



Верховний
Суд

The average timeframe for consideration of commercial cases in 2023:

First instance – 79 days

Second instance – 67 days

Third instance – 45 days

TOTAL – 191 days (about 6-7 months)



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In 2023, the commercial courts of first instance issued 127 974 decisions:

- 23 099 appeals (18%)
- 9 183 appeals to the cassation court (7%)

The Supreme Court overturned decisions in 16% of cases and sent them back for a new trial.



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Reasons for the poor quality of judgments:

- Huge caseload (decisions drafted mainly by legal assistants, not by judges);
- The false presumption that the outcome of the case is important, not motivation (focus on outcomes versus the quality of decision motivation);
- Deciding on the outcome of the case immediately after oral arguments of the parties;
- Judges are not capable of writing well (bad legal education system).



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Bad quality of judgements

Court decision 1	Court decision 2
Similar claim	
Similar facts	
'Mess' (chaotic laws citations without applying to the facts)	'Mess' (chaotic laws citations without applying to the facts)
Outcome 1 (Court satisfied the claim)	Outcome 2 (Court dismissed the claim)