.

The Law stipulates that submitted documents shall be analyzed and all data about the land plot shall be introduced exclusively by local district (city) agencies of the central executive authority for land resources.

The Law establishes proper legal, economic and organizational principles of functioning of the State Land Cadastre and introduces substantial amendments to the Land Code of Ukraine. Adoption of the Law provides a legislative base for creation of the single integrated database of lands in Ukraine, principles of updating, adjustment and monitoring thereof and ensures more transparent operation of the land market by minimizing the number of steps necessary for State registration of land plots.

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