

CABINET OF MINISTERS OF UKRAINE

Resolution

dated 25 October 2002, No. 604-p

Kyiv

On Restructuring of SJSC “Khlib Ukrainy”

(As amended pursuant to Resolution No. 690 of the Cabinet of Ministers of Ukraine (690-2003-п) dated 15 May 2003)

[It is hereby resolved]

1. To establish a Government Commission for Restructuring of SJSC “Khlib Ukrainy”, which consists of members listed in Addendum 1.

To permit the Chairman of the Commission to change Commission members on a need-be basis.

To charge the Chairman of the Commission with approving the Enabling Rules on the Commission, specifying that its main goals shall be as follows:

coordination of activities of central and local agencies of executive power, which activities are aimed to financially rehabilitate the Company;

review of proposals from central and local agencies of executive power, governing bodies of the Company as to further restructuring of the Company, including liquidation, re-organization of existing subsidiaries and establishment of new subsidiaries, and undertaking of measures to accomplish same pursuant to prescribed procedures;

confirmation of documents concerning the restructuring of the Company, and submission of corresponding proposals.

2. To approve a Plan for Restructuring of the Company pursuant to Addendum 2.
(As a partial change to Item 2, to authorize the Chairman of the Government Commission for Restructuring of the Company to make changes to the Plan for Restructuring of the Company on a need be basis, pursuant to Resolution No. 690 of the Cabinet of Ministers of Ukraine ([690-2003-p](#)), dated [15 May 2003](#))

3. To agree with a proposal from the Ministry of Agrarian Policy and SJSC “Khlib Ukrainy” regarding:

a transfer of SJSC “Khlib Ukrainy” into the sphere of management of the Ministry of Agrarian Policy;

singling out from the Company of the branch “Agency for Restructuring of Enterprises in the Agro-Industrial Complex” and establishment based on this branch of the State Enterprise “Agency for Restructuring of Debts of Enterprises in the Agro-Industrial Complex”, with a transfer thereof into the sphere of management of the Ministry of Agrarian Policy.

A. KINAKH
Prime Minister of Ukraine

Ind. No. 22

Addendum 1
to Resolution No. 604-p of the
Cabinet of Ministers of Ukraine
dated 25 October 2002

MEMBERS
of the Government Commission for Restructuring of SJSC “Khlib Ukrainy”

SHLAPACK O. V.	- Minister of Economy and on Issues of European Integration, Chairman of the Commission
LUZAN YU. J.	- First Deputy State Secretary of the Ministry of Agrarian Policy, Chairman of the Supervisory Board of SJSC “Khlib Ukrainy”, Deputy Chairman of the Commission
STANIV I. A.	- Head of the Department for Management of Property and Corporate Rights for SJSC “Khlib Ukrainy”, Secretary of the Commission
BOROVYK O. G.	- Chairman of the Ukrainian National Union of Agricultural Enterprises (by consent)
GURZHIY S. G.	- Deputy Head of the State Tax Administration
YEFIMENKO L. V.	- Deputy State Secretary of the Ministry of Justice
KOMPANETS M. P.	- President of the Ukrainian Grain Association (by consent)
KUCHER M. I.	- Chairman of the Management Board of SJSC “Khlib Ukrainy”
RZHOTKEVYCH V. L.	- First Deputy Chairman of the State Committee on Material Reserves, Chairman of the Management Board of SJSC “Ukrresursy”
REHURETSKIY V. V.	- Deputy State Secretary of the Ministry of Finances
UMANSKIY I. I.	- Deputy State Secretary of the Ministry of Economy, Deputy Chairman of the Commission
CHECHETOV	- First Deputy Chairman of the State Property Fund

M. V.

SHOVKALIUK

V. S.

- Head of the Department for Coordination of Agrarian
Policy Implementation within the Secretariat of the
Cabinet of Ministers of Ukraine.

Addendum 2
to Resolution No. 604-p of the
Cabinet of Ministers of Ukraine
dated 25 October 2002

PLAN
for Restructuring of SJSC “Khlib Ukrainy”

Name of the Measure	Terms of Performance	Performers
1. To approve a charter for SE “Agency for Restructuring of Debts of Enterprises in the Agro-Industrial Complex”	1 December 2002	Ministry of Agrarian Policy
2. To enter into a contract with the manager of SE “Agency for Restructuring of Debts of Enterprises in the Agro-Industrial Complex”	- “ -	- “ -
3. To ensure the state registration of SE “Agency for Restructuring of Debts of Enterprises in the Agro-Industrial Complex”	15 December 2002	Manager of SE “Agency for Restructuring of Debts of Enterprises in the Agro-Industrial Complex”
4. To prepare and submit to the Cabinet of Ministers of Ukraine proposals as to the succession of SE “Agency for Restructuring of Debts of Enterprises in the Agro-Industrial Complex” with respect to the property rights and liabilities of the reorganized SJSC “Khlib Ukrainy”, in particular with respect to used grain from the State Reserve, received budget loans and credits attracted by the State or secured with State guarantees	20 December 2002	Government Commission for Restructuring of SJSC “Khlib Ukrainy”, the Ministry of Finances, the Ministry of Economy, the Ministry of Agrarian Policy, the State Committee on Material Reserves, Ukrresursy,

		Ukreximbank, SJSC “Khlib Ukrainy”, SE “Agency for Restructuring of Debts of Enterprises in the Agro-Industrial Complex”
5.	To prepare and submit to the Cabinet of Ministers of Ukraine proposals as to the settlement of property issues that arose in connection with the implementation of Resolution No. 1174 of the Cabinet of Ministers of Ukraine, dated 28 October 1999	31 December 2002 Government Commission for Restructuring of SJSC “Khlib Ukrainy”, the Ministry of Economy, the Ministry of Finances, the State Committee on Material Reserves, SJSC “Khlib Ukrainy”, the State Property Fund
6.	To organize an audit of debt obligations of SJSC “Khlib Ukrainy” before the State Committee on Material Reserves and the State Budget, in particular for used grain from the State Reserve, received budget loans and credits attracted by the State or secured with State guarantees as of 1 October 2002	1 February 2003 SJSC “Khlib Ukrainy” together with SE “Agency for Restructuring of Debts of Enterprises in the Agro-Industrial Complex”, with participation of the Ministry of Agrarian Policy, the Ministry of Finances, the Ministry of Economy, the Ministry of Finances, the State Committee on Material Reserves, Ukreximbank, Ukrresursy, the Council of Ministers of the Crimean Autonomous

		Republic, oblast and Kyiv and Sevastopol City State Administrations
7.	To approve debt inventory acts for debts of SJSC “Khlib Ukrainy” before the State	15 February 2003 Government Commission for Restructuring of SJSC “Khlib Ukrainy”
8.	To prepare and submit to the Cabinet of Ministers of Ukraine proposals as to settlements of debts of SJSC “Khlib Ukrainy” for used grain from the State Reserve, received budget loans and credits attracted by the State or secured with State guarantees	15 March 2003 Government Commission for Restructuring of SJSC “Khlib Ukrainy”, together with the Ministry of Finances, the Ministry of Economy, the Ministry of Agrarian Policy, the State Committee on Material Reserves, Ukreximbank, Ukrresursy, SJSC “Khlib Ukrainy”, SE “Agency for Restructuring of Debts of Enterprises in the Agro-Industrial Complex”
9.	To prepare and approve a plan for restructuring of subsidiaries of SJSC “Khlib Ukrainy”	15 April 2003 Government Commission for Restructuring of SJSC “Khlib Ukrainy”
10.	To confirm an allocation act (balance sheet) for SE “Agency for Restructuring of Debts of Enterprises in the Agro-Industrial Complex”	1 May 2003 - “ -
11.	To prepare and submit to the Cabinet of Ministers of Ukraine	1 June 2003 Government Commission for

proposals as to amendments to the Charter of the State Joint Stock Company “Khib Ukrainy” in connection with the restructuring of the Company		Restructuring of SJSC “Khib Ukrainy”, the Ministry of Agrarian Policy, SJSC “Khib Ukrainy”, the Ministry of Economy, the Ministry of Finances, the State Property Fund, the State Commission on Securities and the Stock Market, the Ministry of Justice
12. To consider a matter of expediency of changing the authorized (charter) fund of SJSC “Khib Ukrainy”	1 August 2003	Government Commission for Restructuring of SJSC “Khib Ukrainy”, the State Commission on Securities and the Stock Market, SJSC “Khib Ukrainy”
13. To submit to the Cabinet of Ministers of Ukraine a report on the restructuring of SJSC “Khib Ukrainy” and its subsidiaries	1 October 2003	Government Commission for Restructuring of SJSC “Khib Ukrainy”, SJSC “Khib Ukrainy”
