

**Meeting Minutes of Housing, Land and Property Working Group
February 20, 2017, Severodonetsk**

Agenda Item	Short Summary of Discussions	Action Point	Time Frame
<p>Welcome. Presentations by participants representing the bodies of regional/local government on legal grounds for citizens to have received compensation for their destroyed/damaged properties in Lugansk region</p>	<p>The NRC presented the results of the HLP TWG meeting held on January 24, 2017 in Kyiv, which scheduled the priorities of the working group in 2017 (issues of compensation, advocacy, occupation by military, social housing solutions). Besides the organizational issues of work were announced.</p> <p>Deputy Chairman of Luhansk regional military civil administration (LRMCA) Olga Lishyk spoke about the problems related to obtaining compensation for properties ruined by shelling in Lugansk region. In particular she noted that such compensation order at the legislative level is not defined to date. The LRMCA has repeatedly sent the proposals to the higher authorities in this regards.</p> <p>In addition, she drew attention to the fact that in the Luhansk region there is precedent for a positive resolution of this issue - a situation in the city. Svatove where most of the victims received compensation. She also underlined the absence of a legal mechanism for the setting internally displaced persons on the housing register queue (registration of persons in need of better housing conditions), resulting IDPs can not be members of the state programs concessional lending.</p> <p>First Deputy Chairman of Lysychansk city Andrey Shalnyev described the experience of the issue of compensation to the residents for property destroyed in the apartment building at street Oktyabrskaya Revolution, 17 in Lisichansk (the building was completely destroyed by shelling). He pointed out that the regulatory justification for compensation became article 85 of the Code of Civil Defense of Ukraine and article 19 of the Law of Ukraine "On Combatting Terrorism". He reported that out of 108 families that had resided in this house</p>	<p>HLP TWG will inquire the documentation from Svatove city administration on compensation to individuals for damaged/destroyed properties.</p> <p>HLP TWG will consider a legal mechanism for the setting internally displaced persons on the housing register queue.</p> <p>The HLP TWG will consider legal mechanism based on article 85 of the Code of Civil Defense of Ukraine and article 19 of the Law</p>	<p>1st quarter of 2017</p>

	89 families received compensation. 17 families have not received compensation because they did not have title ownership of housing (apartments were in the communal property), now the city council considers question of granting them the other communal housing.	of Ukraine "On Combatting Terrorism".	
Update on Severodonetsk City Program on housing solutions for IDPs	<p>Gleb Rud' (Severodonetsk city council) presented Severodonetsk city targeted program "Construction of apartment houses for internally displaced persons in district 80 and district 84 of Severodonetsk city and the formation of housing stock for temporary accommodation of IDPs in Severodonetsk in years 2017 -2018".</p> <p>He noted that the objective of the program is to accelerate housing solutions for temporary accommodation of internally displaced persons in Severodonetsk community by improving existing and introducing new effective financial and investment mechanism for state support of construction.</p> <p>The program should be financed from the city budget (2725.40 thousand UAH) and from the state budget and international donors (366 000.00 thousand USD).</p> <p>It is planned to build 2 nine-floor houses and 5 four-floor houses for 207 IDP families and 23 local families who require better housing.</p> <p>A representative of the Regional Housing Board and Eleanor Polishchuk (DSZN) indicated that this targeted program has following deficiencies:</p> <ul style="list-style-type: none"> - there is no mechanism for distribution of such housing, - the question of funding the installation of newly constructed housing (renovation, furniture, appliances, etc.) is not resolved. <p>Rene Wynveen (Shelter Cluster) indicated that the collaboration of consolidation of construction ideas, legal aspects, and beneficiary criteria for first pilot project of social housing was a conversation started by Shelter and Protection partners.</p>	The HLP TWG will discuss Severodonetsk city targeted program "Construction of apartment houses for internally displaced persons in district 80 and district 84 of Severodonetsk city and the formation of housing stock for temporary accommodation of IDPs in Severodonetsk in years 2017 -2018" in order whether to consider it as best practice.	2 nd quarter of 2017
Needs assessment of settlements (villages) suffered from shelling.	Vitaly Velykonda (Trohizbenstska VTSA) reported that in village Trohizbenka, Novoaydarsky district, Luhansk region, 8 houses were destroyed because of shelling. Besides since 2014 there has not been gas supply in the village. The NRC and Mercy Corp are working to help residents.	HLP TWG will proceed with needs assessment of settlements (villages), which	2 nd quarter of 2017

<p>Presentations of representatives of village councils. Presentations by partner organisations</p>	<p>In the case that residents of the destroyed houses claim for compensation, they are likely to have difficulties, because 70% of private housing in the countryside are not documented appropriately.</p> <p>Damage to housing are fixed by adding the relevant acts approved by the LRMCA catcher.</p> <p>Sergey Tatarka (village Pobeda) said that the village was shelled in September 2014, a large number of private houses suffered damage.</p> <p>The local authorities conducted audit of abandoned houses in the village, there are about 200 of a such up to date. There is the possibility to provide these houses to IDPs in temporary free use.</p> <p>The NRC informed about the current situation of compensation for destroyed housing in village Stanitsa Luganska of Luhansk region: 3417 people applied to the local authorities on drawing up acts of destroyed houses. It is about one third of the actual number of victims.</p> <p>According to NRC's data, village residents of Stanitsa Luhanska have the following problems caused by the military fighting related to housing rights:</p> <ul style="list-style-type: none"> - Lack of title ownership documents; - Because of mining the inhabitants have no access to their agricultural land; - IDPs, residents of suburban settlements (dachas) have difficulty transferring their houses into the housing fund therefore can not receive subsidies for housing and utilities. <p>Eleanor Polishchuk (UPSZN) said that the mechanism of transfer of housing stock from uninhabited to housing one exists and these residents have the opportunity to do so.</p> <p>Olga Kyrlyuk (DRC) reported that MinTOT published in unofficial sources the draft Concept on housing exchange, which is planned to develop into a bill.</p> <p>Olga Kyrlyuk expressed the organisation's position on the concept: no long-term solutions for IDPs, no restitution provided, there is no detailed mechanism.</p>	<p>suffered from destroyed/damaged real estate, which is necessary to come up with advocacy campaign for this category of populations.</p> <p>HLP TWG will discuss the necessity to elaborate Guidelines on transfer the housing purpose (residential/non-residential).</p>	
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<p>Discussion on the draft advocacy document on compensation.</p> <p>Presentation of finalized Glossary of HLP terms.</p>	<p>DRC representatives provided the draft advocacy document on restitution/compensation for damaged/destroyed properties.</p> <p>NRC presented the HLP terms Glossary to the participants of the meeting.</p> <p>The participants of the meeting agreed to discuss these drafts in details at the next HLP TWG meeting.</p>	<p>HLP TWG will approve the draft documents at the next meeting</p>	<p>1st quarter of 2017</p>
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Next meeting: tentatively – March 14, 2017, Kyiv.

Participants: Shelter Cluster, Protection Cluster, UN OCHA, UNHCR, OSCE SMM, Norwegian Refugee Council, Danish Refugee Council, Mercy Corps, the Council of Europe Project “Strengthening the Human Rights Protection of Internally Displaced Persons in Ukraine”, Right To Protection, NGO “East SOS”, NGO “Vector – Human Rights” (via Skype).

Invited: Luhansk regional military civil administration, Severodonetsk city council, Lissichansk city council, heads of village councils (village Pobeda, village Triokhizbenka).