

Flygtningenævnets baggrundsmateriale

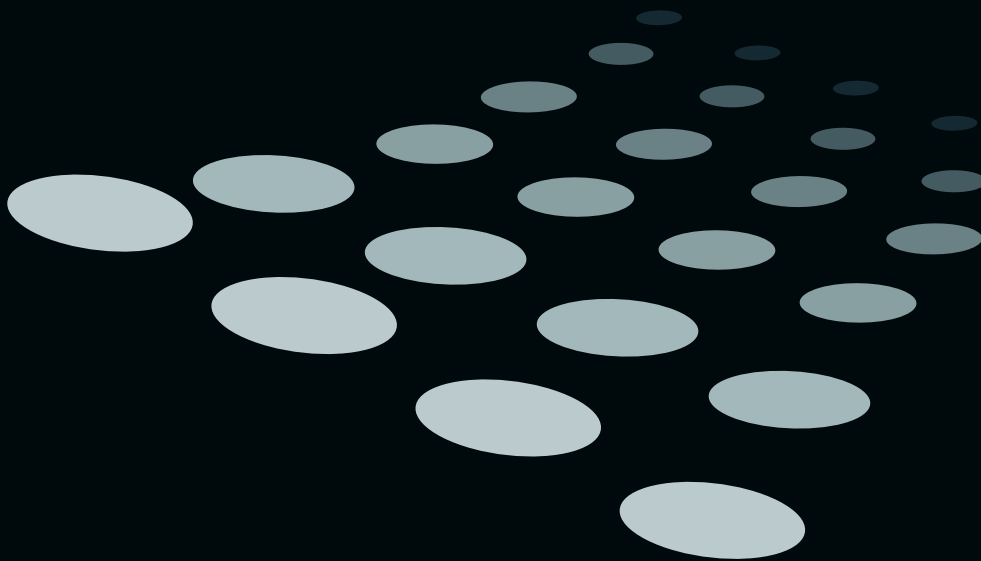
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ILGA-Europe

**Annual Review of the Human Rights Situation of
Lesbian, Gay, Bisexual, Trans and Intersex People
in Europe**

2018



Ukraine



The determination of the LGBTI movement in Ukraine to gather, organise and advocate for change was clear to see in 2017.

Despite the fact that there was no significant legislative change finalised in 2017, there were some encouraging signs. Following the repeal of the infamous order 60 health protocol, human rights organisations were at the table as part of a working group convened to suggest how to improve legal protection for trans people. The working group's recommendations had not been approved by the Ministry by the end of the year, but they did contain specific directions to improve legal gender recognition, reduce waiting times and remove the oppressive need for irreversible interventions.

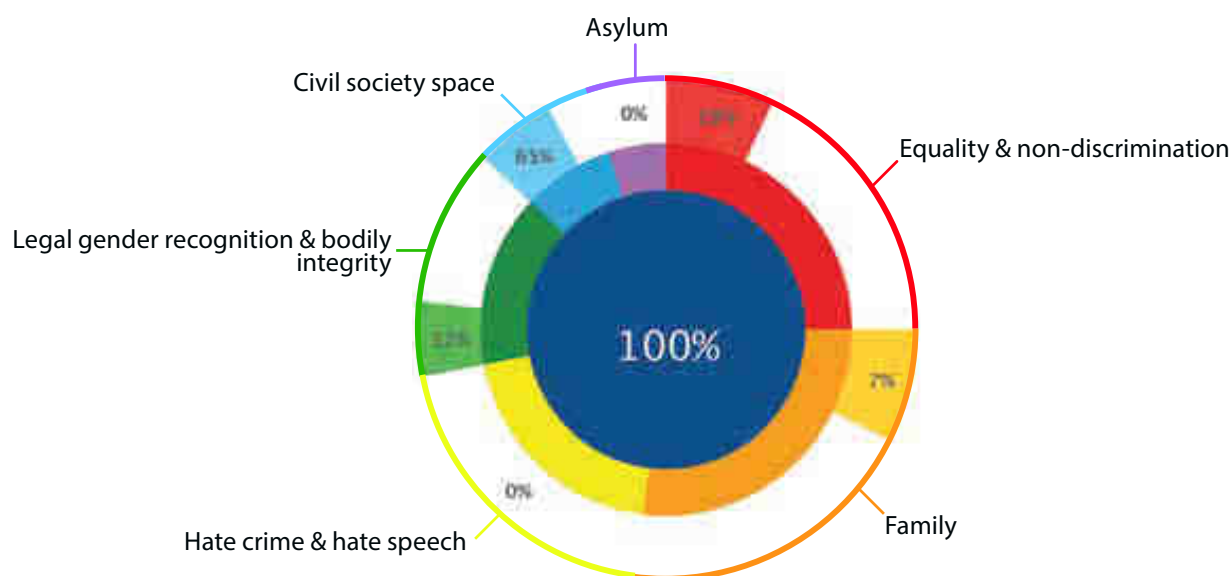
In addition to legal gender recognition, another area of law that currently has little or no provision for LGBTI people is in the area of hate crime and hate speech. LGBTI NGOs recorded multiple instances of both in 2017. Also, LGBTI community members attending public events all over the country found the gathering disrupted or under attack. In many instances, the violence was instigated by right wing opposition groups; and in some cases the police protecting LGBTI activists were also attacked.

These developments only underline the urgency and accuracy of the recommendations to policymakers included in last year's Annual Review. LGBTI activists and ILGA-Europe had urged the Ukrainian authorities to tackle hate crime and protect the right to assemble.

The threat of vital legal protections being eroded or rolled back emerged – albeit briefly – in 2017. A parliamentary committee's suggestion that the SOGI anti-discrimination protections added to the Labour 2015 Code might be revised was immediately criticised by the president's press secretary – but it did provide the movement with a reminder to always be vigilant and ready to act.

All Rainbow Europe information is available online at www.rainbow-europe.org

Legal and policy situation in **Ukraine** as of 31 December 2017



In order to improve the legal and policy situation of LGBTI people, ILGA-Europe recommend:

- Adopting legal measures to recognise and protect same-sex couples, such as civil unions or registered partnership.
- Introducing laws and policies designed to tackle hate crime that contain express mention of all SOGISC (sexual orientation, gender identity, sex characteristics) grounds.
- Developing a fair, transparent legal framework for legal gender recognition, based on a process of self-determination, free from abusive requirements (such as sterilisation, GID/medical diagnosis, or surgical/medical intervention).