

# Flash Report

Ukraine • Issue#2/2018 • 16 February 2018

## ***The conclusion of the Shareholders' Agreements are finally possible***

### **Contacts:**

#### **Camiel van der Meij**

Partner & TLS Leader  
camiel.van.der.meij@pwc.com

#### **Andrey Pronchenko**

Partner, Tax and Legal Services  
andrey.pronchenko@pwc.com

#### **Alexey Katasonov**

Director, Tax and Legal Services  
alexey.katasonov@pwc.com

#### **PwC Ukraine**

75 Zhylyanska Street, Kyiv, 01032

Tel: +380 44 354 0404

Fax: +380 44 354 07 90

[www.pwc.com/ua](http://www.pwc.com/ua)

This flash report is produced by PricewaterhouseCoopers' tax and legal services department. The material contained in this alert is provided for general information purposes only and does not contain a comprehensive analysis of each item described. Before taking (or not taking) any action, readers should seek professional advice specific to their situation. No liability is accepted for acts or omissions taken in reliance upon the contents of this alert.

© 2018 Attorneys Association «PricewaterhouseCoopers Legal». All rights reserved. PwC refers to the Ukrainian member firm, and may sometimes refer to the PwC network. Each member firm is a separate legal entity. Please see [www.pwc.com/structure](http://www.pwc.com/structure) for further details.



## ***The shareholders and participants are permitted to enter into shareholders' agreements***

On 15 February 2018 the President of Ukraine signed the law of Ukraine regulating the conclusion of the shareholders' agreement (the "Law")\*. The Law will become effective on the next day upon its official publication.

After the Law enters into force, the shareholders of the Joint-Stock Companies and participants of the Limited Liability Companies will be able to enter into shareholders' agreements and agree the right and obligations among them.

The Law introduces certain instruments regulating the relations among shareholders/participants, e.g., voting arrangements, sale of shares under the pre-agreed price, irrevocable powers of attorney and other mechanisms related to the management of the company. The law also allows the creditors of the company to become the party of the shareholders agreement.

We will continue to monitor the developments and keep you updated on the issue.

*\* Law of Ukraine "On amendments to certain legislative acts of Ukraine on corporate agreements" 1984 - VIII dated 23 March 2017.*