

grounds of the criminal responsibility. In this case, the damage as a result of the offense the person appears in public danger.

To install criminological factors of criminalization, the state structure and dynamics of crimes against the person's health have to be established, which preceded the adoption of the Criminal Code of Ukraine in 2001.

Keywords: health; factors; crime; criminal responsibility; Criminal Code of Ukraine.

UDC 343.163:343.132

Sakal Vitaliy – PhD

PROSECUTOR'S PLACE AND ROLE AS A PROCEDURE SUPERVISOR IN PRETRIAL INVESTIGATION MANAGEMENT

Due to prosecutor's definition as a key authoritative subject of pretrial investigation the discussion on prosecutor's procedure supervision of it is taking place. Different scientific schools' representatives evaluate this activity ambiguously. According to part 2 article 36 CPC of Ukraine prosecutor performing law observance oversight during pretrial investigation in a form of procedure supervision is authorized to start the pretrial investigation, to be accessed to all materials, documents and other information concerning pretrial investigation, to charge pretrial investigation body with conducting of pretrial investigation, to countermand the illegal or ill-founded investigators' decisions, to make procedural decisions, to inform the person about suspicion, to make the civil complaint, to affirm or not affirm the bill of indictment etc. But prosecutor haven't to perform the investigator's functions. Prosecutor either acknowledges the procedural acts of investigator as legal and approve it or doesn't acknowledge and reject investigator's applications, recognizes the extent of evidences as sufficient to inform the person about suspicion and regulates further investigation. Investigator in his turn selects tactical methods of crime investigation

and receives the prosecutor's approval on them. Thus a kind of investigator and prosecutor's tandem is creating to investigate the crime. Simultaneously legislator in CPC of Ukraine has strengthened the judiciary control function on personal rights, freedoms and interests' adhering in criminal procedure and assign the investigative judge to it. Therefore most procedure acts and decisions during pretrial investigation which are to restrict personal rights, freedoms and interests have to be approved by investigative judge.

Keywords: prosecutor; law observance oversight; procedure supervision; pretrial investigation; criminal procedure; criminal procedure guarantees.

UDC 343.54

Nebytov Andriy – PhD,
Researcher of Department of
Criminology and Penal Law
of the National Academy of
Internal Affairs

LEGISLATIVE SUPPORT AGAINST SEXUAL EXPLOITATION IN UKRAINE

Every person has rights such as life and health, honor and dignity, but unfortunately, they are violated during the whole time of existence of society and the state. The most shameful encroachment on these rights should include the offences of sexual exploitation. Hundreds of such crimes are registered every year, and behind them are people's lives, mental and physical health which are quite essential and often incorrigible. The work of law enforcement and public authorities, and other entities, combating sexual exploitation should be carried out strictly in compliance with the requirements of national legislation. The wide range of international treaties, laws of Ukraine and regulatory documents, which are discussed in this article regulate various aspects of this work.

The world community has been carrying out various activities to combat the sexual exploitation for a long time and this is reflected in