

Список використаних джерел

1. Poland. General information - situation on trafficking in human beings. URL:https://ec.europa.eu/anti-trafficking/member-states/poland_en
2. Report on the compliance of Kosovo* with the standards of the Council of Europe Convention on Action against Trafficking in Human Beings. URL:<https://rm.coe.int/16806454cc>
3. Lithuania, Poland and the United Kingdom Strengthen the Fight against Human Trafficking and Modern Slavery. URL: <https://vrm.lrv.lt/en/news/lithuania-poland-and-the-united-kingdom-strengthen-the-fight-against-human-trafficking-and-modern-slavery>

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FOREIGN ANTI-CORRUPTION EXPERIENCE

Today total corruption has penetrated all spheres of life in Ukraine. The corruption scope even became a threat to the national security. The Ukrainian society is not only fully aware of the complexity of the current situation, but also claims the government to take strong anti-corruption measures. Recent dramatic events of Euromaidan in Kyiv shows that the Ukrainian people do not want to live as before, tolerate the arbitrariness of officials, corruption and social injustice.

Here are a few examples of countries, which had made substantial progress in fighting corruption. Most of these countries recently had an extremely high level of corruption.

Israel

The basis of all anti-corruption measures in Israel - is ramous monitoring of possible corruption actions. The monitoring is carried out by government agencies, special units of the police, the Office of the State Controller, which is independent from the ministries and various NGOs. If the corruption facts appear the investigating bodies are being informed immediately.

The legislation of Israel provides significant social benefits for the state employers. At the same time the penalties for the officials, involved in corruption actions are very heavy, thus local corruption in the country is almost absent. The number of cases brought to court is less than 5%.

Likewise the register of the corrupted firms has been also created in Israel.

Germany

The liquidation of material and first of all the financial part of organized criminal groups is the basis for fight against corruption in Germany. The legal base in the country prevents money-laundering, the property of persons, involved in corruption actions should be confiscated. Likewise, the bank institutions are obliged to provide information, concerning the money transactions over 20 000 Euros, to the law enforcement agencies. This information should be used for the investigation purposes only. Everyone, who opens a bank account for the total amount of 50 000 Euros, is obliged to pass the dew identification procedures.

The general line of the German government in the area of prevention of corruption is the elimination of corruption in public service.

Great Britain

This country has the most ancient traditions in the fight against corruption. The system of anti-corruption mechanisms is settled here on the legislative level. The first anti-corruption law in the civil service was adopted here in 1889. The following two laws as of 1906 and 1916 were consequences of society's reaction for spreading this socio-political phenomenon. Contrasting legal traditional principles, these laws obliges officials to prove own innocence.

The Committee on Standards in Public Life was established in October 1994, as an advisory non-departmental public body of the United Kingdom Government. The Committee's original terms of reference were: to examine current concerns about standards of conduct of all holders of public office, including arrangements relating to financial and commercial activities, and make recommendations as to any changes in present arrangements which might be required to ensure the highest standards of propriety in public life. In particular, the committee studies activities of members of parliament who advise firms related with impact on a state policy.

Japan

The experience of fight against corruption shows, that the absence of single unified act, aimed to defeat this evil, does not affect the effective resolution of the problem. For example, in Japan the anti-corruption regulations are present in different national laws. Moreover, Japan has no single agency designated solely to fight corruption; however, many agencies actively fight corruption within their jurisdiction. For example, the Fair Trade Commission (JFTC), the National Police Agency (NPA), and the National Tax Administration Agency (NTAA).

In Japan, as in other countries, the main tendency of the fight against corruption is the human resources policy.

Thus, the priorities in the fight against corruption are: 1) Measures of Political Economy (accountability of political leadership, political parties and campaigns financing reform); 2) reform of civil service (adequate salary, motivation policies); 3) civil liberties (the system of social and legal control, as well as influence over politicians by civil society).

Список використаних джерел

1. Антикорупційне законодавство: міжнародні стандарти та їх запровадження в Україні: метод. посібник / уклад.: В.І. Григор'єв, М.А. Микитюк, Г.О. Гончарук. К., 2013. 92 с.

2. Мельник М.І. Німеччина на шляху боротьби з корупцією // Право України. 1997. № 11. С. 111-115.

3. Предотвращение коррупции на отраслевом уровне в странах Восточной Европы и Центральной Азии (на примере сферы образования, добывающей отрасли и полиции). URL: <https://www.oecd.org/corruption/acn/OECD-ACN-Study-Corruption-Prevention-Sector-Level-2017>.

4. V. Kuzmenko «Foreign anti-corruption experience». URL: <https://www.vkksu.gov.ua/ua/about/visnik-vishoi-kvalifikatsiynoi-komisii-suddiv-ukraini/foreign-anti-corruption-experience/>

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DETENTION: CONCEPT, NATURE AND LEGAL REGULATION

Detention as a precautionary measure constitutes the most significant intrusion in to the sphere of the right guaranteed by the Constitution of Ukraine for freedom and personal inviolability, so it can only be justified for the purpose of protecting even more important social values. International standards of detention enshrined in a number of normative acts ratified by Ukraine. Having examined the latter, DV Kolodchyn proposes to the basic international standards, the observance of which should be ensured in the procedures related to

- the use of detention as a precautionary measure
- the use of detention as an exceptional precautionary measure in cases and in the manner prescribed by law;
- the judicial lawfulness of the taking and detention;
- detention for a reasonable period;
- providing the detained person with access to legal aid [1, c. 4].