

Crimea Beyond Rules

Thematic review of the human
rights situation under
occupation

Transfer by the
Russian Federation
of parts of its own civilian
population into the
occupied territory
of Ukraine

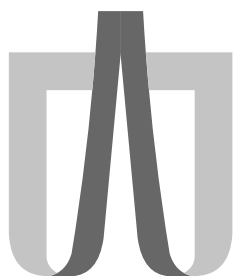


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Regional Center of Human Rights – NGO, the nucleus of which consists of professional lawyers from Crimea and Sevastopol, specializing in the field of international human rights law.

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**Ukrainian Helsinki Human
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Ukrainian Helsinki Human Rights Union - non-profit and non-political organization. The largest association of human rights organizations in Ukraine, which unites 29 NGOs, the purpose of which is to protect human rights.

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CHROT - expert-analytical group, whose members wish to remain anonymous.

Some results of work of this group are presented at the link below :

crimeahumanrights.org

Dear reader,

This study is the result of several months of hard work by a group of dedicated analysts. At its start, it was difficult to envisage that the study could be used in any way other than as a warning against certain types of political bargaining concerning a referendum on the status of the Crimean Peninsula. However, Ukraine’s declaration accepting the jurisdiction of the International Criminal Court in relation to the territory of Crimea, now gives these materials further utility in terms of their contribution to evidencing war crimes and other violations of international humanitarian law committed in respect of that territory.

TABLE OF CONTENTS

List of abbreviations	7
Introduction	8
International humanitarian law on the prohibition of transfer by the Occupying Power of parts of its own civilian population into the territory it occupies	10
Modern precedents associated with the transfer by the Occupying Power of parts of its own civilian population into occupied territory	11
The Nuremberg Tribunal	11
Israel and Palestine	11
Turkey and Northern Cyprus	11
Morocco and Western Sahara	12
Other examples	12
Instances of transfer of the civilian population of the Russian Federation into the occupied territory of Ukraine	13
Official statistics	13
Elections and the so-called "referendum"	14
Economic promotion and other incentives	15
Labour migration	17
Illustrations of the practice	18
Conclusion	26
References	27

List of abbreviations

AAC	Arbitration Appeal Court
ARC	Autonomous Republic of Crimea
AC	Arbitration Court
FEZ	Free Economic Zone
GC IV	Geneva Convention Relative to the Protection of Civilian Persons in Time of War (1949)
ICRC	International Committee of Red Cross
ICJ	International Court of Justice
ICC	International Criminal Court
IHL	International Humanitarian Law
LA of Sevastopol	Legislative Assembly of the city of Sevastopol
MFA	Ministry of Foreign Affairs
PACE	Parliamentary Assembly of Council of Europe
RC ST	State Council of the Republic of Crimea
RF	The Russian Federation
RF AF	Armed Forces of the Russian Federation
RF BSF	the Black Sea Fleet of the Russian Federation
TRNC	The Turkish Republic of Northern Cyprus
UN GA	General Assembly of the United Nations
UNSC	United Nations Security Council

At the end of February 2014, the armed forces of the Russian Federation annexed the territory of the Autonomous Republic of Crimea and the city of Sevastopol. Between 26 February 2014 and 26 March 2014, Ukraine's Ministry of Foreign Affairs sent 35 diplomatic notes to the Ministry of Foreign Affairs of the Russian Federation. These concerned the additional transfer of Russian Federation BSF combat units, Russian aircrafts and other military equipment from Russian territory to the territory of Ukraine, as well as their movement within the territory of the Autonomous Republic of Crimea and the city of Sevastopol.

In accordance with Article 42 of the Hague Regulations concerning the Laws and Customs of War on Land (Annex to the 1907 Hague Convention on Laws and Customs of War on Land), territory is considered occupied when it is actually placed under the authority of the hostile army.¹

Under Common Article 2 of the Geneva Convention relative to the Protection of Civilian Persons in Time of War of 1949, the Geneva Conventions are applied in all cases of total or partial occupation of the territory of a High Contracting Party even if that occupation meets no armed resistance.² Within the meaning of the aforementioned rules of international humanitarian law, the Russian Federation is an Occupying Power, while Crimea and Sevastopol are occupied territories of the State of Ukraine. The fact of occupation of a territory does not entail the right to annex that territory. During occupation, sovereignty over the occupied territory is retained by the state whose territory is occupied.³

The General Assembly of the United Nations in its Resolution N° 68/262 recognized "the sovereignty, political independence, unity and territorial integrity of Ukraine within its internationally recognized borders". It confirmed that "the referendum held in the Autonomous Republic of Crimea and the city of Sevastopol on 16 March 2014 has no validity and cannot form the basis for any alteration of the status both of Crimea and the city of Sevastopol."⁴

The presence of the Russian Federation in Crimea was consequently classified as occupation in other international documents, including:

- Resolution (2015/2036 (INI)) of the European Parliament "On the strategic military situation in the Black Sea Basin following the illegal annexation of Crimea by Russia" of 11 June 2015;⁵

- Resolution 2067 (2015) of the Parliamentary Assembly of the Council of Europe "Missing persons during the conflict in Ukraine" of 25 June 2015;⁶

- Resolution of the Parliamentary Assembly of the OSCE "The Continuation of Clear, Gross and Uncorrected Violations of OSCE Commitments and International Norms by the Russian Federation" of 8 July 2015.⁷

After the occupation of the territory of the Autonomous Republic of Crimea and the city of Sevastopol the authorities of the Russian Federation started to implement policies aimed at transferring civilian populations from the Russian Federation to the occupied territories in Ukraine. The process of this transfer significantly changes the demographic profile in the occupied territory.⁸

This research is important in the context of violations of IHL by the Russian Federation, as well as the commission of war crimes comparable to those committed during World War II. Article 85 of Additional Protocol I to the Geneva Conventions of 12 August 1949 relating to the Protection of Victims of International Armed Conflicts recognizes the transfer populations by an occupying power from its own territory into occupied territory as a war crime.⁹ This crime falls within the jurisdiction of the International Criminal Court under Article 8 (2) (b) (xviii) of the Rome Statute of the International Criminal Court.

This research is likewise important in the context of opinions occasionally expressed in mass media about the possibility of "settling the situation" by holding a referendum on the status of Crimea and Sevastopol under the supervision of international organizations in the future. The Russian Federation's deliberate attempts to alter the demographic in the occupied territories renders any such "solution" a fraudulent expression of respect for the autonomy of the native population.

International humanitarian law on the prohibition of transfers by an Occupying Power of parts of its own civilian population onto occupied territory

IHL imposes several international legal obligations on an Occupying Power. These are, in particular, contained in the provisions of and annexes to the Hague Convention (IV) respecting the Laws and Customs of War on Land 1907, the Geneva Convention Relative to the Protection of Civilian Persons in Time of War 1949, certain regulations of Additional Protocol I to the Geneva Conventions 1977 (hereafter, AP I),¹⁰ and can also be derived from law and customs as developed within the context of the United Nations.

Under Article 49(6) of GC IV, *"the Occupying Power shall not deport or transfer parts of its own civilian population into the territory it occupies"*.

This provision is intended to prevent the practice adopted by certain powers during World War II of transferring their own populations into occupied territories with the aim of colonising these territories. The meaning of the word "transfer" in this paragraph differs significantly from that used in other paragraphs of Article 49 to the extent that it is not concerned with the transfer of persons who are protected by the Convention, but rather with the civilian population of the Occupying Power.¹¹

Customary IHL (Rule 130) also prohibits states from deporting or transferring parts of their own civilian population into territories¹² occupied by¹³ that state.

The UN General Assembly and UN Commission on Human Rights have both condemned the practice of population transfers to occupied territories. According to the final report of the UN Special Rapporteur on the human rights dimensions of population transfer, including the implantation of settlers and settlements, "the implantation of settlers" is illegal and attracts State responsibility as well as individual criminal responsibility (paragraph 16, 64-65).¹⁴ Moreover, the International Committee of the Red Cross notes that any measures by an Occupying Power aimed at expanding or merging settlements in occupied territories also violates IHL. This prohibition applies equally to the confiscation of land for the construction or expansion of settlements.¹⁵

Article 85 of the Additional Protocol to the Geneva Convention of 12 August 1949, relating to the protection of victims of international armed conflicts recognizes these actions as a war crime.¹⁶

Article 8 (2) (b) (viii) of the Rome Statute of the International Criminal Court, likewise recognizes the transfer, directly or indirectly, by an Occupying Power of parts of its own civilian population into the territory it occupies as a war crime falling within the jurisdiction of the ICC.¹⁷

Modern precedents associated with the transfer by the Occupying Power of parts of its own civilian population into occupied territory

Attempts to change the demographic composition of the population in the occupied territory have been repeatedly condemned by the UN Security Council. Under Articles 24 and 25 of the Charter of the United Nations, the UN Security Council¹⁸ is bound to maintain international peace and security as its primary responsibility, and UN Members States have bound themselves to accept and carry out the Security Council's decisions in that regard.¹⁹

The Nuremberg Tribunal

Actions aimed at changing the demographic profile of occupied territories were first declared as international crimes at the Nuremberg Tribunal in 1945. Nazi war criminals were prosecuted for the "Germanization" of annexed territories, including Norway, parts of France, Luxembourg, the Soviet Union, Denmark, Belgium and Holland. They were charged with attempting to destroy the national identity of those territories through the forced deportation of populations not primarily of German nationality and the occupation of these territories by thousands of German colonists.²⁰

Israel and Palestine

Since 1967, Israel has adopted a series of measures in the Palestinian occupied territories, aimed at changing the status of the city of Jerusalem. The UN Security Council, having repeatedly referred to the principle that acquisition of territory by military conquest is invalid, condemned these measures in its Resolution 298 of 25 September 1971.²¹ Here, the UN Security Council confirmed in the clearest possible terms that:

"All legislative and administrative actions taken by Israel to change the status of the City of Jerusalem, including expropriation of land and properties, transfer of populations and legislation aimed at the incorporation of the occupied section, are totally invalid and cannot change that status".

In 1979, the UN Security Council again called upon Israel to refrain from any actions that could lead to a change in the legal status or geographical nature of the occupied territories, or could materially affect the demographic composition of Arab territories, as well as demanding that it strictly adhere to the provisions of GC IV.²²

The Advisory Opinion of the International Court of Justice on Legal Consequences of the Construction of a Wall in the Occupied Palestinian Territory of 2004²³ deserves special attention. Here, the ICJ noted that Article 49(6) GC IV:

"[...] prohibits not only deportations or forced transfers of population such as those carried out during the World War II, but also any measures taken by an Occupying Power in order to organize or encourage transfers of parts of its own population into the occupied territory".

As the principal judicial organ for the application of public international law, the ICJ upholds the core values of the international community in the field of IHL. Whilst ICJ advisory opinions are not legally binding, they represent authoritative interpretations of international law. The above-mentioned ICJ Advisory Opinion, saw 150 states in the UN General Assembly support the adoption of a separate General Assembly Resolution demanding that Israel "comply with its legal obligations as mentioned in the advisory opinion".²⁴

Turkey and Northern Cyprus

Since the occupation of Northern Cyprus by Turkey from 1974 to date, Northern Cyprus has been inhabited by over 100 thousand Turks from the territory of the Republic of Turkey. Turkish immigrants were first brought to the island from Anatolia (Asian part of Turkey) in the context of occupation in October 1974 on the pretext that they would work at hotels and gardens abandoned by Greek Cypriots. This practice was further extended to the provision of houses and plots of land to those who wished to settle in the territory of the so-called Turkish Republic of Northern Cyprus.²⁵

Despite statements that such groups of Turkish settlers moved to Cyprus "on their own initiative", laws and policies adopted by the Turkish Republic of Northern Cyprus generally encouraged such population movement.²⁶ For example, in 1981 the TRNC adopted amendments to Law N° 3/1975. Under this Law, the Republic granted citizenship to those who resided in the territory of the TRNC for at least one year; or had made or could make a significant contribution to the economy, social and cultural spheres or to the development of external relations and raising standards of education; or to whom the TRNC wished to grant citizenship for its own reasons.²⁷

The ease with which it was possible for Turks to obtain citizenship in the TRNC, became a serious problem because Turkish settlers gained voting rights with possibility of forming further political associations. Between 1974 and 2004, Turkey spent nearly 3.07 billion USD on the development of the TRNC.²⁸

Turkey's policy of colonization in the occupied territories was confirmed and condemned by various international organizations. Thus, the UN Security Council in its Resolution 541 of 18 November 1983 called upon "*all States not to recognize any Cypriot State other than the Republic of Cyprus*".²⁹ Moreover, Resolution 550 of 11 May 1984 it called upon states "not to facilitate or in any way assist *"the so called TRNC"*".³⁰ The UN General Assembly in its Resolution 37/253 of 16 May 1983 called upon all parties to refrain from actions that change the demographic structure of Cyprus.³¹

The Parliamentary Assembly of Council of Europe also condemned Turkey's policy in its Recommendation 1197, adopted on 7 October 1992. Furthermore, on 2 May 2003 a report was published by its Rapporteur of the Committee on Immigration and Demography, leading the PACE to adopt Recommendation N° 1608/24/6/2003. This recommendation once again confirmed the fact that the demographic structure of Cyprus has been continuously modified since the de facto partitioning of the island in 1974, due to the deliberate policies of the Turkish Cypriot administration and Turkey, as well as Turkey's covert colonization of the northern part of the island.³²

Morocco and Western Sahara

A number of non-governmental organizations, scientists and specialists argue that Morocco also violates Article 49 (6) GC IV regarding the territories of Western Sahara. Since its invasion in 1976, the "moroccanization" of Western Sahara³³ has become an important part Morocco's state policy.³⁴ Over the past 30 years, the Moroccan government has spent about 2.4 billion USD on the development of basic infrastructure, construction of airports, ports, roads and power plants on the territory of Western Sahara.³⁵ The Moroccan government has also provided tax breaks and paid higher wages to those migrating to the occupied territory with a view to encouraging Moroccan populations to move there.³⁶ Government salaries in these areas were two times higher than in Morocco's capital, Rabat.³⁷ The Moroccan government has offered free (or very low priced) housing and subsidies for food and petrol products for its citizens in the territory.³⁸ It has even economically encouraged marriage between men from Western Sahara and Moroccan women.³⁹ Such efforts were designed to secure a favourable outcome for Morocco in a proposed 1991 referendum on the status of the territory of Western Sahara. That referendum did not take place, and it is unknown how many displaced Moroccans stayed on to live the occupied territory in the years following unsuccessful attempts to hold a referendum.⁴⁰

Other examples

In addition to these three cases, other examples of population transfers can be cited: in 1992, the UN Security Council called for the termination of attempts to change the ethnic composition of populations anywhere in the territory of the former Yugoslavia,⁴¹ and in 2001 the UN Security Council confirmed the unacceptability of the demographic changes in the framework of armed conflict in Abkhazia.⁴²

Fact of civilian population transfers from the Russian Federation onto the occupied territory of Ukraine

Under in its Advisory Opinion of 2004⁴³ the ICJ has highlighted that Article 49(6) GC IV prohibits not only the deportation or forcible transfer of populations, but also any measures taken by an Occupying Power to organize or promote the transfer of parts of its own population onto the occupied territory.---

Statistics show that during one and a half years of occupation in the Crimea and Sevastopol, there have been significant demographic changes. Indeed, statistical data alone is already evidence of a deliberate transfer of population, since these figures are based on the official registration of residence by the bodies of the Russian Federation's Federal Migration Service.⁴⁴ However, indirect data (for example, the results of voting at the so-called elections of 14 September 2014) and the actions of Russian authorities in directly and indirectly encouraging population movements (for example, promotion of the employment of Russians in Crimea) provide a much clearer picture of the clear and deliberate strategy of population transfer being deployed in the occupied territories. The next part of this study is dedicated to highlighting these issues.

Official statistics⁴⁵

One of the clearest population indicators are statistics about changes in the number of inhabitants and population migration in respect of the territory. General statistical data is constantly updated and available on the following web pages:

Crimea: http://crimea.gks.ru/wps/wcm/connect/rosstat_ts/crimea/ru/statistics/population/

Sevastopol: http://sevastopol.gks.ru/wps/wcm/connect/rosstat_ts/sevastopol/ru/statistics/population/

According to official data, at 1 January 2014, the population of Crimea was 1,967,259 persons.⁴⁶ By December of that year, this population had increased by 10,030 to a total 1,977,289 people.⁴⁷ By 1 January 2015, however, the population had declined sharply by 81,374 people to 1,895,915.⁴⁸ In August 2015, that number had further decreased by 4,450 people, and was at 1,891,465 people.⁴⁹

Table 1. Evolution of the population of the ARC

Date	Number	Difference
January 2014	1 967 259 people. ⁵⁰	-
December 2014	1 977 289 people. ⁵¹	+10 030 people.
January 2015	1 895 915 people. ⁵²	-81 374 people.
August 2015	1 891 465 people. ⁵³	-4 450 people.

The authors of this study associate the abrupt change in population in the period from December 2014 to January 2015 with the correction of data according to a census conducted in October 2014, when the population of Crimea (excluding the city of Sevastopol) amounted 1,898,946 people.⁵⁴ This data however is also most likely to include internally displaced persons who had by then migrated to mainland Ukraine without officially notifying the Russian authorities. Indeed, an analysis of Russian data on the number of voters in Crimea shows an even greater decrease in the territory's population (see below).

These circumstances, however, do not alter the fact of population growth in the ARC in 2014 by 10,030 people, as well as the recorded decrease in population since January 2015 by 4,450 people.

In Sevastopol, the trend of population increase continued throughout 2014. Thus, whilst on 1 March 2014 the population of Sevastopol was 386,168 people, by 1 January 2015, the city's population had increased by 12,805 people⁵⁵ to 398 973.⁵⁶ Official data for the subsequent period was not available to the authors at time of writing (December 2015).

Table 2. Evolution of the population in Sevastopol

Date	Number	Difference
Март 2014	386 168 people. ⁵⁷	-
Январь 2015	398 973 people. ⁵⁸	+12 805 people.

Nevertheless, it should be noted that the data of the census conducted in October 2014 appears to support this overall statistical picture, amounting to 394,727 persons.⁵⁹

Despite the above figures, the total population statistics are unrepresentative of the full picture of population transfer to the extent that they illustrate only a global balance between arriving and departing populations, thus hiding the real number of Russian civilians transferred onto the occupied territory. This latter data can be obtained from migration statistics, which shows the positive trend of migration from the RF to Crimea and the city of Sevastopol.

Thus, in the period from June to December 2014, 8,943 persons⁶⁰ moved from other territorial entities of the RF to Crimea for permanent residence. Likewise, January to October 2015 saw 11,220 additional arrivals in the territory from the RF.⁶¹ Therefore, inter-regional migration from June 2014 to September 2015 totalled at 20,163 people, which is about 1% of the territory's official population. Taking into account other migration data, it can be claimed that this figure shows a percentage of substitution of the inhabitants of Crimea by citizens from the territory of the RF.

Inter-regional migration in the city of Sevastopol also showed a positive trend. Thus, from January to December 2014, 14,225 people officially came to Sevastopol. This is more than 3.5% of the official population.⁶²

For comparison, the approximate number of migrants arriving from other regions to Moscow per year is around 1.48%; to St. Petersburg is 1.15%; to Rostov-on-Don is 0.91%; and to Chelyabinsk, 0.98%. Thus, migration into the territory of the ARC does not exceed average indicators according to a prima facie glance at official data. This is not the case in Sevastopol, where such migration is 2.3 times higher than in Moscow. However, in Crimea the distribution of the population is also non-uniform. The average figure describes the population of the peninsula as a whole, whilst newly arrived Russian citizens are predominantly concentrated in Simferopol and other major cities of Crimea. It is the residents of large cities such as these that affect the fate of the peninsula on the whole. Here, the redistribution of Russian populations to such strategic locations is quite high.

Below, evidence is provided to show that migration is promoted and encouraged by the Russian authorities.

In Russia, residence registration is far more important than in Ukraine. The absence of such registration at the place of actual residence generates a number of significant difficulties for citizens. Thus, registration of residence by citizens arriving to the occupied territories from the RF, is proof of the fact that the Russian authorities recognize the right of citizens to reside in the territory of the Crimean Peninsula and support them in this intention. However, as will be shown further in this paper, the role of the Russian authorities is not limited to this support.

Elections and the so-called "referendum"

Additional official data that might be drawn on to illuminate issues of population transfer include numbers of voters in the elections of deputies at the first convocations of the State Council of the Republic of Crimea (hereafter SC of RC) and the Legislative Assembly of Sevastopol (14 September 2014), as well as voter numbers for the so-called "referendum" of 16 March 2014. These statistics can be used to establish the displacement of civilian populations from Russian territory onto the occupied territory of Crimea and Sevastopol. The issue of the obvious illegality of the so-called "Referendum" is not raised in the context of this data.⁶³

Voter statistics not only confirm an increase in population of Sevastopol, but also indicates significant figures of Russian citizens moving to the occupied territories.

According to the official data of the Republic of the Crimea's election commission, the number of voters included on the list for the election of deputies of the State Council of the Crimean Republic was 1,372,655 voters. This figure is 149,623 voters higher than the total number of ARC voters registered for the elections to Ukraine's Verkhovna Rada in 2012 (the total number of voters in districts 1-10⁶⁴ was 1,522,278 persons).⁶⁵ This highlights a clear need for further investigation, as this variation could not have been affected by the results of the population census, which took place later. Moreover, even excluding persons without the right to vote (under 18 years), the number of registered voters exceeds the number of people by which Crimea's population is said to have reduced in that period by nearly two times (according to official figures from Crimea's population census the territory's population has decreased by about 80,000 people).

Data on voter numbers before the annexation of Crimea, together with data on the election of the President of Ukraine in 2010, as well as for earlier elections since 2006, indicate that both in Crimea and in the city of Sevastopol, the number of voters was relatively stable, fluctuating only slightly.

The number voters registered for the election of deputies of the Legislative Assembly of Sevastopol was 344,835. This figure is about 41,000 voters more than those registered in Sevastopol for elections to

the Verkhovna Rada of Ukraine in 2012 (the total number of voters in districts 224-225⁶⁶ was 303,093).⁶⁷ Thus, the increase in the number of voters was almost 12%.

Attempts to find data on the number of registered voters in the so-called "referendum" on 16 March 2014 were unsuccessful. This data is not available on the official website of the Central Election Commission of the Russian Federation, nor on the Central Election Commission of the RC website. This highlights not only the questionable legitimacy of the "referendum" itself, but the generally doubtful validity of the declared results.

Mikhail Malyshev, chairman of the commission of the Supreme Council of Crimea, has stated that the turnout for the so-called "Referendum" in Crimea was 1,250,426 voters and that this represents an overall turnout of 81.36%. According to Mr Malyshev, voter turnout in Sevastopol brought the total number of voters in Sevastopol and Crimea to 1,724,563 people. However, at 474,137 people, the number of voters in Sevastopol would appear to greatly exceed not only the number of voters registered in the city, but also the city's total population, including children under the age of 18 years. Despite this, Mikhail Malyshev maintains that voter turnout in Sevastopol was 82.71%⁶⁸ (see <https://archive.org/details/Regvoters>). Indeed, if correct, the turnout percentage in Crimea, would also see the total number of eligible voters (1,250,426 / 81.36 x 100) exceed the number of registered voters in that region: 1,536,905 people. This figure is about 14.5 thousand people more than the number of voters recorded in Crimea in the same period.

Note: The page of the Central Election Commission of Ukraine states that Crimea belongs to election districts 1-10, and Sevastopol to election districts.225-226.⁶⁹

Economic promotion and other incentives

The migration of Russian citizens to the occupied territory of Crimea has been stimulated by a number of means. First among these are economic incentives such as tax breaks and other benefits. The main instrument in this field is the Federal Law of 21 November 2014 "On the development of the Crimean Federal District and a free economic zone in the Republic of Crimea and Sevastopol city of federal significance".⁷⁰ This law establishes a special free economic zone regime on the territory of the Republic of Crimea, which is applicable for a period of 25 years and can subsequently be extended (Part 1 of Article 9).⁷¹

Article 15 of the Law establishes a special regime for entrepreneurial and other activity in the free economic zone, namely:

- a special procedure for urban development activities and land management in pursuit of the implementation of investment projects (Part 11 of article 17 regulates the granting of state or municipal land to members of free economic zones (FEZ) for rent without bidding for the time necessary for the realization of the contract on activity conditions in the FEZ);

- Special tax treatment (exemptions from land tax, lower tax rates on corporate income tax, the exemption of FEZ participants from property tax: Article 284(1),⁷² Article 346,⁷³ and Article 395(12) of the Russian Federation's Tax Code, respectively);⁷⁴

- Grants for the reimbursement of costs, including expenses for the payment of customs duties, taxes and charges in respect of goods (except for excisable goods), imported for use in the construction, equipment and technical equipment of objects.

The influx of Russian citizens to the occupied territory was also stimulated by a sharp change in the regulation of representatives of the legal profession, accountants, and a wide range of public servants.

Difficulties that have arisen in connection with this change in legislative regulation, were clearly described in the report of the Commissioner for Human Rights in the Republic of Crimea in 2014.⁷⁵ Some of these problems were referred to in the following terms:

"The Republic of Crimea is experiencing the heavy burden of a 'transition period', the time allowed for the integration of our region, with an established system of law and governance in the state institutions system of the Russian Federation. This process is characterized by internal contradictions, uneven, alternating phases of progressive development, and is often fraught with collisions in the application of laws. This leads to the fact that the average person is lost in a variety of new rules of life, dissimilar to those to which he had been accustomed [...]"

Changes to substantive and procedural law led to a change in the essence of court decisions, as well as to difficulties in the enforcement of judgements [...]"

[...] We are in the process of integration into the Russian Federation, when many social institutions and mechanisms have undergone significant changes, and some have ceased to exist at all".

As noted by Alexey Chaly (the so-called "people's mayor" of Sevastopol in February and March 2014, and now Chairman of Sevastopol's Legislative Assembly) "officials who worked in the Ukrainian

Sevastopol, are totally unfamiliar with Russian legislation and working conditions. They are rather specific, one should have the appropriate skills".⁷⁶

At the end of July 2015, Angelica Burets, Head of the Department on the Organization of the Provision of Services to Employers of the Employment Center in Crimea, told a news agency that about 80% of Crimean residents registered at the Employment Center are citizens with higher economic and legal education, as well as accounting sector experts. The situation is similar in Sevastopol. According to the Chief of the Main Department for Labor and Employment in Sevastopol, Valery Ilchenko, "among two-thirds of unemployed citizens registered in the city's employment center are people with higher education." Mr Ilchenko associates such a bias "with specific branches of Sevastopol" where the filling of vacancies that require people with higher education is mainly happening due to migrants from Russia.⁷⁷

This is reflected in job offers. Job offers placed online indicate that for a number of positions Russian citizenship is listed as an employment requirement. Such a requirement could also be seen as an open call for Russian citizens from other regions of the Russian Federation to seek employment in the Republic of Crimea. Internet job search resources offer job vacancies in various sectors (management, restaurant business, retail industry).

Examples of such job advertisements include:

- *Job advertisement of a seller in a shop of draught beer. One of requirements is citizenship of the Russian Federation;*⁷⁸

- *One of the requirements for the position of the seller in the grocery store is citizenship of the Russian Federation;*⁷⁹

- *In order to take the position of accountant Russian citizenship is required.*⁸⁰ *Russian citizenship is also required to fill the vacancy of Secretary.*⁸¹

In addition, many vacancies appear to focus on a knowledge of Russian legislation. In addition to positions in Russian companies, a large and growing group of jobs with local companies are requiring staff with knowledge of Russian legislation. These are generally vacancies for accountants, HR specialists and lawyers. This shows that for residents of Crimea, such vacancies are increasingly unavailable, since only some Crimean residents are experts in Russian legislation. Consequently, such a requirement appears to be appealing to Russian citizens from other regions of the Russian Federation to take up these positions.

Examples of such advertisements include:

- *For employment as an accountant in commerce knowledge of the tax legislation of the Russian Federation is required;*⁸²

- *Chief of department of Fire Protection and Safety. A requirement is knowledge of Russian legislation on employment protection;*⁸³

- *For the position of assistant auditor knowledge of the requirements of Russian legislation in the field of accounting and taxation systems of the Russian Federation is required.*⁸⁴ *There are also such ads as "professionals-teachers of the subject 'Accounting for practice' under the legislation of the Russian Federation are required"*⁸⁵

Other requirements for applicants include stipulations such as the following:

- *"Excellent knowledge of accounting standards and the laws relating to the tax legislation of the Russian Federation";*

- *"Knowledge of Russian legislation is mandatory!";*

- *"Knowledge of Russian tax legislation, knowledge of Russian accounting, 1C, the eighth version for LTDs and IE. Delivery of reports including in electronic form in accordance with the laws of the Russian Federation for companies and individual entrepreneurs";*

- *"Please apply only those who really know and from the first day are ready to take and maintain multiple accounts for entrepreneurs operating on Russian documents".*

Also noteworthy are ads containing phrases such as "... we will also consider candidates with Ukrainian citizenship".⁸⁶ Such ads are illustrative of the general trend in favour of employing only Russian Federation citizens, suggesting that in vacancy ads in which there is no direct reference to Russian citizenship, this requirement is implied.

Information on job vacancies can be found at <http://russia.trud.com/>.

According to the Center for the Study of Pension Reform, Crimea has entered the top five most popular destinations for labor migration along with Moscow and St. Petersburg, as well as Khanty-Mansiysk and Krasnodar Territory.⁸⁷

Today, many Russian citizens who have moved to live in the Crimea from Russia create blogs and specialized sites where they openly share information and advice with Russian citizens willing to move to the territory, concerning their move onto the peninsula.⁸⁸

Labour migration

Whilst the above-mentioned cases might be seen more as private initiatives indirectly fostered by the State, there are also examples of direct government stimulation of labour migration.

In particular, public services responsible for employment, openly disseminate information about vacancies in Crimea. While some such jobs entail seasonal employment, there are also a fairly large number of vacancies for permanent work, including with the provision of housing.

Such information is posted on the official web pages of the State Committee on Employment of the Republic of Khakassia;⁸⁹ the employment center of Novokuznetsk, Kemerovo region;⁹⁰ the Center for Employment of the city of Kemerovo;⁹¹ the Ministry of Economy of the Republic of Buryatia;⁹² and the Ministry of Education and Science of the Republic of Buryatia.⁹³ These sites contain invitations to local residents to become familiar with job vacancies opening in the territory of Crimea.

Residents of the city of Kemerovo are offered about 10,000 permanent and temporary jobs both with and without the provision of housing.⁹⁴ On the website of the State Committee of the Employment in the Republic of Khakassia there are 323 vacancies in Crimea with and without housing.⁹⁵ Lists contain information about the position, the city of potential employment, the level of pay and contact information about the employer.

Citizens are invited for both temporary and permanent employment on the peninsula in cities such as Simferopol, Alushta, Sudak, Yevpatoria, Feodosia, Saki and others. Employment is offered for positions in various areas of activity, including management, the medical and health spa industries, culture, restaurants, farming, and so on. An illustration of this is the announcement on the page of the State Committee on Employment in the Republic of Khakassia of the following positions as vacant: administrator with permanent employment and provision of housing in Alushta (N°59), therapist with permanent employment and without accommodation in Saki (N°185), choreographer with permanent employment and provision of housing in Alushta (N°61), waiter with permanent employment and provision of housing in Yalta (N°166), and cleaner of premises with permanent employment and provision of housing in Alushta (N°63).⁹⁶

A clear strategy to transfer Russian citizens to Crimea can be seen in the discriminatory requirements imposed for candidates to fill a number of positions. As a rule, only Russian citizens can be hired to positions in State and local authorities, and these persons are required to have knowledge of Russian legislation, as well as work experience with public and municipal authorities of the Russian Federation. In accordance with the regulations approved⁹⁷ by Presidential Decree N° 112 of 1 February 2005 "On Competition to Fill the Vacancy of the Civil Service of the Russian Federation", a person cannot be accepted into the civil service if she has citizenship of another country (or countries), unless otherwise is provided for by an international treaty of the Russian Federation.

For example, the official website of the Government of the Republic of Crimea hosts announcements of competitions for employment where requirements include: citizenship of the Russian Federation, 1-4 years work experience with a state or municipal service in the Russian Federation, and professional knowledge of Russian legislation, in particular. These requirements can generally be met only by Russian citizens who were not residents of Crimea before the occupation. Such requirements are contained in competition announcements from 22 October 2014,⁹⁸ 6 November 2014,⁹⁹ 24 November 2014,¹⁰⁰ 28 November 2014,¹⁰¹ 18 February 2015,¹⁰² 21 April 2015¹⁰³ and 14 May 2015.¹⁰⁴ (archive)¹⁰⁵

From the very first days of the occupation, law enforcement agencies in Crimea were flooded with newcomers. Local staff are not trusted at all and are ignored in the hiring process even during periods of radical staff expansion. In late July 2015, for example, it was announced that Crimean policemen were being recruited from Sakhalin Island. Vacancy advertisements stated that "the Ministry of Interior Affairs of the Republic of Crimea had "opened admission to the service in the special divisions of aviation, flying squad and SWAT". Applicants were required to "speak Russian (remember, in Crimea there are three official languages), have at least secondary education, as well as to be able to perform the duties as an employee of the police due to their personal and professional qualities, physical fitness and health."¹⁰⁶

Illustrations of the practice

This section provides illustrations of the above phenomena, taken from publicly available sources. It refers to the most public transfers of persons from Russia to Crimea/Sevastopol. Whilst it is obviously impossible to name all those hidden behind transfer statistics, the below list is extensive and can be seen to reflect the transfer not only of the named individuals but also often at least one or more additional family members or other relatives.

The Council of Ministers of the Republic of Crimea (RC)

The following persons, who have moved to the occupied territory of Crimea from the territory of the Russian Federation, hold key positions in the Council of Ministers:¹⁰⁷

Eugeniya G. Bavykina is the Deputy Chairperson of the Council of Ministers of the RC. The professional career of Mrs. Bavykina had previously been closely connected with Russia. From August 2012 to January 2013, she was deputy head of the Administrative Department of the Governor of the Moscow Region and the Moscow Region Government. From January 2013 to May 2014 she was the first Deputy General Director of the JSC "Slavyanka". Additionally, Mrs. Bavykina has been awarded with the badge of the Russian Ministry of Emergency Situations "For Merit" (2010) and the Medal of Russian Ministry of Emergency Situations "For fellowship in the name of Russia" (2012). In July 2014, Mrs. Bavykina was appointed the Deputy Chairperson of the Council of Ministers of the RC.¹⁰⁸

Georgiy L. Muradov is the Deputy Chairman of the Council of Ministers of the RC and at the same time the Permanent Representative of the RC to the President of the Russian Federation. Since 1979, he has worked for the diplomatic service occupying various positions both in the central office and in foreign missions. He has been awarded the Orders of Friendship and Honor, the Medals of the RF, three Orders of the Russian Orthodox Church, as well as foreign governments rewards.¹⁰⁹

Alexander A. Zhdanov is the Minister of Housing and Utilities of the RC. From 1982 until 2007, Mr. Zhdanov served in the Armed Forces of the RF both in command and staff positions, and is now a Reserve Colonel. In addition, he also worked as the Head of Service, the Deputy and then the First Deputy Director of the State Institution of the Moscow region "Administration for Service and Maintenance of the Government House of the Moscow region". He was awarded the Medal and Order "For Merit to the Fatherland" of II degree, and the Governor of Moscow Region efficiency decoration "For pains and diligence". Together with Mrs. Bavykina he was the Deputy General Director of JSC "Slavyanka", which is servicing the Armed Forces of the RF.¹¹⁰

Andrey G. Bezsalov is the Minister of Transport of the RC.¹¹¹ For a long time he has been working in St. Petersburg, occupying positions in the structures of the National Container Company (NCC, now owned by Global Ports) and in the sea port of St. Petersburg (UCLH Vladimir Lisin). Recently, he headed the company "The container terminal Ilyichevsk", which belongs to the former owners of the NCC, Vitaly Yuzhilin and Andrei Shevchenko.¹¹²

Vyacheslav Petushenko is the Deputy Minister of Transport of the RC. Previously, he was General Director of the JSC "Lendorstroy" and also headed the Directorate of the Ring Motorway (KAD).¹¹³

Alexey G. Chernyaev is the Head of the State Unitary Enterprise "Crimean Railway". Previously, he headed the North Caucasus Directorate of traffic management - structural subdivision of the Central Directorate of Traffic Management, the branch of the OJSC "Russian Railways". From April 2014 to March 2015, he was the first Deputy Head of the State Enterprise "Crimean Railway".¹¹⁴

Federal Security Service (FSB)

Representatives of the Federal Security Service in the occupied territory of Crimea are also Russians newly arrived from the RF. According to some media reports, the head of the Crimean Department of FSB, Viktor Palagin, has said: "Currently, the Federal Security Service has carried out a complete rotation of senior staff in its district and the city units. An officer from Krasnoyarsk was appointed to Alushta, an officer from Volgograd was appointed to Yevpatoria and an officer from Sochi was appointed to Yalta". Victor Palagin himself was appointed to Crimea in April 2014. Before that, he headed the FSB Department in Bashkiria.¹¹⁵

Government of Sevastopol

The Governor of Sevastopol, **Sergei I. Menyailo**¹¹⁶ is a citizen of the RF and former deputy commander of the RF BSF. Additionally, four out of five deputy governors have previously held high positions in the territory of the RF prior to the occupation of Crimea. In particular:

Alexey A. Eremeyev was appointed to the post of Deputy Governor, the Chairman of the Government of Sevastopol on 2 April 2015. He is responsible for the economic development and strategic planning, tax and financial policies of Sevastopol. Prior to that, from 2009 to 2014 he was the Deputy, then the First Deputy Minister of Finance of the Government of the Moscow region. In addition, Mr. Eremeyev headed the examining department for local government regulations, at the legal department of the Moscow Region Government. He was also the Deputy Minister of Finance of the Moscow Region Government. He was awarded the efficiency decoration of the Moscow Region Governor "For Contribution" (twice) and the medal "For Good Conduct".¹¹⁷

Alexandr G. Pushkarev is responsible for issues of science policy in Sevastopol; higher, general, vocational and preschool education; and cultural, social and demographic policy of Sevastopol.¹¹⁸ Mr. Pushkarev is a retired Rear Admiral (his position was the deputy commander on educational work of the White Sea naval base of the RF Northern Fleet). He has long served in Severodvinsk.¹¹⁹

Igor V. Shapovalov is responsible for creating favorable terms for advancing innovation and the industrial development, agriculture and tourism potential of the city of Sevastopol.¹²⁰ He has previously occupied positions of Deputy General Director of LLC "Omega House" (St. Petersburg, Russia), General Director of commercial company "Vannbok", Director for Strategic Projects of the industrial group "Tavrida Electric" and General Director of the plant under construction, CJSC "Fiber optic systems" (Project Company of Gazprombank and RUSNANO aimed at technology transfer of optical fiber industrial production). All of the above mentioned companies are incorporated and operate in the territory of the RF.¹²¹

Alexander V. Reshetnikov represents the interests of the Government of Sevastopol in Moscow, and provides interaction between federal and regional authorities in the participation of Sevastopol in the federal programs of social and economic development of RF territorial¹²² entities. Previously, he headed the Group of Security Companies "Vityaz" (Knight), and is a veteran of the special operations unit of the Interior Ministry of Russia "Vityaz".¹²³

The following officials, who moved from the territory of the Russian Federation, head the departments and directorates of the structural subdivisions of the Government of Sevastopol:

Andrey Kozhinov is the new head of the Capital Construction Office. Previously he was the deputy head of administration of the Taldomsky municipal district of Moscow, where he was in charge of housing, agriculture, ecology, gasification, forest management.¹²⁴

Miroslav A. Pogorelov is the Acting Director of the Internal Policy Department of Sevastopol. Previously, he was Executive Director of the Construction Companies Union of Novorossiysk, and Deputy General Director of "Novoshipinvest". In 2009, he became initiator and leader of "Novorossiysk Housing Association". From 2010 he was advisor to the Mayor on housing issues, and in 2012 was elected to the City Council of Novorossiysk of the V convocation.¹²⁵

Vladimir V. Shtok is Director of the Financial Department of the city of Sevastopol. Previously, he was the head of Novosibirsk department of finance and tax policy.¹²⁶

Nikolai N. Pristavka is Head of the Federal Tax Service in the city of Sevastopol.¹²⁷ Previously, he served as the head of the Interdistrict Inspectorate of the Federal Tax Service for Major Taxpayers in the Novosibirsk region.¹²⁸

Alex Brusentsev is Director of the Department of Architecture and Urban Planning of Sevastopol. His official biography was not available either on the website of the administration of Sevastopol or on the website of the Department for Architecture and Urban Planning. Until recently, information about him could be found on the website of Bezenchuk village, but all references have now been removed. Earlier, Mr. Brusentsev was deputy head of Bezenchuk village of Samara region.¹²⁹

Vladimir I. Dudka is an Acting Head of the State Labour Inspectorate of Sevastopol. Until February 2015, he was Deputy Head of Administration of the Voskresenskiy municipal district of the Moscow region and the First Deputy Chief of Staff of the Voskresenskiy municipal district of the Moscow region. He was awarded the title of Honored Economist of the RF.¹³⁰

The following representatives from the territory of the RF occupy key positions in the municipal authorities of Crimea:

Sergey N. Serobaba is the Deputy Head of Yevpatoriya City Administration and Head of the Municipal Economy Department. Prior to this position, from November 2009 to October 2014, he was the Deputy Head of Administration in the municipal formation "Dolgorukovskiy rural settlement of the Kaliningrad region".¹³¹

Ernst Mavlyutov is the Chief Architect of Simferopol. Earlier, he was the Chief Architect of Kazan.¹³²

Alexey O. Komov is the Deputy Head of Yevpatoriya City Administration, and Chief Architect. He moved to the position of Chief Architect of Yevpatoriya after having worked as the Chief Architect of "Stroy-engineering" in St. Petersburg.¹³³

Moreover, Russia plans to introduce a number of federal deputy ministers into the government of Crimea and Sevastopol. This was announced by the Prime Minister Dmitry Medvedev during a meeting with Russian President Vladimir Putin on 15 July 2015. Medvedev stated in this regard: *"These should be experienced people with good contacts at the federal level. They might be taken even from the apparatus of ministries and departments of the RF Government and will ensure proper interaction between the federal and republican institutions, as well structures of the city of Sevastopol. We have people like these."* Medvedev's idea was approved by Putin.¹³⁴

According to the portal "The events of Crimea" of 21 July 2015, the Russian Deputy Prime Minister Dmitry Kozak instructed federal agencies to prepare a list of candidates from among senior officials to be appointed to the post of the first deputy heads of executive authorities of Crimea.¹³⁵ "Kommersant" stated that officials in the office of Deputy Prime Minister refused to discuss his initiative officially, explaining their refusal by the fact that the instruction is marked "for official use only". However, several officials privately confirmed the existence of this document.¹³⁶

At the end of 2014, the Chairperson of the Legislative Assembly of Sevastopol, Alexey Chaly, opposed the appointment of "Ukrainian" officials to the new government of Sevastopol.¹³⁷ On 27 July 2015, the Governor of Sevastopol Sergey Menyailo told journalists that federal officials continue to arrive at the city government to strengthen its human resources. *"Four government officials have already arrived from Moscow. We expect a few more people by the end of August. Thus, between 10 and 13 people will occupy positions of deputy heads of departments in the government"* – said Sergey Menyailo, adding that they will all have a lot of experience, each in his own profile.¹³⁸

The Prosecutor's Office of the Republic of Crimea

The key positions of the Prosecutor's Office of Crimea are occupied by persons who before the occupation of Crimea worked in public office in the RF. In particular, three out of four vice-prosecutors from the RC have arrived from Russia.¹³⁹

Andrey V. Fomin is the First Deputy Prosecutor of the RC since August 2014. Previously, Mr. Fomin was the Prosecutor of the Frunze district of Yaroslavl Region Prosecutor's Office and Deputy Prosecutor of Yaroslavl region.

Sergey B. Chernevich is Deputy Prosecutor of the RC since March 2014. Previously Mr. Chernevich was Prosecutor of Alexandrovsky district of Tomsk region, Prosecutor of the city of Strezhevoy of Tomsk region, the Prosecutor of Kirov district of Tomsk, headed the Department for Supervision over the implementation of federal legislation of the Tomsk region Prosecutor's Office, as well as the Directorate for Supervision over the implementation of federal legislation of the Tomsk region Prosecutor's Office.

Vladimir V. Kuznetsov has been Deputy Prosecutor of the RC since March 2014. Before appointment to this position, he worked as Prosecutor of the Soviet district of the city of Tula, and then Prosecutor of Tula.

The Prosecutor's Office of the city of Sevastopol

All three Deputy Prosecutors of the city of Sevastopol have previously occupied key positions in the system of the Prosecutor's Office of the RF.¹⁴⁰

Vladimir N. Agapov is the First Deputy Prosecutor of the city of Sevastopol. Previously, he was Prosecutor of the city of Kemerovo;¹⁴¹

Viktor M. Levchenko is Deputy Prosecutor of the city of Sevastopol. Previously, was Prosecutor of the city of Biysk, the Altai Territory;¹⁴²

Igor V. Emelyanov is the Deputy Prosecutor of the city of Sevastopol. Previously, he was the Prosecutor of the Soviet district of city of Tomsk.¹⁴³

Russian judges in the courts of the Republic of Crimea and the city of Sevastopol

According to Presidential Decree No 719 of 13 November 2014 "On the appointment of federal judges",¹⁴⁴ the following person was assigned to:

Gagarin District Court of Sevastopol¹⁴⁵

Vladimir A. Sibul is Court Chairman (previously the Chairman of the Oktyabrsky District Court of the city of Omsk).¹⁴⁶

Presidential Decree No 786 of 19 December 2014 "On the appointment of federal judges"¹⁴⁷ the following persons were appointed to:

Judicial Chamber for Criminal Cases of the Supreme Court of the RC¹⁴⁷

Victor Y. Vasiliev is a member of the Judicial Chamber for Criminal Cases of the Supreme Court of the RC (previously the Judge of the North Caucasus District Military Court in the city of Rostov-on-Don).¹⁴⁹

Aleksey V. Kozyrev is the member of the Judicial Chamber for Criminal Cases of the Supreme Court of the RC (previously, Judge of the Engels District Court, Saratov region).¹⁵⁰

Andrey Y. Paly is a member of the Judicial Chamber for Criminal Cases of the Supreme Court of the RC (previously, Judge of the 4th Court Circuit of the Leningrad District of Kaliningrad).¹⁵¹

Alexey Y. Posledov is a member of the Judicial Chamber for Criminal Cases of the Supreme Court of the RC (previously, Judge of the Industrial District Court of the city of Stavropol).¹⁵²

Elena A. Pribylova is a member of the Judicial Chamber for Criminal Cases of the Supreme Court of the RC (previously, Judge of Kalinin District Court of Novosibirsk).¹⁵³

Sergey G. Rubanov is a member of the Judicial Chamber for Criminal Cases of the Supreme Court of the RC (previously, Judge of the Engels District Court of Saratov region).¹⁵⁴

Judicial Chamber for Civil Cases of the Supreme Court of the RC¹⁵⁵

Konstantin V. Rogozin is member of the Judicial Chamber for Civil Cases of the Supreme Court of the RC (previously, Judge of the Georgievsky City Court of the Stavropol Territory).¹⁵⁶

Judicial Chamber for Administrative Cases of the Supreme Court of the RC¹⁵⁷

Vladimir V. Agin is a member of the Judicial Chamber for Administrative Cases of the Supreme Court of the RC (previously, Judge of the Court Circuit N°92 of the Krasnoarmeysky District, Volgograd Region).¹⁵⁸

Olga Y. Belyaevskaya is a member of the Judicial Chamber for Administrative Cases of the Supreme Court of the RC (previously, Judge of Oktyabrsky District Court of Arkhangelsk).¹⁵⁹

Svetlana A. Vorobyova is a member of the Judicial Chamber for Administrative Cases of the Supreme Court of the RC (previously, Judge of Kolpinsky District Court of St. Petersburg).¹⁶⁰

Elena S. Egorova is a member of the Judicial Chamber for Administrative Cases of the Supreme Court of the RC (previously, Judge of the Frunze District Court of Yaroslavl).¹⁶¹

Julia M. Korsakova is a member of the Judicial Chamber for Administrative Cases of the Supreme Court of the RC (previously, Judge of the St. Petersburg City Court).¹⁶²

Natalia R. Mostovenko is a member of the Judicial Chamber for Administrative Cases of the Supreme Court of the RC (previously, Judge of Serov District Court of the Sverdlovsk Region).¹⁶³

Evgeniy G. Pavlovsky is a member of the Judicial Chamber for Administrative Cases of the Supreme Court of the RC (previously, Judge of Oktyabrsky District Court of Omsk).¹⁶⁴

Natalia A. Terentyeva is a member of the Judicial Chamber for Administrative Cases of the Supreme Court of the RC (previously, Judge of the Leninsky District Court on Saratov).¹⁶⁵

Natalia E. Cherevatenko is a member of the Judicial Chamber for Administrative Cases of the Supreme Court of the RC (previously, Judge of the City Court of Biysk, the Altai Territory).¹⁶⁶

Louisa A. Yusupova is a member of the Judicial Chamber for Administrative Cases of the Supreme Court of the RC (previously, member of the Supreme Court of the Chechen Republic).¹⁶⁷

Khasmagomed T. Madaev is a Judge (previously, a member of the Supreme Court of the Chechen Republic).¹⁶⁸

Feodosia City Court¹⁶⁹

Larisa V. Hibakova is a Judge (previously, Judge of Agapovsky District Court of the Chelyabinsk Region).¹⁷⁰

Yalta City Court (3 out of 8)¹⁷¹

Sergey G. Smirnov is a Judge (previously, Judge of the Kholmsk City Court of Sakhalin Region).¹⁷²

Oksana V. Sinitsyna is a Judge (previously, Judge of the Chertanovskiy District Court of the City of Moscow).¹⁷³

Lubov V. Korpacheva is a Judge (previously, Judge of the Votkinsk District Court, Udmurt Republic).¹⁷⁴

Leninsky District Court of the city of Sevastopol¹⁷⁵

Andrei P. Grachev is a Judge (previously, Judge of the Krasnoarmeyskiy City Court of the Saratov Region).¹⁷⁶

Yulia S. Stepanova is a Judge (previously, Judge of the Court Circuit N°2 of the Oktyabrsky District of the city of Barnaul, the Altai Territory).¹⁷⁷

Nakhimovsky District Court of the city of Sevastopol¹⁷⁸

Sergey A. Romanov a Judge (previously, Judge of Nizhnekamsk City Court, Republic of Tatarstan).¹⁷⁹

Tatiana S. Bogaevskaya is a Judge (previously, Judge of Satka Municipal Court of Chelyabinsk region).¹⁸⁰

Gagarinsky District Court of the city of Sevastopol

Natalia N. Knysh is a Judge (previously, the Tambov State University named after G.R. Derzhavin, Judge of Oktyabrsky District Court of Tambov).¹⁸¹

Sevastopol City Court¹⁸²

Vasily A. Avhimov is a Judge (previously, the Deputy Chairman of the Smolensk Regional Court).¹⁸³

Tatiana A. Artamonova is a Judge (previously, Judge of the Smolensk Regional Court of Smolensk Region).¹⁸⁴

Vyacheslav V. Babich is a Judge (previously, Judge of Blagoveshchensk City Court of Amur Region).¹⁸⁵

Josephina V. Grigorova is a Judge (previously, member of the Supreme Court of the Republic Adygea).¹⁸⁶

Anatoly S. Dubovtsev is the Judge (previously the member of the Supreme Court of the Udmurt Republic);¹⁸⁷

Daniil S. Zemlyuk is a Judge (previously, Judge of Altay Regional Court);¹⁸⁸

Oleg I. Ustinov is a Judge (previously, Judge of the Novosibirsk Regional Court).¹⁸⁹

Kiev District Court of Simferopol¹⁹⁰

Tatyana A. Rube is a Judge (previously, Judge of Pervomaisky District Court of Omsk).¹⁹¹

Olga P. Kuznetsova is a Judge (previously, Judge of Pervomaisky District Court of Omsk).¹⁹²

The Arbitration Court of the Republic of Crimea¹⁹³

Maria E. Mozharova is a Judge (previously, Judge of Zelenograd District Court of Moscow).¹⁹⁴

The Arbitration Court of the city of Sevastopol¹⁹⁵

Alexander V. Kosterin is the Chairman (previously, Judge of the Arbitration Court of Volgograd Region);¹⁹⁶

Natalia A. Morozova is a Judge (previously, Judge of the Arbitration Court of Kursk region/ the Judge 13 of the Arbitration Appeal Court);¹⁹⁷

Roman A. Razhkov is a Judge (previously, Judge of the Arbitration Court of Krasnoyarsk Territory).¹⁹⁸

Sevastopol Commercial Court of Appeal (21 Appeal Court of Arbitration)¹⁹⁹

Elena A. Baukina is a Judge (previously, Judge of the Arbitration Court of Krasnoyarsk Territory);²⁰⁰

Roman S. Vahitov is a Judge (previously, Judge of the Arbitration Court of Krasnoyarsk Territory);²⁰¹

Natalia Y. Gorbunova is a Judge (previously, Judge of the Arbitration Court of Moscow);²⁰²

Olga K. Elagina is a Judge (previously, Judge of the 14 Arbitration Court of Appeal, Vologda);²⁰³

Katerina G. Kalashnikova is a Judge (previously, Judge of the Arbitration Court of Krasnoyarsk Territory);²⁰⁴

Aleksandr Y. Karev is a Judge (previously, Judge of the Arbitration Court of Orenburg Region);²⁰⁵

Larisa N. Olikova is a Judge (previously, Judge of Arbitration Court of Penza Region);²⁰⁶

Natalia A. Polynkina is a Judge (previously, Judge of 20 Arbitration Court of Appeal, Tula);²⁰⁷

Andrey A. Tarasenko is a Judge (previously, Judge of the Arbitration Court of Krasnodar Territory);²⁰⁸

Elena V. Khramova is a Judge (previously, Judge of the Arbitration Court of Saratov Region).²⁰⁹

The Central District Court of Simferopol²¹⁰

Zoya Y. Karalash is a Judge (previously, Judge of the Amur Regional Court);²¹¹

Victoria V. Maksimova is a Judge (previously, Magistrate, city of Kursk).²¹²

Saki Reional Court¹¹³

Svetlana A. Vyatkina is a Judge (previously, Judge in the city of Neftekamsk, Republic of Bashkortostan);²¹⁴

Margarita I. Mazalova is a Judge (previously, Judge of Cheleznodorozhny District Court of Altai Territory).²¹⁵

By the Presidential Decree No 343 of 4 July 2015 “On the Appointment of Judges of the Federal Courts and on Presidential Representatives in the Qualification Boards of Judges of the Territorial Entities of the RF”,²¹⁶ the following persons were appointed to:

Sevastopol City Court

Vladimir V. Zolotykh is the Chairman of the Court (previously, Judge of Kirov District People's Court of the city of Rostov-on-Don, Deputy Chairman of the Rostov Regional Court, the Chairman of the Judicial Chamber for Criminal Cases of the Rostov Regional Court).²¹⁷

Arbitration Court of the city of Sevastopol

Alexander I. Akulov is a Judge (previously, Judge of Orenburg Regional Court).²¹⁸

Sudak City Court

Elena P. Haraman is a Judge (previously, Judge of Uritsky District Court of Orel Region).²¹⁹

Defense Lawyers (Advocates) who arrived from the territory of the RF to the territory of Crimea²²⁰

Marina A. Krasina is a member of the association "Yalta City Bar Association", register number: 90/885.²²¹ Previously, she practiced law in the territory of Amur Region, RF (register number is: 28/508);²²²

Alia A. Bayramgulova is a member of Belogorskiy branch of "Bashkir Republic Bar Association", register number: 90/878.²²³ Previously, she practiced law in the territory of Republic of Bashkortostan, RF (register number: 03/2050)²²⁴

Grigory A. Kreschenetsky is a member of Simferopol branch of "Bashkir Republic Bar Association", register number: 90/884.²²⁵ Previously, he practiced law in the territory of Republic of Bashkortostan, RF (register number: 03/1931);²²⁶

Arthur A. Gayzetdinov is practicing law in the territory of the RC (Yevpatoriya), register number: 90/872.²²⁷ Previously, he practiced law in the territory of the Republic of Bashkortostan, RF (register number: 03/2009);²²⁸

Kropotov Valery is practicing law in the territory of the RC, register number: 90/846.²²⁹ Previously he practiced law in the territory of Kurgan Oblast, RF (register number: 45/507);²³⁰

Alexei P. Lisovenko is practicing law in the territory of the RC, register number: 90/892.²³¹ Previously he practiced law in Krasnoyarsk Territory, RF (register number: 24/1363).²³² He has experience of service in the Prosecutor's Office of the RF in the positions of investigator, senior investigator and Deputy District Prosecutor;²³³

Natalia V. Lisovenko is practicing law in the territory of the RC. She has experience of the civil service in the RF for more than 12 years, including with agencies of the Prosecutor's Office and the Investigative Committee of the RF, as well as in the Federal Court;²³⁴

Sergey M. Nartov is practicing law in the territory of the RC, register number 90/847.²³⁵ Previously, he practiced law in the territory of Republic of Bashkortostan (register number: 03/656).²³⁶

Defense Lawyers (Advocates) who arrived from the territory of the RF to the territory of the city of Sevastopol²³⁷

Evgenia V. Aref'eva has been a member of Sevastopol Chamber of Lawyers since November 2014, register number: 92/287.²³⁸ In 1998, she became the member of Astrakhan Regional Bar Association (register number: 30/43)²³⁹ and since November 2009 was practicing law in the city of Rostov-on-Don (register number: 61/3755);²⁴⁰

Evgeniy A. Biktimirov is the member of Sevastopol Chamber of Lawyers, register number: 92/292.²⁴¹ Previously, he was a founder of the LLC Legal Agency "Argument" in the Chelyabinsk region of the RF;²⁴²

Julia E. Weeks is a member of Sevastopol Chamber of Lawyers, register number: 92/286.²⁴³ Previously, she practiced law in the territory of Ivanovo region, RF, with "Bar Association Travin and Partners" (register number: 37/500);²⁴⁴

Aliya F. Garayeva is a member of Sevastopol Chamber of Lawyers, register number: 92/290.²⁴⁵ Previously, she practiced law in the territory of Republic of Bashkortostan, RF (register number: 03/1744);²⁴⁶

Andrei P. Gerasimov is a member of Sevastopol Chamber of Lawyers.²⁴⁷ Previously, he practiced law in the territory of Belgorod (register number: 31/931)²⁴⁸ and Murmansk region (register number: 51/126)²⁴⁹ of the RF;²⁵⁰

Lyaysan M. Gilaeva is a member of Sevastopol Chamber of Lawyers, register number: 92/275.²⁵¹ Previously, she practiced law in the territory of Republic of Bashkortostan, RF (register number: 03/1448);²⁵²

Albina D. Gumerova is a member of Sevastopol Chamber of Lawyers, register number: 92/282.²⁵³ Previously, she practiced law in the territory of Republic of Bashkortostan, RF (register number: 03/1781);²⁵⁴

Oleg A. Zabolotny is the member of Sevastopol Chamber of Lawyers, register number: 92/277.²⁵⁵ Previously, he practiced law in the territory of Saratov region, RF (register number: 64/2148);²⁵⁶

Roman V. Krapivin is a member of Sevastopol Chamber of Lawyers, register number: 92/278.²⁵⁷ Previously, he practiced law in the territory of Arkhangelsk region, RF(register number: 29/325);²⁵⁸

Denis N. Markov is a member of Sevastopol Chamber of Lawyers.²⁵⁹ Previously, he practiced law in the territory of Amur Region , RF (register number : 28/473);²⁶⁰

Sergey N. Martov is a member of Sevastopol Chamber of Lawyers, register number: 92/289.²⁶¹ Previously, he practiced law in the territory of Oryol region, RF (register number: 57 / 134);²⁶²

Yuri Y. Maslov is a member of Sevastopol Chamber of Lawyers, register number: 92/281.²⁶³ Previously, he practiced law in the territory of Volgograd region, RF (register number: 34/1769);²⁶⁴

Rasul R. Nurislamov is a member of Sevastopol Chamber of Lawyers, register number: 92/291.²⁶⁵ Previously, he practiced law in the territory of Republic of Bashkortostan, RF (register number: 03/2246);²⁶⁶

Victoria E. Solovyova is a member of Sevastopol Chamber of Lawyers, register number: 92/280.²⁶⁷ Previously, she practiced law in the territory of Oryol region, RF (register number: 14/405);²⁶⁸

Anton A. Sudoragin is a member of Sevastopol Chamber of Lawyers, register number: 92/285.²⁶⁹ Previously, he practiced law in the territory of Nizhny Novgorod region, RF(register number: 52/1818);²⁷⁰

Mikhail M. Telitsyn is a member of Sevastopol Chamber of Lawyers, register number: 92/284.²⁷¹ Previously, he practiced law in the territory of Kemerovo region, RF(register number: 42/1149);²⁷²

Andrei V. Shaposhnikov is a member of Sevastopol Chamber of Lawyers, register number: 91/288.²⁷³ Previously, he practiced law in the territory of Magadan region, RF(register number: 49/151).²⁷⁴

The sphere of education

The following officials from the territory of the RF are being actively appointed by the Russian Government to the key positions in the educational sphere of the RC and the city of Sevastopol:

Valery I. Koshkin was appointed the rector of the newly established Sevastopol State University (on 8 October 2014).²⁷⁵ Previously, he resided in the territory of the RF and was the rector of the Moscow State Industrial University;²⁷⁶

Michail Rudikov was appointed the new Director of the Department of Education at the apparatus meeting of the Sevastopol Government of 31 August 2015. Previously, he worked in the Ministry of Education of the Moscow region;²⁷⁷

Vladimir A. Mikheev was appointed vice-rector for institutional and legal activities of the Crimean Federal University named after V.I. Vernadsky.²⁷⁸ Before that, he was Deputy Minister of Social Policy of the RC and Deputy Minister of Labour and Social Protection of the RC during the occupation. Before the occupation, from 2000 to 2014, he was the prosecutor of the Moscow Transport Prosecutor's Office for Supervision regarding compliance with customs legislation.

Healthcare of the RC and the city of Sevastopol

The following officials who arrived from the territory of the RF occupy key positions in the structure of the Ministry of Health of the RC and the Health Department of the city of Sevastopol:

Elena V. Rzhetskaya is the First Deputy and has been Minister of Health of the RC since January 2015. Previously, in 2013-2014, she headed the Health Department of Sochi Administration, was the First Deputy Minister of Health of Krasnodar Region Administration, and was the First Deputy Minister of Health of Moscow Region;²⁷⁹

Vyacheslav G. Dobretsov is the director of the State Unitary Enterprise "Krym-Pharmacy". Previously, he was the First Deputy Minister of Health of Krasnoyarsk Territory;²⁸⁰

Yuri E. Voskanyan (MD) is the Director of the Health Department of Sevastopol. Previously, he headed the Department of Cardiovascular Surgery and High Surgical Techniques of the Institute for Further Vocational Education of Stavropol State Medical University;²⁸¹

Vladislav A. Saraf is the Deputy Director of the Health Department of Sevastopol. He graduated from the Moscow Medical Academy and started his career in 2006 as a sales representative in the distribution of pharmaceutical drugs. His career grew from junior to senior manager, then he became the head of the franchise company Novartis Pharma, commercial director of Biotec LLC, and finally, co-founder of WIT Pharma (provider of professional services for pharmaceutical companies in Russia and the CIS countries, the company is registered in Moscow, RF);²⁸²

Elena A. Boenko is the Deputy Director of the Health Department of Sevastopol. From January 2012 to December 2013, she was the Deputy Head of the Health Department of the city of Naberezhnye Chelny, Ministry of Health of Tatarstan, and is an Honoured Doctor of the Republic of Tatarstan.²⁸³

The following specialists from the RF head healthcare facilities in Crimea and Sevastopol:

Sergey L. Vardosanidze²⁸⁴ is the Chief Executive of the Sevastopol city hospital N°1 named after N.I. Pirogov. Previously,²⁸⁵ he was the Minister of Health of Stavropol Territory. He is an Honoured Doctor of the RF;

Tatiana P. Ivanova is the Deputy Chief Executive for Planning and Development of the Sevastopol city hospital N°1 named after N.I. Pirogov. She is an Honored Doctor of the RF and had many years of experience in the RF before she was appointed to the position in Crimea;²⁸⁶

Vladislav A. Murynin was appointed the Chief of the Sevastopol Naval Clinical Hospital 1472 of the BSF of the RF Defense Ministry named after N.I. Pirogov in November 2014. Prior to this appointment, in 2010, he was appointed Chief Infectious Disease Specialist of the Siberian Military District. In 2011, he was appointed the Deputy Chief of 321 District Military Hospital for medical issues. It was not possible to find his biography in official sources, though it was found in unofficial sources.²⁸⁷

Evgeny V. Kryukov was the Chief of the Sevastopol Naval Clinical Hospital 1472 of the BSF of the RF Defense Ministry before V. Murynin was appointed to this position (see above). He is an Honoured Doctor of the RF. The official web page of the hospital still provides information that E.V. Kryukov is the head of the hospital;²⁸⁸

Also, the website of Pirogov 1472 Naval Clinical Hospital of the Black Sea Fleet of the Russian Federation Ministry of Defense states that 16 Honoured Doctors of the Russian Federation, Ukraine, Crimea work there under the guidance of Honored Doctor of the Russian Federation, doctor of medical sciences, Professor Kryukov EV.²⁸⁹

Irina V. Shadrina is the Chief Executive of the Sevastopol Psychiatric Hospital. According to the Medical Help Desk of Crimea and the web-site SevNews.info Irina Shadrin arrived to the territory of Sevastopol from Chelyabinsk "togetehr with her team Chelyabinsk, without the consent of which the Chief Executive does not sign any paper and can not independently solve any issues".²⁹⁰

According to Annex N°1 and n.1 of Annex N°3 to the Order of the Ministry of Health²⁹¹ of 16 July 1997 N° 209 on the nomenclature of posts at the Ministry of Health, chief doctors of hospitals, clinics and agencies in the medical-diagnostic association of Russian Ministry of Health are appointed and dismissed by the Order of the Ministry of Health of the Russian Federation. This is generally done on the basis of discussions by the board in the presence of the candidate regarding the representation of relevant departments of the Ministry of Health of the Russian Federation, bodies and health institutions, as well as in consultation with representatives of the Russian President in the Russian Federation. Therefore, the appointment of doctors for positions in the Crimea shows a purposeful policy on the part of the Russian Government to fill staff vacancies in hospitals and clinics with representatives from other Russian regions.

Conclusion

The authors are aware that after the publication of this report, the data herein may be classified, removed from open access or distorted by Russian authorities. Nevertheless, in the current technologically driven information era, it is impossible to hide not only data deliberately published, but also even more protected data.

This analysis is based on publicly available information. However, the same conclusions can be verified by other means. This report does not pretend to be complete nor comprehensive. It was made according to the principle that a reasonable sufficiency of information was available to allow for coverage of the issues addressed with a notable degree of certainty.

The interests of a large number of citizens transferred to the occupied territory from the Russian Federation could be used as “muster card” by Russian authorities in subsequent bargaining over the fate of Ukrainian land and Ukrainian citizens remaining in Crimea. This study speaks directly to these facts.

Nevertheless, the authors would like once again to re-emphasize the fact that the Russian Federation is rapidly altering the demographic situation in the occupied territories through a full range of direct and indirect strategies and means. Despite the fact that less than two years have passed since the occupation, these changes are clearly recorded.

The actions of the Russian authorities constitute war crimes and merit a need for accountability through the attribution of international responsibility under international law.

The annexation of the Crimean peninsula, which immediately followed its occupation, indicates that Russia does not intend to return these territories. Evidence presented at the Nuremberg Trials likewise rendered it clear that Nazi Germany too did not plan to release from its possession the occupied territories it had siezed throughout Europe.

At the Nuremberg trials, crimes such as those of population transer were overshadowed by more bloody offences. Moreover, post-war examples of these crimes have at best attracted merely finger pointing at the political level. Such impunity instills a false sense of insignificance regarding such conduct, thereby encouraging further such violations of international law.

The authors would contend that if the occupation of Crimea and the international crimes associated with it do not receive proper assessment, if the crimes are not recognised and if their perpetrators are not brought to justice, humanity can only expect the commission of more daring such offenses against the world order, thus raising the same issues that contributed to the fomentation of Word War II.

Conclusion

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8.
Beyond this research is the effect of feedback processes related to Ukrainian citizens who leave the occupied territories and resettled on the mainland Ukraine or in Russia; the deportation of the local population, promoting and encouraging the move beyond the peninsula has on demographic picture even greater impact and deserves a separate research.
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63.

Only those territorial changes that are made on equal and voluntary basis in accordance with the provisions of international treaty and sovereign will of the population and historical rights of the people can be considered legit.

Plebiscite is an important mean of settlement of territorial disputes, which can be held only subject to consent of both parties. The basic requirements to plebiscite under the contemporary international law are known as "3D":

- 1) demilitarization
- 2) democratization
- 3) de-extremization.

Moreover, it shall be held under an effective control of the UN. Therefore, plebiscite, organized on the territory, occupied by hostile troops, won't have any legal force and will be void not only under national legislation, but under international law as well. None of the requirements to plebiscite were upheld in Crimea, where the process was observed by fake organizations recently created by Russian special forces. At the same time, the UN GA by the majority of votes supported the territorial integrity of Ukraine and 13 of 15 members of the SC considered the Crimean referendum illegitimate. It shall also be mentioned, that the notions of referendum and plebiscite are different. Plebiscite is an institute of international law, while referendums are held in national legal systems.

A legal confirmation of plebiscite is in international treaties and resolutions of international organizations, while referendums are governed by constitutions and other acts of national legislation. But the main difference between these two notions is subject of the vote. The subject of plebiscite is self-determination of nations and settlement of territorial disputes, referendums are held on the establishment of forms of government, the election of the head of state, the determination of the form of government, adoption of the Constitution, introduction of amendments and addenda.

Therefore, the issue of nationality of Crimea shall be determined at the plebiscite with the direct participation of Ukraine, rather than so-called "referendum".

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Issue 2. Right to property.

Issue 3. Right to citizenship (under preparation).

Issue 4. Freedom of expression (under preparation).

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