

**DECREE OF THE
CABINET OF MINISTERS OF UKRAINE
of July 4th 2018 № 528**

Kyiv

About the National Research Foundation of Ukraine

(with changes according to Decree of the CM № 1133 of 18.11.2020)

In accordance with Article 49, points 8,9 and the paragraph 14 of point 14, part VI “Prefinal and transitional provisions” of the Law of Ukraine “On Scientific and Scientific-Technological Activities”, the Cabinet of Ministers of Ukraine **resolves:**

1. To establish the National Research Foundation of Ukraine.

2. To approve:

The Regulations on the National Research Foundation of Ukraine, attached;

the maximum number of employees of the National Research Foundation of Ukraine in the amount of 60 persons.

3. To establish that:

governing functions of the National Research Foundation are performed by the Cabinet of Ministers of Ukraine;

terms of remuneration of the National Research Foundation employees are determined by the Cabinet of Ministers of Ukraine;

The State Foundation for Fundamental Research continues its functioning until state registration of the National Research Foundation;

The State Foundation for Fundamental Research stops its activity as a result of reorganization by joining to the National Research Foundation;

The National Research Foundation is a successor of rights and responsibilities of the State Foundation for Fundamental Research.

The National Research Foundation has the right to enter into agreements with the winners of joint calls of research projects conducted by the State Foundation for Fundamental Research jointly with foreign scientific societies and the results of which are approved by the decision of the Council of the State Foundation for Fundamental Research, in case of confirmation by a temporary commission established by the National Research Foundation, relevance and possibility of conducting such research projects.

(Point 3 is supplemented by a paragraph in accordance with the Decree of the CM [№ 1133 of 18.11.2020](#))

4. Invalidate the Decrees of the CMU according to the list attached.

5. The National Research Foundation together with the State Property Fund shall make proposals to the Cabinet of Ministers of Ukraine about placement of the National Research Foundation in accordance with the established procedure.

6. The Scientific Committee of the National Council of Ukraine for Science and Technology Development shall form the personnel of the Scientific Council of the National Research Foundation and submit it to the National Council of Ukraine for Science and Technology Development within two months.

7. This Decree enters into force since the date of its publication, except:
paragraphs five and six of point 3 which enter into force since the date of state registration of the National Research Foundation;

point 4 which enters into force since the date of state registration of the State Foundation for Fundamental Research termination.

Prime Minister of Ukraine

V. Groysman

APPROVED

**by the Decree of the Cabinet of Ministers of Ukraine
of July 4, 2018 № 528**

REGULATIONS on the National Research Foundation of Ukraine

General provisions

1. The National Research Foundation of Ukraine (hereinafter – the Foundation) is a state budgetary institution, established in accordance with the Law of Ukraine “On Scientific and Scientific-Technological Activities” to stimulate fundamental and applied scientific research, to develop national research scope and its integration into the world research environment, to develop research infrastructure in Ukraine and its integration into the world research infrastructure, to promote scientific and technological cooperation between research institutions, higher education establishments and representatives of the real sector of economy and the sector of services, to promote international exchange of information and researchers, to involve school and student youth into scientific and scientific-technological activities, to assist production-oriented (sectoral) scientific institutions by organizing calls at request of the central executive authorities and other customers in case of allocating appropriate funds by such central executive authorities and customers, to promote research and scientific-technological activities, and the Foundation is authorized to implement state policy in the area of scientific and technological activities within the legislation and these Regulations.

The Foundation is a non-commercial and non-profit organization.

2. The Foundation is guided by the Constitution and the laws of Ukraine, international agreements of Ukraine which are approved by the Verkhovna Rada (Parliament) of Ukraine, other regulations, as well as these Regulations.

3. The Foundation is a legal entity established by the Cabinet of Ministers of Ukraine. The Foundation has its own balance sheet, its own seal and stamp.

4. The official name:

in Ukrainian: full name - Національний фонд досліджень України; abbreviated - НФДУ

in English: full name - National Research Foundation of Ukraine; abbreviated - NRFU.

5. Location of the Foundation: Kyiv.

6. The main task of the Foundation is grant support of:

- 1) fundamental scientific research in the field of natural, technical, social and human sciences;
- 2) applied scientific research and scientific-technological (experimental) developments in priority areas of science and technology.

7. The Foundation within its authorities provides:

stimulation of fundamental and applied scientific research;

implementation of the state policy in the field of scientific and science and technology activities;

development of the national research scope and its integration into the world research area;

development of the research infrastructure in Ukraine and its integration into the world research infrastructure;

promotion of scientific and science and technology cooperation between research institutions, higher education establishments and representatives of the real sector of economy and services;

promotion of international exchange of information and researchers;

promotion of the activities oriented on involving school and student youth into scientific and science and technology activities;

assistance to production-oriented (sectoral) scientific institutions by organizing calls on the request of central executive authorities or other customers in case of allocating appropriate funds by these central executive authorities and customers;

popularization of scientific and science and technology activities.

8. In accordance with the tasks assigned, the Foundation:

1) provides grant support in the form of individual, group and institutional grants for:

performing scientific research and developments;

development of material and technical base of scientific research and high-level developments;

development of scientific cooperation, including scientific mobility, organization, holding and participation in conferences, symposiums, joint research of universities and research institutions, etc.;

scientific internships of researchers, PhD students and doctoral students, in particular abroad;

creation, operation and development of research infrastructure;

knowledge transfer and its dissemination;

support of the young scientists' projects;

support of activities aimed to involve student youth in scientific and science and technology activities;

popularization of science;

other areas agreed with the Supervisory Board of the Foundation;

2) provides funding in accordance with the agreements signed with winners of the calls and monitors their implementation;

3) participates in international scientific and science and technology cooperation in accordance with legislation, in particular, in international bilateral and multilateral interstate scientific programs;

4) establishes scientific contacts and distributes information about scientific research in Ukraine and abroad;

5) provides financial support for scientific and science and technology activities of state key laboratories on a competitive basis;

6) conducts scientific events, including international ones;

7) evaluates quality and effectiveness of the projects supported by the Foundation;

8) creates and maintains a database of scientific developments and research funded by the Foundation.

9. The main principles of the Foundation are:

maximum openness and transparency;

independence and objectivity of scientific and science and technology reviewing of research and development projects;

respect for and compliance with copyright and related rights, as well as the principles of scientific ethics;

adherence to the principles of fair competition;

prevention conflicts of interests in the selection of members for Foundation's governing bodies and in the organization of competitive selection and financing of research and development projects.

10. To perform its tasks the Foundation has the right to:

conduct competitive selection of projects which will be financed through grant support, and determine the conditions of competitive selection implementation;

conclude agreements on implementation of scientific research and developments through grants in accordance with the legislation, and to control their implementation;

establish permanent or temporary advisory, consultative and other subsidiary bodies which may include members of the Scientific Council and the Supervisory Board of the Foundation and external experts;

involve leading scientists, representatives of central executive bodies, higher education establishments, the National Academy of Sciences, national branch academies of sciences as experts by agreement for scientific and science and technology reviewing of research and development projects;

participate in international scientific and technical cooperation in accordance with the legislation, in particular, in international bilateral and multilateral interstate scientific programs;

provide paid services as evaluation of scientific and science and technology activities, scientific and science and technology reviewing, in accordance with the legislation;

develop guidelines of calls and requirements for projects submitted for calls;

exercise other authorities in accordance with these Regulations.

11. The responsibilities of the Foundation are:

1) organization and conducting of open competitive selection of projects to be financed through grant support, with obligatory independent and objective scientific and science and technology reviewing, including involvement of foreign experts;

2) ensuring intended, efficient and rational use of the Foundation's funds.

Funds of the Foundation and the procedure of their formation and use

12. The Foundation is the head order of budgetary expenses.

13. Foundation funds are formed by:

state budgetary funds;

voluntary contributions of legal entities and individuals, including non-residents of Ukraine;

other sources not prohibited by the legislation.

The procedure of formation and use of the Foundation's funds is approved by the Cabinet of Ministers of Ukraine based on the recommendations of the National Council of Ukraine for Science and Technology Development.

The Foundation is financed by the state budget in accordance with recommendations of the National Council of Ukraine for Science and Technology Development.

Funds that are distributed by the Foundation for support of projects are grants. Funds are distributed on competitive basis in compliance with the requirements of the Law of Ukraine "On Public Procurement" and regulations on formation and use of the Foundation funds, approved by the relevant procedure.

Foundation Governance

14. Governing functions of the Foundation are performed by the Cabinet of Ministers of Ukraine.

Approval of the staff list, the Foundation balance of income and expenditure and management of the Foundation property is carried out in accordance with the legislation.

15. The Foundation governing bodies are:

The Head;
The Supervisory Board;
The Scientific Council;
The Directorate.

16. The Scientific Council of the Foundation is a collegial governing body of the Foundation.

17. The Scientific Council of the Foundation consists of all members of the sectoral scientific councils, including the Head of the Foundation and the Head's deputies.

The number and personal membership of sectoral scientific councils are approved by the Foundation Supervisory Board, which performs the functions of the Identification Committee of the Foundation.

The Identification Committee of the Foundation determines the requirements for candidates, selection criteria, the competition procedure and conducts it based on the results of open consultations with world and national scientific organizations.

Scientists with significant scientific achievements, impeccable research reputation and trust in the scientific community are elected to the sectoral scientific councils of the Foundation. The National Academy of Sciences, national branch academies of sciences, scientific institutions, higher education establishments and public scientific organizations have the right to nominate candidates for membership in the sectoral scientific councils of the Foundation. Self-nomination of candidates for membership in the Scientific Council of the Foundation is not permitted.

The report of the Identification Committee of the Foundation on the procedure and election of

the Scientific Council members is submitted to the National Council of Ukraine for Science and Technology Development and is made public.

The personnel of the elected Scientific Council of the Foundation is approved by the Cabinet of Ministers of Ukraine on the proposal of the National Council of Ukraine for Science and Technology Development.

18. The Scientific Council is headed by the Head of the Foundation who is elected from among its members by the Scientific Council of the Foundation. The Head of the Foundation is appointed and dismissed by the Cabinet of Ministers of Ukraine.

The Deputy Heads of the Scientific Council are the Heads of the Scientific Councils of the Foundation sections, who are elected from among the members of these Scientific Councils.

Candidates for the position of the *головуючий* of the Scientific Council of the Foundation and the deputies are agreed with the Supervisory Board of the Foundation. In case of disagreement, the Scientific Council of the Foundation submits other candidates.

The Head of the Foundation, the deputies and members of the Scientific Council of the Foundation carry out their duties on a voluntary basis.

Business trips expenses of the Scientific Council members are reimbursed in accordance with the procedure of forming and use of the Foundation's funds, approved by the legislation.

19. The Scientific Council of the Foundation:

1) develops:

a draft of the general strategy of the Foundation;

proposals for the list of areas for the Foundation grant support in accordance with point 10 of the second part of the Article 51, the Law of Ukraine "On Scientific and Scientific-Technological Activity";

procedure and methodological provisions for reviewing of projects on implementation of scientific research and developments which are submitted to the Foundation for participation in call selection;

regulations on adherence to scientific ethical principles and prevention of conflicts of interests during the Foundation reviewing and competitive selection of projects on implementation of scientific research and developments;

the procedure for competitive selection and the Foundation's financing of projects on implementation of research and developments by the Foundation;

2) approves on the proposal of the Foundation's sectoral scientific councils:

themes and conditions of call selections held by the Foundation for projects on implementation of scientific research and developments;

results of call selections of projects on implementation of scientific research and developments;

3) agrees the draft of the procedure of forming and use of the Foundation funds which is submitted by the Directorate of the Foundation;

4) makes decisions about election and dismissal of the Executive Director and the deputies in accordance with points 29 and 30 of these Regulations;

5) supervises implementation of its own decisions.

Technical and organizational support for activity of the Foundation sectoral scientific councils is in competence of the Directorate of the Foundation.

20. The organizational form of work of the Scientific Council of the Foundation is meetings which are convened and held by the Head of the Scientific Council of the Foundation or one of the Deputy Heads of the Foundation on the Head's behalf, or by decision of the Scientific Council of the Foundation if the Head of the Council cannot authorize because of the reasons of health. Meetings are held in case of need, but at least once every three months.

Meetings of the Scientific Council of the Foundation are valid if at least two thirds of the total members of the Council are present. The decision of the Scientific Council is considered adopted if at least two thirds of the members who are present at the meeting have voted for it.

21. Decisions of the Scientific Council of the Foundation, adopted in accordance with the competence, are mandatory for sectoral scientific councils of the Foundation and for the Directorate of the Foundation. Decisions of the Scientific Council of the Foundation are recorded in a minute signed by the Head of the Foundation or the Deputy who chaired the meeting of the Scientific Council and the Secretary of the Scientific Council of the Foundation.

22. Decisions and information messages about the meetings of the Scientific Council of the Foundation shall be published on the official website of the Foundation during 20 working days after their approval and submitted for keeping to the Directorate of the Foundation.

23. The sectoral scientific council of the Foundation:

participates in all areas of work of the Scientific Council of the Foundation;

organizes competitive selection of projects on implementation of research and developments in scientific areas in accordance with the competence of the section after the call announcement by the Scientific Council of the Foundation.

24. The organizational form of work of the sectoral scientific council of the Foundation is meetings convened and held by the Head of the sectoral scientific council of the Foundation or by one of the members of the sectoral scientific council, on behalf of the Head, or by decision of the sectoral scientific council if the Head cannot authorize because of the health reasons. Meetings are held in case of need, but at least once every three months.

The meeting of the sectoral scientific council of the Foundation is valid if at least two thirds of the total members of the Scientific Council are present.

Decisions of the sectoral scientific council of the Foundation are made by open voting. The decision is considered adopted if the majority of the total members of the sectoral scientific council of the Foundation voted for it.

In case of equal distribution of votes, the vote of the Chairman of the meeting is decisive.

The decision made during the meeting of the sectoral scientific council of the Foundation is recorded in a minute, signed by the Chairman of the meeting and the Secretary, and submitted for

keeping to the Directorate of the Foundation. The Secretary functions of the sectoral scientific council of the Foundation are performed by one of the employees of the Directorate of the Foundation assigned to the section.

25. The personal staff of the Scientific Council of the Foundation is renewed every two years by at least 50 percent.

During the first selection, at least 50 percent of the members are elected to the Scientific Council of the Foundation for a two-year period, and the rest of the members – for the term of four years.

The following elections of members of the Scientific Council are held by the Identification Committee of the Foundation every two years, during which the members of the sectoral scientific councils of the are elected to occupy vacant positions for a four-year period.

Members of the Scientific Council of the Foundation cannot perform their duties for more than two terms.

The Secretary functions of the Scientific Council of the Foundation performs one of the employees of the Directorate of the Foundation according to the decision of the Scientific Council.

26. The Head of the Foundation:

heads the Scientific Council of the Foundation;

organizes work of the Foundation;

represents the Foundation, within the authority, in the National Council of Ukraine for Science and Technology Development, government authorities, local authorities, institutions, organizations, enterprises, as well as in international relations;

coordinates the work sections of the Foundation;

defines the functional responsibilities of the employees in the Foundation;

signs agreements based on the results of calls;

reports to the National Council of Ukraine for Science and Technology Development about the Foundation's activities;

issues orders within the competence;

is responsible for the Foundation's activities in accordance with the legislation;

processes the submissions to the Cabinet of Ministers of Ukraine for appointment and dismissal of the Executive Director of the Foundation according to the labor legislation based on the decision of the Scientific Council of the Foundation in coordination with the Supervisory Board of the Foundation;

approves the procedure of forming and use of the Foundation funds which is developed by Directorate of the Foundation;

delegates, if necessary, part of the authority to the Executive Director of the Foundation.

27. The Head of the Foundation is appointed for a term of three years and may hold the position not more than two terms. The Head of the Foundation cannot hold the position after expiration of the term of responsibilities as a member of the Scientific Council of the Foundation.

28. The Directorate of the Foundation ensures implementation of the Scientific Council's

decisions within its authorities and carries out its activities in accordance with the legislation and these Regulations, as well as the Regulations on the Directorate of the Foundation which is developed and approved by the Scientific Council of the Foundation. The maximum number of employees of the Directorate is established by the Cabinet of Ministers of Ukraine based on the proposals of the Supervisory Board of the Foundation. Employees of the Directorate are full-time employees of the Foundation as a state budgetary institution.

The Directorate of the Foundation:

provides technical and organizational support for conducting and organization of calls by the Foundation;

carries out legal, organizational, documentary, informational, expert-analytical, financial and logistical support of the Foundation's activity;

creates and maintains a database of scientific research and developments previously funded or being funded by the Foundation;

develops the procedure of forming and use of the Foundation's funds.

29. The Directorate is headed by the Executive Director of the Foundation.

The Executive Director of the Foundation is elected by the Scientific Council of the Foundation on a competitive basis and is appointed by the Cabinet of Ministers of Ukraine for a period of five years.

The candidacy for the position of the Executive Director is agreed with the Supervisory Board of the Foundation. In case of disagreement with the Scientific Council of the Foundation, another candidate is submitted.

The Executive Director and the Directorate of the Foundation undergo a procedure of trust confirmation by the Scientific Council of the Foundation annually.

Distrust to the Executive Director announced by the Scientific Council results in extraordinary consideration of the issue on dismissal of the Executive Director of the Foundation by the Scientific Council of the Foundation.

The Executive Director of the Foundation has two deputies.

30. The procedure of election, appointment and dismissal of the Executive Director, the deputies, heads of departments of the Directorate are approved by the Scientific Council of the Foundation.

31. The Executive Director of the Foundation:

manages the flow activities of the Foundation;

ensures implementation of the Scientific Council's decisions, adopted within its competences;

represents the Foundation in the National Council of Ukraine for Science and Technology Development, government authorities, local authorities, institutions, organizations, enterprises, as well as in international relations within the competences;

organizes work of the Directorate;

concludes contracts in accordance with the legislation and monitors their implementation;

ensures funding of scientific research and developments in accordance with the contracts concluded;

ensures organization and accounting, preparation and submission of financial, budgetary and other reports according to the legislation;

monitors intendedness of the use of the Foundation's funds;

concludes agreements on international scientific and technical cooperation / partnership;

submits for approval to the Supervisory Board of the Foundation proposals about the structure of the Foundation and the number of employees, drafts of the staff list, estimates of revenues and expenditures, budget requests of the Foundation;

approves the regulations on the structural departments of the Directorate, the structure of the Foundation agreed with the Supervisory Board and determines the functional responsibilities of the employees in the Directorate;

decides the issue of selection, placement and professional development of employees of the Directorate, appoints them for positions and dismisses them;

manages the Foundation's property in accordance with the legislation;

reports to the Scientific Council of the Foundation on the activities of the Directorate on issues within the competence of the Scientific Council of the Foundation;

participates in the work of the Scientific Council of the Foundation with the right of advisory vote;

issues orders on the organization of the flow activities of the Foundation;

carries out other responsibilities defined by the law.

32. The Supervisory Board of the Foundation carries out coordination and control over the Foundation's activities.

Functions of the Supervisory Board are performed by the Scientific Committee of the National Council of Ukraine for Science and Technology Development which is guided by the Regulations on the National Council of Ukraine for Science and Technology Development approved by the Cabinet of Ministers of April 5, 2017 (Official Herald of Ukraine, 2017, #31, p. 942), and these Regulations.

Members of the Supervisory Board of the Foundation receive reimbursements of travel expenses related to the performance of their responsibilities in accordance with the legislative procedure.

33. The Supervisory Board of the Foundation in accordance with its tasks:

1) develops the draft of Regulations on the Foundation and makes amendments thereto which it submits for approval to the Cabinet of Ministers of Ukraine;

2) approves the general strategy of the Foundation;

3) establishes the structure of the Foundation, determines the number of sections and the directions of their activity;

4) performs the function of the Identification Committee of the Foundation, develops and approves regulations on selection procedures for election of members of the Scientific Council, determines the quantitative and personal staff for the sectoral scientific councils of the Foundation;

5) has the right to initiate an audit of the Foundation's activities;

6) decides on participation of the Foundation in international organizations which fund research;

7) agrees:

decisions of the Scientific Council of the Foundation on the election and recall of the Head of the Scientific Council of the Foundation and his deputies;

an annual report on the Foundation activities;

the distribution of funding between sections, the working plan and report of the Foundation;

the Regulations on consideration and reviewing of research and development projects submitted for participation in competitive selection of the Foundation;

the Regulations developed by the Scientific Council of the Foundation on observance of research ethics principles and prevention of conflict of interests during the National Research Foundation reviewing and competitive selection of research and development projects;

the Regulations on competitive selection and financing of research and development projects developed by the Scientific Council and prepares an appeal to the Cabinet of Ministers of Ukraine for its approval;

proposals of the Scientific Council of the Foundation on the areas of the Foundation's grant support;

the number of employees of the Foundation, drafts of the Foundation's structure, staff list, estimates of revenues and expenditures, budget requests of the Foundation;

a candidacy of the Executive Director of the Foundation;

8) makes decisions on confirmation of trust or declaration of distrust to the Executive Director of the Foundation.

Termination of the Foundation

34. The Foundation is terminated by its reorganization (merger, acquisition, division, transformation) or liquidation in accordance with the legislation.

35. Termination of the Foundation by reorganization or liquidation is carried out in accordance with the law by the Commission on Termination (Commission on Reorganization, Commission on Liquidation) appointed by the Cabinet of Ministers of Ukraine, and in case of termination of the Foundation by judgment - by a commission relevant to its decision.

36. The Commission on Termination (Commission on Reorganization, Commission on

Liquidation) takes measures to terminate the Foundation in accordance with the judicial procedure.

37. The property remaining after repayment of creditors' claims is used due to the decision of the Cabinet of Ministers of Ukraine.

APPROVED
by the Decree of the Cabinet of Ministers of Ukraine
of July 4 2018 № 528

LIST OF DECREES
of the Cabinet of Ministers of Ukraine that became invalid

1. Decree of the Cabinet of Ministers of Ukraine of December 24, 2001 № 1717 “On the State Foundation for Fundamental Research” (Official Herald of Ukraine, 2001, № 52, p. 2344).

2. Point 3 of the amendments to the decrees of the Cabinet of Ministers of Ukraine approved by the Decree of the Cabinet of Ministers of Ukraine of May 31, 2010 № 376 “Issues on the State Committee for Scientific, Technical and Innovative Development” (Official Herald of Ukraine, 2010, № 41, pp. 1336).

3. Point 6 of the amendments to the acts of the Cabinet of Ministers of Ukraine approved by the Decree of the Cabinet of Ministers of Ukraine of July 21, 2010 № 675 “Some issues on the State Committee for Science, Innovation and Informatization” (Official Herald of Ukraine, 2010, № 58, p. 2025).

4. Point 2 of the amendments to the decrees of the Cabinet of Ministers of Ukraine on the activities of the State Agency for Science, Innovation and Informatization, approved by the resolution of the Cabinet of Ministers of Ukraine of October 12, 2011 № 1039 (Official Herald of Ukraine, 2011, № 79, Article 2907).

5. Decree of the Cabinet of Ministers of Ukraine of September 8, 2015 № 684 “On Amendments to the Decree of the Cabinet of Ministers of Ukraine of December 24, 2001 № 1717” (Official Herald of Ukraine, 2015, № 74, p. 2433).