

# Disability as a Result of War

## General

- Generally, disability can be classified into two categories: general disability and disability as a result of war.
- Civilians injured by explosives, munitions, or military weapons during conflicts and who were inflicted a disability can establish their disability as either 'resulting of war' or 'injured due to explosive objects'.
- A special interdepartmental commission within the Ministry of Veterans determines the causal link between injuries and military actions.
- Persons with disabilities as a result of war are war veterans, which implies a special legal status (a wider range of benefits granted to a person).

## Who is granted the status of a person with a disability as a result of war

- Military personnel, partisans, volunteers, other persons who took part in hostilities, law enforcement officers, critical infrastructure workers, journalists and other civilians who suffered health damage as a result of war and hostilities have the right to establish such a status.
- Such civilians include, in particular, victims of explosives, ammunition and military weapons on the territory of Ukraine as a result of hostilities since February 24, 2022.

## The process for a civilian to get the status of a person with a disability as a result of war

Stage.	Documents received by a person.
1. Referral to a medical institution as a result of an injury and undergoing treatment.	<ul style="list-style-type: none"><li>• The first medical records approved form.</li><li>• Referral to pass the medical and social expert commission (MSEC) to establish the status of a person with a disability.</li></ul>
2. Appeal to law enforcement agencies with a statement about a crime.	<ul style="list-style-type: none"><li>• Excerpt from the unified state register of pre-trial investigations on the opening of criminal proceedings (Article 438 of the Criminal Code).</li><li>• A copy of the conclusion of the medical examination within the criminal proceedings.</li></ul>
2-1. <i>!Recommended:</i> appeal to the National Police Department with a request to provide information about criminal proceedings ( for additional confirmation of the existence of such proceedings).	<ul style="list-style-type: none"><li>• An official letter from the National Police Department indicating the number of the criminal case and information about its status at the time of application.</li></ul>
3. Passing MSEC to establish the status of a person with a disability (medical and advisory commission for persons under the age of 18). <i>! Important:</i> at this stage, we are not talking about establishing the status of "person with a disability due to war". In order to obtain this status, it is necessary to obtain the relevant decision of the Interdepartmental Commission and re-apply to MSEC (see steps 4-7 of this table).	<ul style="list-style-type: none"><li>• Certificate of MSEC on the group and cause of disability or the conclusion of the medical and advisory commission of the medical and preventive institution on the establishment of a person under the age of 18 in the category "child with a disability".</li></ul>

4. Contacting the service center of the Ministry of Internal Affairs to obtain a certificate on the absence of a criminal record or through Diya.	<ul style="list-style-type: none"> <li>• Certificate of absence/presence of criminal record.</li> </ul>
5. Appeal to the Interdepartmental Commission to establish the fact of receiving health injuries from ammunition (establishing a causal relationship of disability with wounds or other health injuries as a result of hostilities) .	<ul style="list-style-type: none"> <li>• Decision of the commission on establishing the fact that a person received health damage from ammunition in the relevant area of hostilities.</li> </ul>
6. Application to MSEC for reregistration of the status of a person with a disability.	<ul style="list-style-type: none"> <li>• Information about the disability group and causes of disability due to war.</li> </ul>
7. Appeal to the social security authorities to obtain the appropriate certificate	<ul style="list-style-type: none"> <li>• Identity card with a disability due to war.</li> </ul>

*Benefits and guarantees of social protection of persons with disabilities as a result of the war*

- 100% discount on utility services; free examinations and dispensation, prosthetics, sanatorium-resort treatment, rehabilitation; repair and emergency provision of housing; emergency provision of food products; a range of services provided by local authorities, etc.
- The pension depends on the subsistence minimum for people who have lost their ability to work (from January 1, 2024 - UAH 2 361): Group I - 650% of the subsistence minimum (UAH 15 346,50), Group II - 525% of the subsistence minimum (UAH 12 395,25), Group III - 360% of the subsistence minimum (UAH 8 499,60).

*Disability from exposure to explosive ordinance for civilians*

- It can be obtained by persons who have suffered from explosive objects.
- The general process of a person acquiring this status.

<i>Stage.</i>	<i>Documents that a person receives.</i>
1. Referral to a medical institution as a result of an injury and undergoing treatment.	<ul style="list-style-type: none"> <li>• The first medical records approved form.</li> <li>• Referral to pass the medical and social expert commission to establish the status of a person with a disability.</li> </ul>
2. Appeal to law enforcement agencies with a statement about a crime.	<ul style="list-style-type: none"> <li>• Excerpt from the unified state register of pre-trial investigations on the opening of criminal proceedings (Article 438 of the Criminal Code).</li> </ul>
3. Passing MSEC to establish the status of a person with a disability (medical and advisory commission for persons under the age of 18).	<ul style="list-style-type: none"> <li>• The conclusion of MSEC (or the medical advisory commission of a medical and preventive institution) about the group and the cause of disability - as a result of injury or other health damage received from explosive objects.</li> </ul>
4. Appeal to the social security authorities to obtain the appropriate certificate	<ul style="list-style-type: none"> <li>• Identity card with a disability.</li> </ul>

*Assistance to persons with disabilities from the effects of explosive ordinance*

- The Ministry of Health provides:
  - ✓ provision of medical assistance;

- ✓ medical care.
- Local state administrations and local self-government bodies contribute to:
  - ✓ providing medical assistance;
  - ✓ implementation of medical rehabilitation.
- The Ministry of Social Policy provides:
  - ✓ provision of one-time compensation for damage to health (a one-time cash payment to a person (child) with a disability in the prescribed amount) and annual rehabilitation assistance (an annual cash payment to a person (child) with a disability in a prescribed amount);
  - ✓ undergoing psychological, medical and psychological rehabilitation;
  - ✓ providing children with places in kindergartens and other preschool education institutions;
  - ✓ payment of increased state social assistance to children with disabilities.