APPROVED

Decision of the High Qualification Commission of Judges of Ukraine No. 189/zp-16 of December 14, 2016

STATUTE

**NATIONAL SCHOOL OF JUDGES OF UKRAINE**

**(new edition)**

# Kyiv-2016

1. **GENERAL PROVISIONS**
   1. The National School of Judges of Ukraine was established by the decision of the High Qualifications Commission of Judges of Ukraine (hereinafter - HQCJUU) of December 21, 2010

No. 822/4-3p on the basis of the Law of Ukraine No. 2453-VI "On the Judicial System and Status of Judges" dated July 7, 2010 and operates in accordance with the Law of Ukraine No. 1402-VIII "On the Judicial System and Status of Judges" dated June 2, 2016.

* 1. The National School of Judges of Ukraine is a state institution with a special status in the justice system that provides training of highly qualified personnel for the justice system and carries out research activities.
  2. The National School of Judges operates on the basis of the Constitution of Ukraine, the Law of Ukraine "On the Judicial System and Status of Judges" (hereinafter - the Law), other legal acts of Ukraine and this Statute approved by the HQCJU. The National School of Judges is not subject to the legislation on higher education.
  3. Full name of the National School of Judges of Ukraine:

*in Ukrainian -* National School of Judges of Ukraine; *in Russian* ; *in English* - National School of Judges of Ukraine.

* 1. The abbreviated name of the National School of Judges of Ukraine:

*in Ukrainian -* NSJU; *in Russian -* NSJU; *in English -* NSJU.

* 1. Legal address of the National School of Judges of Ukraine: 16 G Lipska St., Kyiv, 01601, Ukraine.

Location of the National School of Judges of Ukraine: 120 A Zhylianska St., Kyiv, 01032, Ukraine

* 1. The National School of Judges is a legal entity under public law that has separate property, an independent balance sheet and accounts with the State Treasury Service of Ukraine, a seal with the State Emblem of Ukraine and its name, symbols, stamps and forms.
  2. The National School of Judges may have regional branches.
  3. The National School of Judges is a non-profit institution.
  4. The office work at the National School of Judges is conducted in the state language.

# TASKS OF THE NATIONAL SCHOOL OF JUDGES OF UKRAINE

* 1. The National School of Judges of Ukraine carries out:

1. special training for candidates for the position of judge;
2. training of judges, including those elected to administrative positions in courts;
3. periodic training of judges to improve their skills;
4. conducting training courses determined by the qualification or disciplinary body to improve the qualifications of judges who are temporarily suspended from the administration of justice;
5. training of court staff and improving their skills;
6. Conducting research on improving the judicial system, the status of judges and court proceedings;
7. studying international experience in organizing the work of courts;
8. scientific and methodological support of the courts, the High Qualification Commission of Judges of Ukraine and the High Council of Justice.
   1. These tasks are carried out in accordance with the Law, decisions of the HQCJU and regulations of the National School of Judges of Ukraine adopted in accordance with their competence, and in cooperation with courts of all specializations and instances regardless of their territorial location, as well as with higher education institutions of legal profile, non-governmental and international organizations, programs and projects of international technical assistance to Ukraine operating on the basis of intergovernmental agreements.
   2. The performance of the tasks of the National School of Judges of Ukraine is ensured with the participation of the academic staff, which is formed from judges and academic staff (trainers) working in the National School of Judges in accordance with the Law, as well as on the basis of labor and civil law agreements in accordance with the current legislation of Ukraine.

# RIGHTS AND OBLIGATIONS OF THE NATIONAL SCHOOL OF JUDGES OF UKRAINE

* 1. The National School of Judges of Ukraine has the right to perform its tasks:
     + to enter into transactions and acquire property rights on its own behalf;
     + to carry out operational management of the property;
     + create a material and technical base for the educational process and research activities;
     + determine the forms, methods and procedure for training and professional development

of personnel for judicial system, implementation of research and development activities, approve relevant concepts, methods, programs and plans;

* + - establish and liquidate regional branches;
    - to be a founder or co-founder of printed publications, including professional ones;
    - provide paid services permitted by the current legislation of Ukraine for state institutions;
    - apply to the competent state authorities with proposals for improving the current legislation;
    - carry out any other activities within the scope of its powers and in accordance with the Constitution, laws of Ukraine and this Charter.
  1. The National School of Judges of Ukraine is obliged to do so:
     + perform its tasks in accordance with the requirements of the current legislation of Ukraine and the provisions of this Charter;
     + Ensure a high-quality level of training and professional development of personnel for the justice system, in particular through the organization of mandatory and optional trainings;
     + to conduct regular evaluation of judges based on the results of training in the part and in the manner prescribed by Article 90 of the Law;
     + improve the efficiency of scientific research and scientific and methodological work;
     + protect state property, spend state financial resources economically, and develop the material and technical base (educational, research, and social and domestic);
     + create safe working and learning conditions;
     + Provide social protection to the members of the labor collective in accordance with the concluded collective agreement.

# MANAGEMENT OF THE NATIONAL SCHOOL OF JUDGES OF UKRAINE

* 1. The National School of Judges is headed by a rector and dismissed by the HQCJU.
  2. Rector in accordance with this Charter:

1. acts without a power of attorney on behalf of the National School of Judges of Ukraine and represents it in public authorities, local self-government bodies, in relations with legal entities and individuals in Ukraine and abroad;
2. ex officio heads the administration and other collegial bodies of the National School of Judges of Ukraine;
3. exercises general management of National School of Judges and is personally responsible for its activities;
4. independently resolve all issues related to the activities of the National School of Judges of Ukraine, except for those that are within the competence of the HQCJU, the State Judicial Administration of Ukraine, the staff or other bodies;
5. approves designs of stamps, seals and logos (symbols) of the National School of Judges of Ukraine;
6. Issues orders and instructions, approves local regulations that are binding on all structural units, employees and students of the National School of Judges of Ukraine, and organizes control over their implementation;
7. issues orders on appointment, transfer, and dismissal of employees of the National School of Judges of Ukraine, applies incentives and imposes disciplinary sanctions on employees;
8. organizes and ensures certification of employees of the National School of Judges of Ukraine;
9. submits a proposal to the HQCJU to amend the Charter of the National School of Judges of Ukraine;
10. approves by agreement with HQCJU the number of employees of the National School of Judges of Ukraine;
11. approves the organizational structure and staffing of the National School of Judges of Ukraine;
12. submits to the HQCJU proposals for candidates to fill vacant positions of vice-rectors of the National School of Judges of Ukraine;
13. submits recommendations to the National School of Judges of Ukraine on the program, curriculum and procedure for special training of candidates for the position of judge for their further approval by the HQCJU;
14. manages the funds and property of the National School of Judges of Ukraine, decides on opening accounts with the State Treasury Service of Ukraine;
15. approves financial and other reports on the activities of the National School of Judges of Ukraine;
16. establishes advisory bodies, commissions and working groups to assist in the exercise of the powers of the National School of Judges of Ukraine, as well as determines their tasks, functions and personnel;
17. ensures the functioning of the occupational safety and health management system, compliance with the internal labor regulations of the National School of Judges of Ukraine, safety rules, occupational sanitation, occupational health and safety, and fire safety;
18. concludes a collective agreement with the staff of the National School of Judges in accordance with the established procedure and ensures compliance with its terms;
19. annually informs the HQCJU and the staff on the fulfillment of the tasks assigned to the National School of Judges of Ukraine;
20. Exercise other powers determined by the legislation of Ukraine and this Charter.
    1. Vice-rectors of the National School of Judges are appointed and dismissed by the HQCJU upon the proposal of the Rector.
    2. Vice-rectors are personally responsible for their areas of work in accordance with the functional division of duties at the National School of Judges of Ukraine approved by the Rector's order.
    3. By order of the Rector, vice-rectors may be authorized to sign contracts, orders, and other documents of the National School of Judges of Ukraine, including financial documents.
    4. In the absence of the rector, one of the vice-rectors temporarily performs his/her duties in accordance with the order of the rector.
    5. To resolve issues of the National School of Judges that require collegial discussion, a permanent advisory body, the Rectorate, headed by the Rector of the National School of Judges, shall be established.
    6. The Rector and vice-rectors are ex officio members of the Rectorate. The Rector may, by his/her order, include heads of structural subdivisions of the National School of Judges to the Rectorate.
    7. The main form of work of the university administration is its meetings (sessions), which are convened by the rector as needed, but at least once a month.
    8. The tasks of the Rectorate and the procedure for organizing its work are determined by the regulatory documents of the National School of Judges of Ukraine.
    9. An advisory body, the Scientific and Methodological Council, is established to carry out the tasks of research activities of the National School of Judges of Ukraine.
    10. The main tasks, working procedure, and personnel of the Scientific and Methodological Council are approved by the Rector's order and regulated by the regulatory documents of the National School of Judges of Ukraine.
    11. The organization of the work of a structural subdivision of the National School of Judges of Ukraine shall be entrusted to its head and shall be carried out in accordance with the regulations on the structural subdivision.
    12. The staff of the National School of Judges takes part in decision-making on labor and socio-economic issues.
    13. The labor collective of the National School of Judges of Ukraine consists of all persons working on the basis of an employment contract (agreement).
    14. Relations between the staff and the National School of Judges are governed by a collective agreement.
    15. The general meeting of the staff of National School of Judges shall be convened by the Rector at least once a year or at the request of at least two-thirds of the total number of employees.
    16. The general meeting of the labor collective shall be deemed authorized if it is attended by at least two-thirds of the total number of employees of the National School of Judges of Ukraine.
    17. A resolution of the general meeting of the staff shall be deemed adopted if a majority of the employees of the National School of Judges present at the general meeting vote for it.
    18. The decision of the general meeting of the staff of the National School of Judges shall be documented in the minutes and shall be binding on the management of the National School of Judges.

# PROPERTY AND FINANCIAL AND ECONOMIC ACTIVITIES OF THE NATIONAL SCHOOL OF JUDGES OF UKRAINE

* 1. The property of the National School of Judges is state property and is assigned to it on the right of operational management.
  2. The property of the National School of Judges of Ukraine consists of fixed assets, current assets, other tangible assets, and financial assets, the value of which is reflected in the independent balance sheet.
  3. The National School of Judges of Ukraine shall have the right to use the property assigned to it on the right of operational management:
     + Receive funds and material (buildings, structures, equipment, vehicles, etc.) from public authorities, enterprises, institutions, organizations, including charitable organizations, public organizations, international organizations, institutions, foundations, etc. in accordance with the laws of Ukraine;
       - create its own or use other material and technical bases on contractual terms;
       - carry out capital construction reconstruction, capital and current repairs of fixed assets on contractual terms;
       - allocate funds for the construction and improvement of social facilities of the National School of Judges of Ukraine;
       - utilize other rights, which are provided for by the legislation of Ukraine.
  4. The National School of Judges is financed from the State Budget of Ukraine and other sources not prohibited by the legislation of Ukraine.
  5. The State Judicial Administration of Ukraine is the main spending unit of the State Budget of Ukraine for financial support of the National School of Judges of Ukraine.
  6. The National School of Judges independently performs operational and accounting records and compiles statistical reports.
  7. The salaries of employees of the National School of Judges may not be less than the corresponding salaries of employees of the High Qualifications Commission of Judges of Ukraine. The conditions and procedure for financial support of the National School of Judges shall be determined by the Cabinet of Ministers of Ukraine.
  8. The National School of Judges is the legal successor of the property rights and obligations of the Academy of Judges of Ukraine in accordance with the Decree of the President of Ukraine of January 17, 2011 No. 52/2011 "On the Decree of the President of Ukraine of October 11, 2002 No. 918 as invalid", the Order of the HQCJU and the State Judicial Administration of Ukraine of 02.02.2011 No. 2/24 "On Termination of the Academy of Judges of Ukraine" as amended on July 21, 2011№ 24/116, on November 07, 2011№ 38/146, on January 31, 2012 No. 15/4.

# INTERNATIONAL COOPERATION

* 1. In order to fulfill its tasks, the National School of Judges of Ukraine:
     + Establishes relations and carries out international cooperation on the basis of agreements, memorandums and protocols with foreign judicial education institutions, international organizations, international technical assistance projects for Ukraine, foreign embassies, foundations, public organizations, judges and legal scholars of other countries in accordance with the legislation of Ukraine;
       - Participates participates the work of international organizations, to related to judicial education;
       - studies the international experience of organization activities of courts і judicial education institutions;
       - conducts research with the participation of international experts, scientific and practical conferences and seminars, including international ones;
       - establishing joint centers and laboratories with foreign partners, implementing relevant projects, etc**.**

# RESPONSIBILITY OF THE NATIONAL SCHOOL OF JUDGES OF UKRAINE

* 1. The National School of Judges is responsible for its obligations

funds at its disposal in accordance with the laws of Ukraine.

# PROCEDURE FOR MAKING CHANGES AND ADDITIONS TO THE CHARTER

* 1. Amendments to the Statute of the National School of Judges of Ukraine shall be approved by a decision of the HQCJUU upon submission of the Rector and shall be subject to registration in accordance with the procedure established by the legislation of Ukraine.

# TERMINATION OF THE NATIONAL SCHOOL OF JUDGES OF UKRAINE

* 1. The National School of Judges of Ukraine shall terminate its activities through reorganization (merger, accession, division, transformation), as well as liquidation on the basis of the law.
  2. When the National School of Judges of Ukraine is reorganized, all rights and obligations are transferred to its successors.
  3. In the event of termination of the National School of Judges of Ukraine, employees are guaranteed the observance of their rights and interests in accordance with the labor legislation of Ukraine.

Rector

National School of Judges of Ukraine M. V. Onishchuk