

SUMMARY

Adamchuk I.H. The Definition of the state-territorial status of Subcarpathian Ruthenia after the World War I: the aspects of global policy and international law. // *Uchenye zapiski Tavrida national V.I. Vernadsky University*. – 2007. - Series «Law sciences». – V. 20 (59). – № 1. – P. 158-167.

The international relations in the Central Europe after the completion of the World War I and legitimacy of entering the Carpathian Ukraine the interwar Czechoslovakia are discussed in the article.

Key words: the Versailles Conference, the Carpathian Ukraine, the borders of the Ukraine, the nation right to self-determination.

Anokhin A.N. Hadisy of imam Al-Buhari about legality of the contract of sale and purchase // *Uchenye zapiski Tavrida national V.I. Vernadsky University*. – 2007. - Series «Law sciences». – V. 20 (59). – № 1. – P. 33-38.

In article the questions of regulation by the Muslim right of trading activity are examined. In particular, the attention is given to requirements of interaction of the seller and the buyer. Permission of interdictions concerning kinds of trade, legality of subject of commercial transaction.

Key words: hadisy, imam Al-Buhari, commercial transaction, the contract of sale and purchase, interdictions of sale

Anokhina L.S. Criminology question of research is the determinant of bribery // *Uchenye zapiski Tavrida national V.I. Vernadsky University*. – 2007. - Series «Law sciences». – V. 20 (59). – № 1. – P. 71-74.

In the article attention is spared to the idea of causal explanation of criminality, the analysis of system factors of bribery as the social phenomenon is conducted. As basic factors the economic are selected, political, organizational, ideological, legal facts. An author explores progress of this phenomenon trends in the conditions of transitional period of development of state and society.

Key words: social declination, factors of criminality, determinants of bribery, corruption.

Bekirova E.E. Legal regulation revocation, termination and invalidation of license concerning economic activity // *Uchenye zapiski Tavrida national V.I. Vernadsky University*. – 2007. - Series «Law sciences». – V. 20 (59). – № 1. – P. 101-106.

This article is dedicated to analysis of concepts revocation, termination and invalidation of license as well as development of proposals concerning improvement of law regulation of the concepts mentioned above.

The expediency of providing a legal process in revocation of license is reasoned at the Law „About licensing of certain kinds of economic activity”.

Key words: license revocation, license termination, license invalidation.

Boyko I.I. The some aspects of the development self-government of the village union of Galichina in the structure of the Poland Kingdom. // *Uchenye zapiski Tavrida national V.I. Vernadsky University*. – 2007. - Series «Law sciences». – V. 20 (59). – № 1. – P. 45-49.

The article is devoted to the question of the development self-government of the village union at Galichina in the period when Galichina was the structure part of the Poland Kingdom. The analysis of the development self-government is important for the choice of the optimal ways for the defence the interests of the some ethnic territories and national minority in the some modern states and in Ukraine.

Key words: local self-government, Galitsko-Volynskoe State, Magdeburg law.

Denisova O.V. Criminal-law characteristic of the object of torture and the definition of the place of mentioned corpus delict in the system of the special part of Criminal Code of Ukraine // *Uchenye zapiski Tavrida national V.I. Vernadsky University*. – 2007. - Series «Law sciences». – V. 20 (59). – № 1. – P. 75-82.

The article is devoted to the problem which is not enough developed in the theory of criminal law and current criminal legislation of criminal-law description of tortures as the one of the most dangerous crimes against personality. There are the existent points of view in relation to the concept of health of man are analysed. And separate elements of corpus delict, that foreseen to the item 127 of Criminal Code of Ukraine in this article. The decision of object of the indicated composition different from other is given there.

Key words: criminal-law description of tortures, corpus delict, health of man,

Didenko T.I. The Law of the Ukraine "About the protection of surrounding natural ambience" 1991 as an important stage in the development of domestic ecological legislation. // *Uchenye zapiski Tavrida national V.I. Vernadsky University*. – 2007. - Series «Law sciences». – V. 20 (59). – № 1. – P. 177-184.

Analysis of the important position of the base law of ecological legislation of Ukraine is considering in the Law "About the protection of surrounding natural ambience", which reflects it's special place and progressive importance in the development domestic ecological legislation.

Key words: ecological legislation, surrounding natural ambience, ecological relations, ecological interests

Ignatenko V.V. The arrest of the property: the theoretical and practical questions of the application by the organs of the judicial inquiry // *Uchenye zapiski Tavrida national V.I. Vernadsky University*. – 2007. - Series «Law sciences». – V. 20 (59). – № 1. – P. 83-87.

The article highlights the theoretical and practical problems of seizure of property by the organs of the judicial inquiry of Ukraine. The ways of their decision are offered by the author of the article. Besides, propose methodical recommendations for the investigators, and also public prosecutors which carry out the supervision after the activity of organs of the judicial inquiry.

Key words: property, the way of damages, arrest of the property.

Khavadjy D.R. Forcible resettlements of the special groups of population from the Crimean territory in the year of the Second World War as the object of history-legal investigation // *Uchenye zapiski Tavrida national V.I. Vernadsky University*. – 2007. - Series «Law sciences». – V. 20 (59). – № 1. – P. 39-44.

There are documents about compulsory resettlements of the groups of population according their nationality on the strength of the documents of the State archive of the Russian Federation, State archive of the Council of the Ministers of the Autonomous Republic of Crimea about the forcible resettlements from the Crimean territory in the years of the Second World War were issued. There resettlements had not provisional character

Key words: deportation, special resettles, “anti-soviet elements”, special operations.

Kroytor V. A. Reasons and common order of considering the civil case in closed trial // *Uchenye zapiski Tavrida national V.I. Vernadsky University*. – 2007. - Series «Law sciences». – V. 20 (59). – № 1. – P. 88-92.

In the scientific article the author rethinks the content and frontiers of activity of publicity principles in civil procedure law, considers of one of the elements of publicity principles – order of proceedings in closed trial, which has fully individual sense, and can be relate to specific principles of civil proceedings.

Key words: publicity, session of the court, public justice.

Khudoba. V. N. Decisions of the Constitutional Court of Ukraine as a source of civil procedural law// *Uchenye zapiski Tavrida national V.I. Vernadsky University*. – 2007. – Series «Law sciences». – V. 20 (59). – № 1. – P. 152-157.

The article consists of the legal nature of the decisions of the Constitutional Court of Ukraine, which officially are interpreted by the Constitution and the Ukrainian laws as well as the decisions that deal with the constitutionality of the Ukrainian laws and other normative legal acts. While investigating is considering the present problem, the author of the article has compared the jurisdiction, the content and the function’s form of the constitutional control with the similar characteristics of legislative acts. After characterizing the Constitutional Court of Ukraine and thoroughly analyzing its decisions, taking into account the latest works of native and foreign authors, court practice and remedial legislation, the author has concluded that only those decisions of the Constitutional Court of Ukraine should be referred to on the legal source, which the Constitutional Court of Ukraine considered not coincidence (partially or fully) with the Constitution of Ukraine. Thus, all decisions of the Constitutional Court of Ukraine, with it recognizes as non-constitutional have not only a normative character, but they are the source of the procedural law.

Key words: source, the legal nature, decisions, the normative legal act.

Kurilo T.V. International-law cooperation of Ukraine with the countries of Europe in the sphere of restitution and returning of cultural values // *Uchenye zapiski Tavrida national V.I. Vernadsky University*. – 2007. - Series «Law sciences». – V. 20 (59). – № 1. – P. 134-140.

Convention of UNESKO and internation acts ratified by Ukraine in the sphere of restitution and returning of cultural values of Ukraine are analyzed in the article. Problems

which arise between Ukraine and European countries in the sphere of restitution and returning of cultural values of Ukraine are pointed out there.

Key words: cultural heritage, values of history and cultural, UNESCO Conventions

Lujanskiy A.V. The problems of the legal adjustment of qualificatory requirements for ombudsman position in Ukraine // *Uchenye zapiski Tavrida national V.I. Vernadsky University*. – 2007. - Series «Law sciences». – V. 20 (59). – № 1. – P. 61-66.

The legislative establishment of certain qualificatory requirements for ombudsman position is one of the guaranties of its effectiveness from the point of view of qualitative serving public interest in the future. At the same time these requirements must correspond to the law, which will help to increase transparency of his further estimation.

Key words: ombudsman, qualificatory requirements, assign on the position, legislative regulation.

Mel'nikov A.V. Agrarian Third Reich politic in Tavrida general commissariat // *Uchenye zapiski Tavrida national V.I. Vernadsky University*. – 2007. - Series «Law sciences». – V. 20 (59). – № 1. – P. 118-122.

In the article an author analyses introduction by German authorities of the landed law, and new agrarian law and order of German occupation on the territory of Crimea which was occupied by fascist troops. An author comes to conclusion, that the indicated normatively-legal acts were directed on partial liquidation of soviet collectivization and on establishment of new agricultural policy in the Tavrida commissariat. However basic changes in the landed legal relationships in the period of fascist occupation did not happen because of soldiery acts and similar with Stalin's German methods of management.

Key words: Fascist occupation of Crimea, agrarian legal relationships.

Mogila D.V. Liquidation of the Crimean autonomy soviet socialistic republic in 1944 from the point view this of accordance of such liquidation in Constitution of USSR // *Uchenye zapiski Tavrida national V.I. Vernadsky University*. – 2007. - Series «Law sciences». – V. 20 (59). – № 1. – P. 123-125.

The given article tells about liquidation of the Crimean autonomy soviet socialistic republic in 1944 from point of view the accordance of such liquidation of Constitution of USSR. Liquidation of Crimean ASSR was accomplished with violation of Constitution of USSR.

Liquidation of Crimean ASSR was the result of liquidation of main national signs of autonomy. Crimean tatars, Greeks, Armenians and some other groups of population were evicted. Thus guidance of USSR tried to prepare the military place of arms in the strategically important region of USSR, but autonomy was the obstacle for forming of such place of arms.

Key words: Crimea ASSR, liquidation, constitution, autonomy.

Nikiforov V.Ju. Criminalological and criminal-law characteristic of the notion criminal organizational: some aspects of the theoretical problem // *Uchenye zapiski Tavrida national V.I. Vernadsky University*. – 2007. - Series «Law sciences». – V. 20 (59). – № 1. – P. 67-70.

This article is devoted to the problem of description of the phenomenon of criminal organizational in the Criminal Code of Ukraine. The article which analysis of crime-legal literature concerning this question considers phenomenon of crime organizational in institute of complicity. New definition phenomenon of crime organizational is given in the decision of Session of the Supreme Court of Ukraine from 23.12.2005 year, number 13.

Key words: crime organization, institute of complicity, stability, consolidation, hierarchy.

Orlova V.N. The law defence of the social health from the ecological harm – the scientific object of intermediatediscipline investigation. // *Uchenye zapiski Tavrida national V.I. Vernadsky University*. – 2007. - Series «Law sciences». – V. 20 (59). – № 1. – P. 168-176.

In the article the complex problems of compensation ecological harm to the health of the citizens and population are considered with use the facts of the investigation of the different branch of the knowledge: medicine, valeology, medicine geography and law.

Key words: health of the population, health of the citizens, valeology, adoption and stability of the organism, the object of the law regulation of the compensation the ecological harm.

Red'kina E.N. The Crimean regional government by S. Sul'kevitch in the international law sphere (June-November 1918) // *Uchenye zapiski Tavrida national V.I. Vernadsky University*. – 2007. - Series «Law sciences». – V. 20 (59). – № 1. – P. 28-32.

The article is considering problems, connected with the foreign politics of the Crimean regional government by S. Sul'kevitch in June-November 1918, which was beginnings among the new states and governments on the territory of former Russian Empire. The international contacts of Crimean government with German and Turkey and contacts of neighbour – Ukraine there.

Key words: The Crimean regional government by S. Sul'kevitch, foreign policy international connections.

Pogorelov E.V. The theoretical questions about the forms of the improving of legislation // *Uchenye zapiski Tavrida national V.I. Vernadsky University*. – 2007. - Series «Law sciences». – V. 20 (59). – № 1. – P. 22-27.

The general theoretic and general methodological questions of complex analysis of forms of improving of legislation of Ukraine are explored in the article. This is necessary for the best activity of the legal system determination of the most optimum ways of its perfection. Proofs of that systematization of legislation is a necessary condition at construction of the legal state and removal of blanks and collisions in a law.

Key words: legislation, law system, forms of perfection of legislation, systematization.

Romanyuk L.V Some proposals concerning the determination of the moment of employment duties commencement for state employees // *Uchenye zapiski Tavrida national V.I. Vernadsky University*. – 2007. - Series «Law sciences». – V. 20 (59). – № 1. – P. 56-60.

In this article the author attempts to resolve question exact of determination of the moment of employment duties commencement of state employees. The author considers with the problem of concluding a contract with state employees and discusses the necessity of including into the administrative act about the assignment of state employees a clause concerning the agreement of execution of duties of the state service. Special attention is spared to the oath of a state employee.

Key words: State employee, administrative act concerning assignment, employment duties, contract.

Prysyajnyuk A.Y. Some aspects of state building in the sphere of guarantee direct democracy according to the UNR Constitutions project of O. Eihelman. // *Uchenye zapiski Tavrida national V.I. Vernadsky University*. – 2007. - Series «Law sciences». – V. 20 (59). – № 1. – P. 50-55.

This article is dedicated to lawful analysis of certain aspects of legal regulation implementation of the democracy in the UNR is proposed by O.Eihelman in his draft of UNR's constitution. The author has analyzed professor O.Eihelmans opinion concerning the distribution of state authority in the UNR, building of relations between the national centre and certain territories, the procedure of adopting a constitution itself. On the basis of the conducted analysis, the author has made conclusions concerning the significance of the mentioned above provisions for the constitutional composition of UNR during the period of the Directory.

Key words: legal regulation, draft constitution, state structure.

Semukhin I.Yu. The economic-law aspects of form the financial base of the local budget. // *Uchenye zapiski Tavrida national V.I. Vernadsky University*. – 2007. - Series «Law sciences». – V. 20 (59). – № 1. – P. 107-112.

In the article the problem questions of interbudgetary relation are considered in context of the problems of the administrative-territorial reform of the counry. The main attention is spare the tasks of form stability financial base of the local budgets, choice of the optimal set of the local taxes and takings with the aim the improving of utilization the budget resources.

Key words: budget system, The Budget Codex of Ukraine, state budget, interbudget relation tax system, local taxes.

Seleznyakova L.V. The principle inviolability of the dwelling in the theory and the practice.// *Uchenye zapiski Tavrida national V.I. Vernadsky University*. – 2007. - Series «Law sciences». – V. 20 (59). – № 1. – P. 185-190.

The row of the theoretitical and practical questions, devoting to the principle inviolability of the dwelling was studed in this article. The fundamental concepts and attributes was considered, the place and significance the present principle was examinad in the general system of the principles of the criminal process. The author proposes the recommendation of the improving the work of the investigator at the time of the realization the principle of the inviolability of the dwelling in the practice, exactly in the period of the examination of the place of the incident.

Key words: principle of the criminal process, principle inviolability of the dwelling, inspection of the place of the incident.

Shimanovich O.N. To the question about classification of the decisions of the local court in civil process of Ukraine // *Uchenye zapiski Tavrida national V.I. Vernadsky University*. – 2007. - Series «Law sciences». – V. 20 (59). – № 1. – P. 93-100.

The article contains the complex analysis of the theoretical and practical questions, it is devoted for the problem of the classification of the decisions of the local court in civil process. All the kinds of the court decisions are analyzed in this article. Moreover the essence and the significance of every decision is resolved by the court. The conclusion of the necessity of the classification of decisions of the local court into 6 groups is made. These groups are the following: preparatory decisions; decisions that impede the beginning of the civil process; concluding decisions; court decisions concerning the decreed decision and its execution; private decisions of court; the court decisions resolved on the basis of the applications, concerning the decision's review, the latter is connected with newly discovered circumstances.

Key words: decision of court of the first instance, obligatory legal decisions, preparatory decisions, private decision of court, concluding decisions.

Skakun O.F. The principle of the unity logical and historical methods in the comperativ law. // *Uchenye zapiski Tavrida national V.I. Vernadsky University*. – 2007. - Series «Law sciences». – V. 20 (59). – № 1. – P. 3-21.

The article is devoted to methodological of the comperativ law. The correlation method and methodological point of view in problem investigaton are opened in the article. The place of the principle of the unity logical and historical methods in the comperativ law are defined, what allow to demarcation the objects of the study the comperativ law, law history, law theory.

Key words: method, unity logical and historical methods, objects of the study, comperativ law

Shklyar T.A. Improving of the interaction of the law and economical systems of the society in the modern Ukraine. // *Uchenye zapiski Tavrida national V.I. Vernadsky University*. – 2007. - Series «Law sciences». – V. 20 (59). – № 1. – P. 113-117.

The article is devoted to improving of the interaction of the law and economical systems of the society in the modern Ukraine. The economical principles, which are characteristic to the economical development are analysed in this article. The author gives the analysis of the law influence on the economic and value the law role in the development, regulation and control behind the economical system. The author formulate the tendency of development of the inreraction of the law and economical systems of the society.

Key words: economical and law systems, interaction, law role in the development economic, economic role in the development law, the tendency of development.

Stepanenko T.V. To the procedural position of persons, who address in court with claims in protection of the rights and interests of a uncertain circle of persons // *Uchenye zapiski Tavrida national V.I. Vernadsky University*. – 2007. - Series «Law sciences». – V. 20 (59). – № 1. – P. 146-151.

SUMMARY

Features of the procedural position of persons, who address in court with claims in protection of the rights and interests of a uncertain circle of persons are analysed. In this article the author offers directions of improvement of the current legislation.

Key words: the action, action in protection of the rights and interests of a uncertain circle of persons, protection of public interest, participants of civil process, the claimant, subjects of protection of interests of other persons.

Timoschuk A.A. The expansion of the autonomy of Catalonia in the structure of Spain in according with new Statute of 2006 year. // *Uchenye zapiski Tavrida national V.I. Vernadsky University*. – 2007. - Series «Law sciences». – V. 20 (59). – № 1. – P. 199-205.

In the article the author compares self-government authorities of Catalonia determined by the Statute of autonomy adopted in 1979 and by the Statute of autonomy of 2006 year. He gives a great attention to the delimitation of authorities and their juridical guarantees. The author makes the conclusion that the enlargement of self-government authorities of Catalonia doesn't threaten with the wholeness of Spanish state.

Key words: autonomy, state of autonomies, self-government.

Yarema A.G. The right of the person on the effective means of the court defends the civil rights and interests. // *Uchenye zapiski Tavrida national V.I. Vernadsky University*. – 2007. - Series «Law sciences». – V. 20 (59). – № 1. – P. 191-198.

The author analyses the court defends of the civil rights and interests, formulate the conformitive conclusions and recommendations in connection with the provision the effective court defence of the civil rights and interests, and improving the civil legislation.

Key words: European Court on the rights of the man, defence of the civil rights and interests.

Yelfimov V.O. The history of learning the customary law of the muslim people of UIS (from XIX century till the our days): historiography of problem // *Uchenye zapiski Tavrida national V.I. Vernadsky University*. – 2007. - Series «Law sciences». – V. 20 (59). – № 1. – P. 126-133.

The article is devoted to the historical investigation of the problem of the customary law of muslim people of UIS. The practical meaning of the investigation is contained in the using this knowledge in the time of the carrying out the lawapplication and legislative work.

Key words: customary law, muslim people of UIS.

Zaets A.V. Development of legal phenomenon of specialized usage of the object of copyright law according to Bern Convention // *Uchenye zapiski Tavrida national V.I. Vernadsky University*. – 2007. – Series «Law sciences». – V. 20 (59). – № 1. – P. 141-145.

In the article, the author points out problems of specialized usage of the object of copyright law, shows the actual continuity of the terms of reference, analyses the canons of positive law, deduces the contemplation of the development of legal phenomenon possessing of certain determinants.

Key words: copyright law, convention, license.