

ADMINISTRATIVE LAW OF UKRAINE FOR FOREIGNERS

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In the publication, the achievements of the modern theory of administrative law and the administrative practice of the national public administration enable to reveal the key provisions of Ukraine's modern administrative law in the form of questions and answers. They are based on the examples faced by foreigners in Ukraine. The publication considers the human-centred theory, according to which national public administrators are required to ensure the rights and freedoms of foreigners. A popular scientific publication can be used as educational provisions for foreigners. Furthermore, it will be useful to foreign scientists and students.

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2.22 How Business is administered in Ukraine⁶³?

Ukraine is a social State with a market economy that in all sectors, in particular in the public administration of business, implements EU standards. This means that Ukraine has adopted a social and not liberal economic model characterized by the protection of property rights, freedom of business, healthy competition and strong social policies. The latter leads to a significant public redistribution of finance, and thus to a strengthened public administration, in comparison with States that use a liberal economic model.

Foreigners have the right to do business under the same conditions as Ukrainian citizens. Moreover, business with foreign investment has benefits.

The first factor of public business administration is state registration. This is easy to do. A foreigner wishing to do business is required to register with a legal entity or buy its corporate share. Individual entrepreneurs have the right to engage in business in Ukraine. Public registrars, often private notaries, carry out registration. It shall be carried out within 24 hours of receipt of the documents. By default, a new business is registered under the common taxation system. In order to change it, a business entity is required to submit an electronic application to the State Fiscal Service⁶⁴.

Businesses shall pay taxes and other mandatory payments in timely manner and in full. Therefore, *the second factor* in state regulation of business is tax administration. It is carried out electronically⁶⁵.

⁶³ Olha Hetmanets

⁶⁴ On State registration of legal entities, individual entrepreneurs and public organisations: Law of Ukraine.

⁶⁵ Tax Code.

The third factor of public administration arises when a business entity is willing to engage in licensed activities. Then a license is required⁶⁶.

The fourth factor is customs administration, arising when a business entity is engaged in foreign economic activity⁶⁷.

The fifth factor of public administration is the right of public administrators authorized by law to exercise State supervision (control) in the field of economic activity⁶⁸.

In addition, the public administration of business is carried out with regard to the issues: compliance with standards, technical conditions and other requirements related to its quality and certification by the producers and manufacturers; compliance with sanitary and veterinary regulations; collection, processing and disposal of waste; compliance with trade, transport, public utilities and consumer protection laws.