

APPROVED
by the Resolution of the Presidium
of the NAS of Ukraine dated
29.09.2021, No. 291

BASIC PRINCIPLES
of the Organization and Activities of the Research Institution of the
National Academy of Sciences of Ukraine

The Basic Principles of the Organization and Activities of the Research Institution of the National Academy of Sciences of Ukraine (hereinafter referred to as the Basic Principles) have been developed on the basis of the Law of Ukraine “On Scientific and Scientific-Technical Activities”, other legislative acts, in accordance with clause 3.8 and subclause 7.15.8 of clause 7.15 of the Charter of the National Academy of Sciences of Ukraine and determine the main legal, organizational and financial principles of the activities of the scientific institution of the National Academy of Sciences of Ukraine.

1. General Provisions

1.1. The research institution (a research and development institute and another scientific institution - observatory, botanical garden, arboretum, reserve, library, museum, scientific and technical (technological) complex, etc.) under the jurisdiction of the NAS of Ukraine (hereinafter referred to as the research institution of the NAS of Ukraine) is a state research institution based on state ownership.

1.2. The research institution of the NAS of Ukraine shall operate in accordance with the Constitution of Ukraine, the Law of Ukraine “On Scientific and Scientific-Technical Activities” and other legislative acts, the Charter of the National Academy of Sciences of Ukraine, these Basic Principles and its own Bylaws.

1.3. The research institution of the NAS of Ukraine shall be established, reorganized and liquidated by the decision of the Presidium of the NAS of Ukraine. Research institutions of dual subordination shall be established by a joint decision of the National Academy of Sciences of Ukraine and the central executive body of Ukraine, which ensures the formation and implementation of state policy in the field of research and scientific-technical activities, another central executive body.

1.4. The research institution of the NAS of Ukraine is a legal entity, has an autonomous balance sheet, a round seal with its denomination, other necessary seals and stamps, accounts in national and foreign currency opened in accordance with the legislation of Ukraine; it may also have a trademark, which is registered in accordance with the established procedure, emblem; it keeps records and accounting in accordance with the legislation of Ukraine.

The research institution of the NAS of Ukraine has the right to conclude agreements, acquire property and non-property rights, bear responsibility, and be a plaintiff and defendant in court in accordance with the legislation.

1.5. The research institution of the NAS of Ukraine shall operate on the basis of its Bylaws approved by the Presidium of the NAS of Ukraine.

The Bylaws (regulations) of the dual-subordination research institution shall be approved by the Presidium of the NAS of Ukraine and the relevant central executive body.

The Directorate of the research institution shall draw up the Bylaws of the scientific institution of the NAS of Ukraine and amendments to them and after their deliberation by the academic staff, the Academic Council of the research institution shall consider them.

The Bylaws of the research institution of the NAS of Ukraine must contain: its full and abbreviated denomination in the state and English languages; date of adoption and number of the resolution on

establishment; location; legal status; purpose of establishment and main tasks; general structure; procedure for administration and powers of management bodies; sources of income and procedure for using funds and property; powers of the staff of the research institution; procedure for reporting and control over the implementation of financial and economic activities; procedure for amending the Bylaws; procedure for termination.

The Bylaws of the research institution of the NAS of Ukraine may contain other provisions relating to the specifics of its establishment and activities.

1.6. The research institution of the NAS of Ukraine may have the status of a non-profit organization.

1.7. The research institution of the NAS of Ukraine shall be founded and shall operate with the aim of conducting scientific research aimed at obtaining and using new knowledge in relevant fields of science, bringing scientific and scientific-technical knowledge to practical use, training highly qualified scientific personnel, meeting social, economic and cultural needs and innovative development of the country.

Research and (or) scientific-technical activity is the main one for the research institution of the NAS of Ukraine.

1.8. The research institution of the NAS of Ukraine shall be part of the department of the NAS of Ukraine or shall be directly subordinated to the Presidium of the NAS of Ukraine. The affiliation of the research institution of the NAS of Ukraine to the relevant department of the NAS of Ukraine, the transfer of the scientific institution of the NAS of Ukraine from one department of the NAS of Ukraine to another, as well as its subordination directly to the Presidium of the NAS of Ukraine, shall be determined by the Presidium of the NAS of Ukraine upon submission (petition) of the Academic Council of the research institution of the NAS of Ukraine and upon the agreement of the relevant department(s) of the NAS of Ukraine.

1.9. The research institution of the NAS of Ukraine is subject to mandatory state certification in accordance with the procedure established by law and assessment of the effectiveness of its activities according to the methodology approved by the Presidium of the NAS of Ukraine.

1.10. The research institution of the NAS of Ukraine annually reports on its research and scientific-organizational activities to the relevant department or to the Presidium of the NAS of Ukraine, if necessary.

1.11. The Supervisory Board may be established by decision of the Presidium of the NAS of Ukraine for the purpose of independent assessment of the results of research (scientific-technical, scientific-pedagogical, scientific-organizational) activities of the research institution of the NAS of Ukraine.

2. Main Tasks of the Research Institution of the NAS of Ukraine

2.1. The main tasks of the research institution of the NAS of Ukraine are:

2.1.1. Conducting fundamental and applied scientific research in current focus areas of science and technology in order to obtain new scientific knowledge and use it for practical purposes.

2.1.2. Conducting scientific-technical (experimental) developments based on scientific knowledge obtained as a result of scientific research or practical experience, with the aim of bringing such knowledge to practical use.

2.1.3. Provision of scientific-technical services.

2.1.4. Conducting scientific and scientific-technical expertise.

2.1.5. Training of highly qualified scientific personnel through master's, postgraduate, and doctoral studies.

2.1.6. Ensuring high quality scientific research and scientific-technical (experimental) developments, systematic accumulation and generalization of scientific results, creation of conditions for the realization of the creative capabilities of the academic staff, and social protection of employees.

2.1.7. Preservation and development of scientific infrastructure.

2.1.8. Informing the public about the results of its activities.

2.2. The research institution of the NAS of Ukraine according to its main tasks:

2.2.1. Works out, with the broad participation of the academic staff, the main scientific focus areas of the research institution of the NAS of Ukraine and submits them to the Presidium of the NAS of Ukraine for approval. The resolutions of the General Meeting, decisions of the Presidium and the relevant department of the NAS of Ukraine shall be taken into account when determining the range of research topics.

2.2.2. Organizes and conducts research and development, design, technological, pilot work in accordance with the approved main scientific focus areas of activity and current (annual) plans for scientific research and scientific-technical (experimental) developments.

2.2.3. Studies, analyzes and summarizes the achievements of world science in the relevant field and determines the possibilities of their use in all spheres of public life, participates in the development and implementation of international programs and projects.

2.2.4. Develops foresights and conducts scientific expertise in relevant areas of science and technology.

2.2.5. On behalf of the administration bodies and officials of the NAS of Ukraine in accordance with their competence or on its own initiative, it develops foresights, information and analytical materials, proposals, recommendations on certain issues of state and society development, carries out scientific and scientific-technical expertise in accordance with contracts concluded with individuals and legal entities pursuant the procedure established by law.

2.2.6. Participates in competitions for research projects, scientific-technical developments and competitions for grants, including international competitions, and ensures the implementation of relevant works and activities based on the results of the competitions.

2.2.7. Holds conferences, meetings, symposiums, exhibitions, and scientific schools, including international ones.

2.2.8. Carries out publishing activities of a scientific, educational and enlightening nature, acts in accordance with the established procedure as the founder of printed media, scientific publishing houses, scientific journals and scientific publications.

2.2.9. Has (creates) its own official website, ensures the placement of information on the main scientific focus areas, structure and results of the activities of the research institution of the NAS of Ukraine, regularly updates the specified information, and promotes coverage of significant achievements and important events in the life of the research institution of the NAS of Ukraine and other scientific materials of public interest in the mass media and social networks.

2.2.10. Holds competitions to fill vacancies of academic researchers, certifies employees of the research institution of the NAS of Ukraine.

2.2.11. Forms, in accordance with the procedure established by the legislation of Ukraine, specialized Dissertation Advisory Committees in specialties in accordance with the main scientific areas of activity of the research institution of the NAS of Ukraine.

2.2.12. Establishes, in accordance with the procedure provided for by law, institutions of higher education for the training of specialists at various qualification levels, in particular, at master's and PhD degree level.

2.2.13. Carries out educational activities in the field of higher education, provides educational services by training specialists at various qualification levels in accordance with the Law of Ukraine "On Higher Education", in particular through master's, postgraduate and doctoral studies, takes measures to improve the qualifications of scientists, promotes the development of the scientific component in the field of education and the involvement of talented youth in scientific activities.

2.2.14. Carries out training under postgraduate education programs for the purpose of retraining scientists and specialists in accordance with the established procedure, and establishes specialized

departments for training specialists at the Master and (or) Doctor of Philosophy qualification level, together with universities and other higher education institutions.

2.2.15. Locates structural units (laboratories) conducting research and scientific-technical activities on the basis of the research institution or relevant higher education institution with account for educational programs and topics of scientific research, in accordance with a contract concluded with another research institution or higher education institution.

2.2.16. Draws up the structure and staff schedule within the available financing and approves it in accordance with the procedure established by the NAS of Ukraine.

2.2.17. Concludes agreements and contracts on research and scientific-technical cooperation with organizations and legal entities, including foreign and international ones, participates in the implementation of international research and scientific-technical programs and projects in accordance with the procedure established by law.

2.2.18. Participates in the activities of academic societies, associations, and unions, including foreign and international ones, as their member, and conducts other joint activities in accordance with the legislation of Ukraine. Upon agreement with the NAS of Ukraine, it may join associations of legal entities in order to fulfill its statutory tasks while maintaining the status of a legal entity and financial autonomy.

2.2.19. Acts as a founder and co-founder of business companies and participates in the formation of the authorized capital of such business companies exclusively by contributing intellectual property rights to it, while the respective exclusive property rights are retained by the research institution of the NAS of Ukraine.

2.2.20. Constructs, reconstructs, and makes major repairs of its fixed assets, research, residential, and other social facilities.

2.2.21. Provides paid services according to the list specified by the legislation for budgetary scientific institutions and in compliance with the Bylaws of the research institution of the NAS of Ukraine.

2.2.22. Processes personal data in accordance with the Law of Ukraine “On Personal Data Protection”.

2.3. The research institution of the NAS of Ukraine has the right to conclude lease agreements for property, in particular real estate, which is recorded on its balance sheet, as well as property sale contracts in accordance with the procedure established by the NAS of Ukraine.

2.4. The research institution of the NAS of Ukraine shall carry out the activities that require special legal permits or licenses exclusively upon obtaining such permits or licenses according to the legislation.

3. Structure of the Research Institution of the NAS of Ukraine

3.1. The Directorate of the research institution of the NAS of Ukraine shall draw up the institution structure and amendments to it, the Academic Council shall consider and the relevant department of the NAS of Ukraine shall approve them; should the research institution of the NAS of Ukraine be directly subordinated to the Presidium of the HAH of Ukraine, then the Presidium of the NAS of Ukraine shall approve the institution structure and amendments to it.

The main structural unit of the research institution is a research subdivision, whose main task is to conduct research, scientific-technical or scientific-organizational activities, and in whose staff the positions of academic researchers account for at least 50 percent.

The structure of the research institution of the NAS of Ukraine may include an institute, R&D unit, directorate, departments, complex, center, laboratory, section, sector, bureau, group, branch, experimental station, experimental field, botanical garden, arboretum, natural monument of garden art, observatory, research (scientific-technical) library, science (scientific-technical) museum, etc.

Research institutions of the NAS of Ukraine of the medical sphere may include clinics, medical and diagnostic units.

Temporary research (creative) teams may be formed in order to solve certain individual tasks.

Administrative and scientific auxiliary subdivisions and services are also the structural subdivisions of the research institution of the NAS of Ukraine.

3.2. The research institution of the NAS of Ukraine may establish branches and research departments as autonomous subdivisions of the research institution of the NAS of Ukraine, design, technological and project bureaus, pilot production facilities, social units, as well as other autonomous units without the rights of a legal entity, operating in accordance with the regulations approved by order of the Head of the institution upon the coordination with the Academic Council of the research institution of the NAS of Ukraine.

3.3. Production-oriented research institutions of the NAS of Ukraine, enterprises and organizations with the rights of a legal entity may operate at research institutions of the NAS of Ukraine, in order to directly implement the scientific and technical result (results) into production and/or practical use at enterprises and institutions, which are established by the decision of the Presidium of the NAS of Ukraine and operate on the basis of the Bylaws approved and filed in accordance with the procedure established by the NAS of Ukraine.

3.4. In order to provide access to unique equipment for conducting scientific research and scientific-technical (experimental) developments by national and foreign scientists, core facilities for the shared use of scientific equipment may be established in the form of a structural unit of the research institution of the NAS of Ukraine by decision of the Presidium of the NAS of Ukraine.

3.5. A scholarly group of the research institution of the NAS of Ukraine may be part of a state key laboratory as an association of research teams of research institutions and universities, other higher education institutions, on the basis of an agreement on joint research activities in the manner prescribed by law, in order to support and develop fundamental research at the world level, new promising interdisciplinary areas of scientific research and scientific-technical developments, coordinate joint activities and effectively use financial, material, technical and human resources in a specific scientific area.

4. Management of the Research Institution of the NAS of Ukraine

4.1. The management of the research institution of the NAS of Ukraine shall be carried out on the basis and in the manner established by the Law of Ukraine “On Scientific and Scientific-Technical Activities”, the Charter of the NAS of Ukraine, these Basic Principles and the Bylaws of the research institution of the NAS of Ukraine.

4.2. The research institution of the NAS of Ukraine is headed by a Director who shall be elected, appointed and dismissed from office and acts in accordance with the legislation and the Bylaws of the research institution of the NAS of Ukraine.

4.3. The Head of the research institution of the NAS of Ukraine shall be elected by secret ballot at a meeting of the academic staff of the research institution for a term of up to five years within the term specified by the Bylaws (regulations) of the research institution of the NAS of Ukraine, with the right to be re-elected, and shall be appointed to the position by the Presidium of the NAS of Ukraine; the Head of a dual-subordination research institution shall be appointed by a joint decision of the Presidium of the NAS of Ukraine and the relevant central executive body.

The same person cannot be the Head of the relevant research institution of the NAS of Ukraine for more than two terms.

4.4. An applicant for the position of Head of the research institution of the NAS of Ukraine must be fluent in the state language, have a scientific degree of Doctor of Sciences or Candidate of Sciences (Doctor of Philosophy) and have at least 10 years of experience as a researcher and (or) research and educational employee. The Presidium of the NAS of Ukraine or the relevant department of the NAS of Ukraine may establish additional qualification and other requirements for an applicant for the

position of Head of the research institution of the NAS of Ukraine, which arise from the specifics of the activities of this institution.

A person who:

- 1) has been declared incompetent or whose legal capacity is limited by a court decision;
 - 2) has a criminal record for committing a criminal offense, unless such a criminal record has been expunged or withdrawn in accordance with the procedure established by law;
 - 3) is deprived of the right to hold relevant positions by the court verdict;
 - 4) has been found guilty of committing a corruption offense by court decision – within one year from the date the relevant court decision enters into legal force;
 - 5) has been subject to administrative penalty for a corruption offense – within one year from the date the relevant court decision enters into force,
- cannot be elected or appointed to the position of Head (including acting Head) of a scientific institution of the NAS of Ukraine.

4.5. The Presidium of the NAS of Ukraine shall announce the competitive selection for the position of Head of the research institution of the NAS of Ukraine (the Presidium of the NAS of Ukraine and the relevant central executive body jointly in case of the research institution of dual subordination) no later than two months before the expiration of the contract of the person holding this position. Should the powers of the Head of the research institution of the NAS of Ukraine early terminate, the Presidium of the NAS of Ukraine shall announce a competition within a week from the date of the vacancy, appointing an acting Head of this research institution for a period of no more than six months.

The Academic Council and the personnel of research departments of the research institution of the NAS of Ukraine, among other bodies and persons specified by the Charter of the NAS of Ukraine, have the right to nominate candidates for the position of Head of the research institution of the NAS of Ukraine. The Presidium of the NAS of Ukraine or the relevant department of the NAS of Ukraine shall accept proposals regarding applicants for the position of Head of the research institution of the NAS of Ukraine within two months from the date of announcement of the competition for the position of Head of the research institution of the NAS of Ukraine. The candidacies of applicants who meet the established requirements shall be submitted to the meeting of the academic staff of the research institution of the NAS of Ukraine for their consideration within 20 calendar days from the date of the deadline for submitting documents for filling a vacancy.

4.6. A meeting of the academic staff of the institution shall consider applicants for the position of Head of the research institution of the NAS of Ukraine. Each participant in the academic staff meeting may vote for only one applicant or support none of them.

The election shall be considered to have taken place if at least two-thirds of the actual number of full-time researchers of the research institution of the NAS of Ukraine have participated in the meeting of the academic staff.

4.7. The resolution of the meeting of the academic staff of the research institution of the NAS of Ukraine on the election of the Head of this institution shall be considered by the General Meeting of the relevant department of the NAS of Ukraine, which shall recommend to the Presidium of the NAS of Ukraine:

- to appoint to the position of Head of the research institution of the NAS of Ukraine an applicant who received at least two-thirds of the votes of the academic researchers present at the meeting of academic staff of this research institution of the NAS of Ukraine;
 - to appoint to the position of Head of the research institution of the NAS of Ukraine an applicant who received more than 50 percent, but less than two-thirds of the votes of the academic researchers who participated in the meeting of the academic staff of the research institution, or, if there are substantiated objections, announce a new competition, appointing an acting Head of the research institution for a period of no more than six months.
- наукових працівників, які взяли участь у зборах колективу наукових працівників

4.8. Should none of the applicants for the position of Head of the research institution of the NAS of Ukraine receive more than 50 percent of the votes of academic researchers who participated in the meeting of the academic staff of the research institution in the first round, a second round of voting shall be held.

Two applicants who have received the largest number of votes in the first round shall be allowed to participate in the second round.

Elections shall be deemed to have taken place if at least two-thirds of the actual number of full-time academic researchers of the research institution of the NAS of Ukraine participated in the meeting of the academic staff.

The General Meeting of the relevant department of the NAS of Ukraine shall consider the resolution of the meeting of the academic staff of the research institution of the NAS of Ukraine on the election of the Head of the institution in the second round and shall recommend to the Presidium of the NAS of Ukraine:

- to appoint to the position of Head of the research institution of the NAS of Ukraine a candidate who, in the second round, received at least two-thirds of the votes of academic researchers present at the meeting of the academic staff of the research institution;

- to appoint to the position of Head of the research institution of the NAS of Ukraine a candidate who, in the second round, received more than 50 percent, but less than two-thirds of the votes of academic researchers who participated in the meeting of the academic staff of the research institution, or, if there are substantiated objections, to announce a new competition, appointing an acting Head of the research institution for a period of no more than six months.

The Presidium of the NAS of Ukraine shall directly consider the resolution of the meeting of the academic staff of the research institution of the NAS of Ukraine provided for in clauses 4.7 and 4.8 of these Basic Principles, if such institution is directly subordinated to the Presidium of the NAS of Ukraine.

4.9. The Presidium of the NAS of Ukraine shall appoint Head of the research institution of the NAS of Ukraine to the position (for the research institution of dual subordination it must be the joint decision of the Presidium of the NAS of Ukraine and the relevant central executive body) upon the recommendation of the General Meeting of the relevant department of the NAS of Ukraine.

If there are substantiated objections submitted by the General Meeting of the relevant department of the NAS of Ukraine, the Presidium of the NAS of Ukraine (for the research institution of dual subordination, together with the relevant central executive body) shall announce a new competition and appoint an acting Head of the research institution of the NAS of Ukraine for a term of no more than six months.

If only one applicant participated in the first round of election and did not receive more than 50 percent of the votes of academic researchers who participated in the meeting of the academic staff of this research institution, or if in the second round of election none of the applicants received more than 50 percent of the votes of academic researchers, who participated in the meeting of the academic staff of the research institution, or if less than two-thirds of the actual number of full-time academic researchers of the research institution of the NAS of Ukraine participated in the meeting of the academic staff, the election shall be considered not to have taken place, and the Presidium of the NAS of Ukraine shall announce a new competition, appointing an acting Head of the research institution of the NAS of Ukraine for a term of no more than six months.

4.10. The NAS of Ukraine shall conclude a contract with the elected Head of the research institution of the NAS of Ukraine in accordance with the established procedure within one month from the date of election for the term provided for by the Bylaws (regulations) of the research institution, but not more than five years.

4.11. The Presidium of the NAS of Ukraine may dismiss the Head of the research institution of the NAS of Ukraine from his/her position on grounds specified in labor legislation, and because of

violation of the contractual terms as well. The Head of the research institution of the NAS of Ukraine may also be dismissed from his/her position following the decision to recall him/her taken by a meeting of the academic staff of the research institution. The grounds for the dismissal of the Head of the research institution are specified by labor legislation and the Bylaws (regulations) of the research institution.

A motion to recall the Head of the research institution of the NAS of Ukraine may be submitted to a meeting of the academic staff of this research institution for consideration by no less than half of the statutory membership of the Supervisory or Academic (scientific, scientific-technical, technical) Council of the institution.

4.12. The Presidium of the NAS of Ukraine shall appoint an acting Head of a newly established research institution of the NAS of Ukraine for a term of no more than six months.

4.13. The Head of a higher education institution under the jurisdiction of the NAS of Ukraine shall replace the position in accordance with the procedure established by the Law of Ukraine “On Higher Education”.

4.14. The Head of the research institution of the NAS of Ukraine shall organize the activities of the research institution of the NAS of Ukraine within the framework of powers granted to him/her.

4.15. The Head of the research institution of the NAS of Ukraine shall be responsible to the NAS of Ukraine for the fulfillment of duties stipulated by the legislation, the Bylaws of the research institution of the NAS of Ukraine, and the contract as well.

4.16. The Head of the research institution of the NAS of Ukraine has the right:

- 1) to dispose of property and funds within the limits and in the manner provided for by the contract, the Bylaws of the research institution of the NAS of Ukraine and the legislation;
- 2) to represent the research institution of the NAS of Ukraine in state authorities and local self-government bodies, institutions, organizations, and enterprises regardless of their form of ownership without a special authorization;
- 3) to open accounts on behalf of the research institution of the NAS of Ukraine in banks and in agencies of the central executive body that implements state policy in the field of treasury services of budget funds in the manner established by law;
- 4) to conclude contracts on behalf of the research institution of the NAS of Ukraine in accordance with the legislation;
- 5) to hire and dismiss employees of the research institution of the NAS of Ukraine, to determine their job responsibilities, and to apply incentive and penalty measures to them;
- 6) to reward employees in accordance with the regulations of the research institution of the NAS of Ukraine on rewarding and to carry out other kinds of incentives for employees of the research institution of the NAS of Ukraine;
- 7) to check the quality of work of employees of the research institution of the NAS of Ukraine and activities aimed at methodological, organizational support and coordination of research, scientific-technical activities;
- 8) to appoint the relevant share of membership in the Academic (scientific, scientific-technical, technical) Council of the research institution of the NAS of Ukraine;
- 9) to delegate part of his/her powers to the deputies and heads of structural subdivisions of the research institution of the NAS of Ukraine in accordance with the Bylaws of the research institution of the NAS of Ukraine;
- 10) to issue orders, instructions and powers of attorney within the limits of his/her powers;
- 11) to resolve issues of financial and economic activities of the research institution of the NAS of Ukraine.

4.17. The Head of the research institution of the HAH of Ukraine undertakes to ensure:

- 1) conducting research institution activities in accordance with the statutory tasks;

- 2) high-level research, scientific-technical and innovative activities of the research institution of the NAS of Ukraine, in particular, the implementation of the results of its scientific research, international scientific and scientific-technical cooperation;
- 3) training of highly qualified scientific personnel in master's, postgraduate and doctoral studies;
- 4) training and retraining, advanced training of employees of the research institution of the NAS of Ukraine;
- 5) fulfillment of state orders and other contractual obligations by the research institution of the NAS of Ukraine;
- 6) compliance with the license terms and conditions of the educational and research program accreditation by the research institution of the NAS of Ukraine;
- 7) obtaining competitive scientific and applied scientific results;
- 8) protection of intellectual property rights for the results of research and scientific-technical activities obtained at the expense of the state budget;
- 9) application of new scientific, scientific-technical knowledge during the training of top-qualification personnel;
- 10) stable financial and economic situation of the research institution of the NAS of Ukraine and effective use of property assigned to the research institution of the NAS of Ukraine, compliance with the requirements of the law when providing the specified property for use by other persons;
- 11) submission of reports to the NAS of Ukraine, in accordance with the established procedure, on the use of property assigned to the research institution of the NAS of Ukraine, in particular property provided for use by other persons;
- 12) compliance with the provisions of the Bylaws of the research institution of the NAS Ukraine and the collective labor agreement;
- 13) information protection in accordance with the law;
- 14) compliance with the requirements of the legislation, ensuring the fulfillment of the requirements of regulatory bodies in the field of economic activity and the requirements of the NAS of Ukraine by the research institution of the NAS of Ukraine within the established deadlines;
- 15) taking measures to improve the management of the research institution of the NAS of Ukraine, strengthening financial, economic, and labor discipline;
- 16) creating proper job conditions in accordance with legal requirements, respecting employees' rights in accordance with labor legislation;
- 17) timeliness of settlements with legal entities and individuals;
- 18) targeted and effective use of state budget funds;
- 19) timely and full fulfillment by the research institution of the NAS of Ukraine of its obligations to the state budget and state social funds;
- 20) implementation of the income and expenditure budget of the research institution of the NAS of Ukraine, prevention of arrears in salary payment, energy supply services and utilities payments;
- 21) keeping accounting records and preparing financial, budgetary and statistical reports in accordance with the applicable legislation;
- 22) taking measures within his/her powers to prevent corruption and corruption-related offenses in the research institution of the NAS of Ukraine;
- 23) informing the public about the activities of the research institution of the NAS of Ukraine.

4.18. The Head of the research institution of the NAS of Ukraine shall resolve other issues that fall within his/her competence according to the legislation, the Bylaws of the research institution of the NAS of Ukraine and the contract.

4.19. The Head of the research institution of the NAS of Ukraine shall annually report to the academic staff of the research institution of the NAS of Ukraine on his/her activities.

4.20. The Academic (scientific, scientific-technical, technical) Council of the research institution of the NAS of Ukraine (hereinafter referred to as the Academic Council) is a collegial body for managing

the scientific and scientific-technical activities of the research institution of the NAS of Ukraine in terms of the exclusive powers defined in clause 4.22 of these Basic Principles, and performs advisory and consultative functions on other issues of scientific and scientific-technical activities of the research institution of the NAS of Ukraine.

4.21. The number of members of the Academic Council of the research institution of the NAS of Ukraine shall be determined by the Bylaws (regulation) of the research institution of the NAS of Ukraine. At least three-quarters of the Academic Council members shall be elected for the term of office of the Head of the research institution of the NAS of Ukraine by secret ballot at the meeting of the academic staff, the rest of members shall be appointed by order of the Head of the research institution.

For the research institution of the NAS of Ukraine with more than 500 employees or with autonomous departments, branches, and other structural subdivisions, upon the proposal of the Head of the research institution of the NAS of Ukraine and by decision of the Presidium of the NAS of Ukraine, a special procedure for electing the members of the Academic Council of the research institution of the NAS of Ukraine may be determined and provided for in the Bylaws of the research institution.

The Head of the research institution of the NAS of Ukraine, his/her Deputy for science, and the Scientific Secretary of the research institution of the NAS of Ukraine are members of the Academic Council of the research institution of the NAS of Ukraine ex officio.

The Chairperson, his/her Deputies, and the Scientific Secretary of the Academic Council of the research institution of the NAS of Ukraine shall be elected by secret ballot from among its members.

All members of the National Academy of Sciences of Ukraine (academicians and corresponding members of the National Academy of Sciences of Ukraine) who work at the research institution are members of the Academic Council of this research institution of the NAS of Ukraine. Leading scientists and specialists who do not work at the research institution may be elected to the Academic Council (or invited and appointed by order of the Head of the research institution of the NAS of Ukraine).

The Chairperson of the Council of Young Scientists or another association of young scientists (representative of young scientists) of the research institution of the NAS of Ukraine and the head of the primary trade union organization (trade union representative) of the research institution of the NAS of Ukraine are also members of the Academic Council of the research institution of the NAS of Ukraine.

4.22. The exclusive powers of the Academic Council of the research institution of the NAS of Ukraine include issues regarding:

- 1) determining the development strategy of the research institution of the NAS of Ukraine and promising areas of scientific and scientific-technical activity;
- 2) conducting scientific and scientific-technical evaluation of the topics and results of R&D works;
- 3) approval of current (annual) plans for scientific research and scientific-technical (experimental) developments;
- 4) improvement and development of the structure of the research institution of the NAS of Ukraine;
- 5) approval of dissertation topics for applicants for the degree of Doctor of Philosophy at the third (educational and research) level of higher education or the scientific degree of Doctor of Sciences and appointment of academic advisers or consultants;
- 6) approval of the results of certification of researchers, postgraduate students, doctoral students, and applicants;
- 7) approval of the results of the competition for vacant positions of academic researchers;
- 8) nominating outstanding scientific works for awards, medals and other distinctions, including international ones;
- 9) awarding employees of the research institution of the NAS of Ukraine the Professor and Senior Researcher academic titles and submitting relevant resolutions for approval to the certification board

of the central executive body that ensures the formation and implementation of state policy in the field of scientific and scientific-technical activity, submitting petitions for the award of honorary titles;

10) approval of annual reports on the activities of the research institution of the NAS of Ukraine and consideration of the financial estimates of the research institution;

11) adoption of a decision on the placement of own revenues in local territorial agencies of the central executive body that implements state policy in the field of treasury services of budget funds, or in public sector banking institutions in accordance with the procedure established by law;

12) approval of the list of professions and positions of the research institution of the NAS of Ukraine, for which flexible working hours and remote work can be applied.

4.23. The Academic Council of the research institution of the NAS of Ukraine shall deliberate the main scientific focus areas of the research institution activity and recommends them for consideration by the relevant department of the NAS of Ukraine and approval by the Presidium of the NAS of Ukraine.

4.24. The Academic Council of the research institution of the NAS of Ukraine has the right to make decisions if at least half of its registered members are present at the meeting, except for cases of consideration of personnel issues, nomination of works for prizes and medals, and other issues, when the presence of two-thirds of the Academic Council is mandatory.

Decisions of the Academic Council of the research institution of the NAS of Ukraine are deemed to be adopted if more than 50% of the members of the Academic Council present voted for them.

Decisions are made by open or secret (depending on the decision of the Academic Council) voting, unless the Bylaws of the research institution of the NAS of Ukraine provide for a different procedure.

4.25. In order to further facilitate the activities of the research institution of the NAS of Ukraine and involve a wide range of scientists in assessing the results of its activities, a Supervisory Board may be established at the research institution, in particular with the involvement of foreign scientists, at the proposal of the Academic Council of the research institution and (or) by decision of the Presidium of the NAS of Ukraine, which shall operate in accordance with the regulations approved by the Presidium of the NAS of Ukraine pursuant the legislation.

4.26. To promote the implementation and development of scientific research by young scientists, to ensure the protection of their rights and interests, a Council of Young Scientists shall be established in the research institution of the NAS of Ukraine, which is a collegial elected advisory body uniting young scientists of the research institution of the NAS of Ukraine and acts in accordance with the regulations on this Council, which are approved by the Head of the research institution after consultation with the Academic Council of the relevant research institution of the NAS of Ukraine.

The Council of Young Scientists of the research institution of the NAS of Ukraine carries out its activities with the aim of ensuring the active participation of young scientists of the research institution of the NAS of Ukraine in conducting scientific research, as well as representing, protecting and realizing their rights and interests.

The research institution of the NAS of Ukraine, at which the Council of Young Scientists has been established, shall promote its activities and may finance events and projects initiated by the Council of Young Scientists.

4.27. All persons who participate in the activities of the research institution of the NAS of Ukraine on the basis of an employment contract form the staff of the research institution of the NAS of Ukraine. The main organizational form of exercising the powers of the staff is the General Meeting (conference) of the staff. A conference shall be held if convening a meeting is complicated due to multiple shifts, territorial separation of structural units, etc.

The General Meeting of the staff shall be considered valid if more than half of the total number of members of the staff participates in it, and the conference shall be considered valid if at least two-thirds of its delegates participate in it. The resolution of the General Meeting (conference) of the staff shall be approved by open voting, by a majority of votes of the meeting (conference) participants.

4.28. Production, labor and social relations of the staff with the research institution of the NAS of Ukraine shall be regulated by a collective labor agreement, which shall be concluded by the Head of the research institution with the trade union organization of the research institution of the NAS of Ukraine in accordance with the Law of Ukraine “On Collective Contracts and Agreements”.

4.29. The powers of the staff of the research institution of the NAS of Ukraine include:

- delegation of academic researchers to participate in sessions of the General Assembly of the NAS of Ukraine with the casting vote (except for issues related to the elections of full members (academicians), corresponding members and foreign members of the NAS of Ukraine);
- deliberation and approval of the collective labor agreement;
- consideration of social development issues, in particular, on improvement of working, living and health conditions, medical insurance for employees of the research institution of the NAS of Ukraine and their families;
- approval of internal labor regulations;
- application of public penalties;
- raising issues about bringing violators of labor discipline to responsibility in accordance with the procedure established by law.

Issues that fall within the competence of the staff of the research institution of the NAS of Ukraine shall be resolved by the staff with the participation of the Head of the research institution of the NAS of Ukraine, unless otherwise provided for by law.

4.30. All scientists who are in employment relations with the research institution of the NAS of Ukraine form an academic staff of the research institution of the NAS of Ukraine.

Meeting of the academic staff of the research institution of the NAS of Ukraine shall be deemed plenipotentiary if at least two-thirds of the actual number of full-time academic staff of the research institution are present.

4.31. The meetings of the academic staff of the research institution of the NAS of Ukraine make decisions on:

- election of the Head of the research institution of the NAS of Ukraine;
- recall of the Head of the research institution of the NAS of Ukraine;
- delegation of representatives (Candidates of Sciences, Doctors of Philosophy, Doctors of Sciences) of the academic staff of the research institution of the NAS of Ukraine to participate in the session of the General Meeting of the department of the NAS of Ukraine with the casting vote right for electing the Academician-Secretary of the department of the NAS of Ukraine.

4.32. The resolution of the meeting of the academic staff of the research institution of the NAS of Ukraine shall be approved by two-thirds of the votes of the academic staff present at the meeting of the academic staff of the research institution.

4.33. The Deputy Head for Science at the research institution of the NAS of Ukraine and the Scientific Secretary of the research institution of the NAS of Ukraine shall be appointed by the Head of the research institution of the NAS of Ukraine with the consent of the Academic Council of the research institution of the NAS of Ukraine and the relevant department of the NAS of Ukraine and shall be approved by the Presidium of the NAS of Ukraine for the term of office of the Head of this research institution.

The Deputy Head for general issues or for administrative and economic issues of the research institution of the NAS of Ukraine shall be appointed by the Head of the research institution with the consent of the relevant department of the NAS of Ukraine and shall be approved by the Bureau of the Presidium of the NAS of Ukraine for the term of office of the Head of this research institution.

4.34. Heads of autonomous research subdivisions without the rights of a legal entity (departments, branches, centers) of the research institution of the NAS of Ukraine, heads of main research subdivisions (departments) shall be elected on a competitive basis and appointed to the position by

the Head of the research institution of the NAS of Ukraine following consultations with the Presidium of the NAS of Ukraine, for a term of no more than 5 years with the right to be re-elected for the next term, unless otherwise provided for by the Bylaws of the research institution.

4.35. Deputy Heads of autonomous or main research subdivisions (units), heads of laboratories, sectors within units, chief and leading researchers shall be elected on a competitive basis and appointed to the position by the Head of the research institution of the NAS of Ukraine following consultations with the Bureau of the relevant department of the NAS of Ukraine, and the principal researchers shall be appointed to the position with the consent of the Presidium of the NAS of Ukraine. Senior researchers, researchers, junior researchers, principal and leading designers (engineers, technologists, etc.) and their deputies for the principal area of activity of the research institution of the NAS of Ukraine, principal and leading designers (engineers, technologists, etc.) of the research unit, project chief engineers (designers, technologists, etc.) shall be elected on a competitive basis and appointed to the position by the Head of the research institution of the NAS of Ukraine.

4.36. Employment contracts with academic researchers specified in clause 4.35 may be concluded for an indefinite period or for a period determined by agreement of the parties, but not more than five years, as specified in the terms of the competition.

Academic researchers with whom an employment contract has been concluded are subject to periodic certification in accordance with the procedure established by law. The positions of academic researchers with whom an employment contract has been concluded for a specified period shall be considered vacant after its expiration and a new competition may be held to fill the said positions in accordance with the established procedure.

Full members (academicians) and corresponding members of the National Academy of Sciences of Ukraine shall be appointed to positions of academic researchers by the Head of the research institution of the NAS of Ukraine without a competition and are confirmed in office in accordance with the procedure established by the NAS of Ukraine.

4.37. The research institution of the NAS of Ukraine may have an Honorary Director and advisors to the Directorate.

The Presidium of the NAS of Ukraine may appoint a leading scientist as an Honorary Director of the research institution of the NAS of Ukraine after reaching the age of 65 and resigning from the position of Head of the research institution of the NAS of Ukraine, who has headed the research institution of the NAS of Ukraine for a long time, made a significant contribution to science, the organization of scientific research and development of the research institution of the NAS of Ukraine and under whose leadership the research institution of the NAS of Ukraine took a leading place in the relevant field of science and achieved significant success in the implementation of research results and training of scientific personnel.

The Head of the research institution of the NAS of Ukraine may appoint full members and corresponding members of the NAS of Ukraine as advisors to the Directorate of the research institution of the NAS of Ukraine, upon their request, upon reaching the age of 65, based on the resolution of the Presidium of the NAS of Ukraine.

5. Financial and Logistical Support for the Activities of the Research Institution of the NAS of Ukraine

5.1. The financial support for the activities of the research institution of the NAS of Ukraine is provided at the expense of the state budget of Ukraine, which consists of general and special (own revenues) funds of the state budget, and its property complex.

5.2. Financing of the main activities of a budgetary research institution of the NAS of Ukraine, in particular its basic activity, shall be carried out within the limits of the expenditures provided for in the financial estimates for the specified purposes.

Financing of work under individual research and scientific-technical programs and projects of the NAS of Ukraine, implemented by the research institution of the NAS of Ukraine, as well as providing it with grants for the implementation of individual projects, the creation of youth laboratories and groups shall be carried out on a competitive basis in accordance with the procedure established by the Presidium of the NAS of Ukraine.

5.3. Should the budgetary research institution of the NAS of Ukraine receive own revenues in addition to the financing from the general fund of the state budget and, in accordance with the current legislation, such additional revenues shall be included in its special fund.

Own revenues shall consist of funds received in the established manner as fees for the provision of services by the budgetary research institution of the NAS of Ukraine in accordance with its main activities, from additional (economic) activities, fees for leasing the property for rent, and from the sale of property in accordance with the procedure established by law.

The own revenues of a budgetary research institution of the NAS of Ukraine shall also include grants, gifts, charitable contributions and funds that it receives from enterprises, organizations, individuals and other budgetary institutions for the implementation of targeted programs and activities.

The own revenues of a budgetary research institution of the NAS of Ukraine shall be channeled to the fulfillment of statutory tasks and used in accordance with effective law.

5.4. The research institution of the NAS of Ukraine shall independently dispose of income and other proceeds received from the provision of paid services permitted by law. Such funds may not be withdrawn as state revenue.

5.5. v research institution of the NAS of Ukraine, which has the status of a non-profit organization, shall use its income exclusively to finance expenses for its maintenance, implementation of the goals (objectives, tasks) and areas of activity defined by its Bylaws.

A non-profit organization is prohibited from distributing the received income or part thereof among the founders (participants), members of such an organization, employees (except for payment of their labor, charging single social security tax), members of management bodies and other related persons.

5.6. Research institutions of the NAS of Ukraine, which are fully or partially financed from the state budget, by decision of its Academic Council, in accordance with the procedure established by the Cabinet of Ministers of Ukraine, may transfer their own revenues received as fees for services provided by them in accordance with their main activities, charitable assistance, grants (including funds received from national and foreign customers for the implementation of scientific, technical and innovative projects), to special registration accounts opened in local territorial agencies of the central executive body that implements state policy in the field of treasury servicing of budget funds, or to current accounts opened in public sector banking institutions in accordance with the procedure established by law. The specified income shall be included in the budget of the research institution of the NAS of Ukraine and can be used to pay for expenses related to the implementation and popularization of scientific activities, labor remuneration, acquisition of property and its maintenance, capital construction and repair of premises, etc. within the framework of the statutory activities of the research institution and current legislation.

5.7. The components of the material and technical base of research institutions of the NAS of Ukraine are buildings, structures, land plots, communications, equipment, vehicles, official housing and other material values, intangible assets. The property that constitutes the material and technical base of the research institution of the NAS of Ukraine is assigned to such institution for operational management.

5.8. The research institution of the NAS of Ukraine has the right to use its property in order to participate in civil and economic relations, in particular for conducting financial and economic activities, construction of research and social facilities in accordance with the goals of its establishment and within the limits of civil legal capacity.

5.9. The real estate of the scientific institution of the NAS of Ukraine cannot be subject to enforcement by creditors' claims.

5.10. The alienation of real estate of the NAS of Ukraine, assigned to the research institution of the NAS of Ukraine, shall be carried out with the permission of the Presidium of the NAS of Ukraine in the manner prescribed by law.

5.11. The sale of fixed assets of the research institution of the NAS of Ukraine shall be carried out exclusively on a competitive basis.

5.12. The free transfer of property that is on the balance sheet of the research institution of the NAS of Ukraine to the balance sheet of another research institution of the NAS of Ukraine shall be carried out without taxation, if the basis for such transfer is a decision of the Presidium of the NAS of Ukraine.

5.13. The land plot shall be transferred to the research institution of the NAS of Ukraine for permanent use in accordance with the procedure provided for by the Land Code of Ukraine and cannot be withdrawn (the right to permanent use of the land plot is terminated) by decision of executive authorities or local self-government bodies without the consent of the Presidium of the NAS of Ukraine.

Land use shall be carried out by the research institution HAH of Ukraine in accordance with land legislation.

Lease by research institutions of the NAS of Ukraine of property facilities assigned to them under operational management, as well as land plots, shall be carried out without the right to buy-out them in accordance with the legislation of Ukraine, by decision of the Presidium of the NAS of Ukraine and in accordance with the procedure established in the NAS of Ukraine.

6. Termination of the Activities of the Research Institution of the NAS of Ukraine

6.1. The termination of the activities of the research institution of the NAS of Ukraine shall be carried out through its reorganization (merger, affiliation, division, transformation) or liquidation by decision of the Presidium of the NAS of Ukraine at the instance of the Bureau of the department of the NAS of Ukraine of which it is a part, the Chief Scientific Secretary of the NAS of Ukraine (for the research institution of the NAS of Ukraine, directly subordinated to the Presidium of the NAS of Ukraine) or one of the Vice-Presidents of the NAS of Ukraine in accordance with the distribution of responsibilities, and by court decision in cases provided for by law.

The termination of the activities of the research institution of the NAS of Ukraine with dual subordination shall be carried out by a joint decision of the NAS of Ukraine and the relevant central executive body.

6.2. The liquidation of the research institution of the NAS of Ukraine shall be carried out by a commission appointed by a decision of the Presidium of the NAS of Ukraine, and in the event of termination of its activities by a court decision – by a commission formed in accordance with a court decision.

6.3. From the moment of appointment of the liquidation commission, the powers to manage the research institution of the NAS of Ukraine shall be transferred to it. The liquidation commission draws up the liquidation balance sheet of the research institution of the NAS of Ukraine and submits it to the NAS of Ukraine for its approval. The procedure and terms of liquidation, as well as the period for filing claims by creditors, are determined by law.

6.4. Respect for their rights and interests in accordance with labor legislation shall be guaranteed to employees of the research institution of the NAS of Ukraine who are dismissed in connection with its reorganization or liquidation.

6.5. Should the research institution of the NAS of Ukraine terminate its activities, its assets shall be transferred to one or several non-profit research institutions of the NAS of Ukraine or included in the budget revenue by decision of the Presidium of the NAS of Ukraine.

6.6. The research institution of the NAS of Ukraine shall be considered to have ceased its activities from the date of the entry of state registration of such termination in the Unified State Register.