

MINISTRY OF EDUCATION AND SCIENCE OF UKRAINE
Vinnitsia National Agrarian University

Faculty of Management and Law
Department of Law



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EDUCATIONAL DISCIPLINE PROGRAM

LEGAL REGULATION OF ADMINISTRATIVE RELATIONS

Level of higher education Second (master's)
Branch of knowledge 08 Law
Specialty 081 Law
Educational and professional program Law

Vinnytsia 2023

Program of the academic discipline "Legal regulation of administrative relations". The second level of higher education (master's), field of knowledge 08 Law, specialty 081 Law, educational and professional program Law, 2023, 8 p.

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The work program was considered and approved at the meeting of the law department

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The work program was reviewed and approved at a meeting of the scientific and methodological commission of the university

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1. Abstract of the academic discipline

The educational discipline "Legal regulation of administrative relations" is designed to expand the knowledge of students of higher education about the objects and subjects of the law of administrative relations, the legal nature of human rights and freedoms, the forms of their implementation, as well as about the system of national and international means of protecting human rights and freedoms .

The purpose of studying the discipline is to form a system of knowledge regarding the historical prerequisites and the modern development of the system of legal protection of the individual; legal outlook, legal awareness and legal culture of a jurist, legal thinking; application of theoretical legal knowledge in practice.

The task of the discipline is systematization and expansion of knowledge about administrative relations; obtaining skills and ideas necessary for administrative relations; study of existing international legal mechanisms for achieving a high level of human rights protection; familiarization with the principles on which administrative relations are based.

2. Competencies and learning outcomes

As a result of studying the academic discipline, the student of higher education must possess integral, general and professional competences, in particular:

Integral competence (IC).

The ability to solve complex specialized tasks and practical problems in the field of legal activity or in the learning process, which involves the application of certain theories and methods of the relevant science and is characterized by the complexity and uncertainty of conditions.

General competences (CG):

ZK 1. Ability to abstract thinking, analysis and synthesis.

ZK 2. Ability to apply knowledge in practical situations.

ZK 6. The ability to generate new ideas (creativity).

Special (professional) competences (SK):

SC 1. The ability to apply the principles of the rule of law to solve complex problems and problems, including in situations of legal uncertainty.

SK 4. Ability to assess the interaction of international law and international legal systems with the legal system of Ukraine.

SK 14. The ability to independently prepare drafts of regulatory and legal acts, justify the social conditionality of their adoption, predict the results of their impact on relevant social relations

The discipline provides program learning outcomes:

PRN 1. Assess the nature and character of social processes and phenomena, demonstrate understanding of the limits and mechanisms of their legal regulation.

PRN 10. Analyze the interaction of international law and international legal systems with the legal system of Ukraine on the basis of awareness of the main modern legal doctrines, values and principles of the functioning of law.

The study of this discipline forms social skills (softskills) in students of education: communication (implemented through: method of working in pairs and groups, self-presentation method), teamwork (implemented through: project method), leadership skills (implemented through: work in groups, project method, self-presentation method).

3. Prerequisites for studying the discipline

The educational discipline is based on the study of the following disciplines: "Administrative law", "Administrative justice", "Administrative process".

4. Program of academic discipline

Attestation 1. Administrative and legal regulation in the spheres of administrative and political activity of the state.

Topic 1. Administrative and legal regulation in the spheres of security and protection of the state border.

General characteristics of the foundations of national security of Ukraine. Organization of state administration in the field of security. The state border and its protection and security.

Topic 2. Administrative and legal regulation in the sphere of justice.

General characteristics of state legal policy. Organization of state administration in the field of justice. Forms of activity of the Ministry of Justice of Ukraine. State control in the sphere of justice.

Topic 3. Administrative and legal regulation in the field of internal affairs.

General characteristics of the sphere of internal affairs. Organization of state administration in the field of internal affairs. The National Police is an integral part of the internal affairs bodies. Police measures.

Attestation 2. Legal regulation of the organization of state administration

Topic 4. Administrative and legal regulation in the field of defense.

General principles of defense organization. The Armed Forces of Ukraine and military duty. Organization of state administration in the field of defense. Defense control.

Topic 5. Administrative and legal regulation in the field of foreign affairs.

General characteristics of state policy in the field of foreign relations. Organization of state administration in the field of foreign affairs. Diplomatic service. State control in the field of foreign affairs.

5. Control questions from the course of the academic discipline.

1. Regulation of administrative relations.
2. Legal instruments of influence of the legal system of administrative relations on the legal order of Ukraine, in particular the question of supranationality.
3. Legal obligations of Ukraine in the field of administrative relations.
4. Legal obligations of Ukraine in the field of human rights and mechanisms of control over their implementation.
5. The practice of consideration of disputes with the participation of Ukraine in judicial institutions.
6. The system of the law of external communications.
7. Good faith performance of obligations of administrative relations.
8. Declaration on the principles of administrative relations, regarding friendly relations and cooperation between states.
9. General characteristics of the foundations of national security of Ukraine.
10. Organization of state administration in the field of security.
11. The state border and its protection and security.
12. General characteristics of state legal policy.
13. Organization of state administration in the field of justice.
14. Forms of activity of the Ministry of Justice of Ukraine.
15. State control in the sphere of justice.
16. General characteristics of the sphere of internal affairs.
17. Organization of state administration in the field of internal affairs.
18. The National Police is an integral part of the internal affairs bodies.
19. Police measures.
20. General principles of defense organization.
21. The Armed Forces of Ukraine and military duty.
22. Organization of state administration in the field of defense.
23. Defense control.
24. General characteristics of state policy in the field of foreign relations.
25. Organization of state administration in the field of foreign affairs.
26. Diplomatic service.
27. State control in the field of foreign affairs.

6. Recommended sources of information

The main ones

1. Administrative law of Ukraine (general part): study guide / O.I. Ostapenko, M.V. Kovaliv, S.S. Yesimov, L.S. Hulak., N.Ya. Otchak, L.O. Ostapenko Lviv: NU "Lviv Polytechnic", 2019. 504 p.
2. Administrative law of Ukraine. Full course: textbook / edited by V. Galunka, O. Pravotorova. The third edition. Kyiv: Academy of Administrative and Legal Sciences, 2020. 466 p.
3. Course of administrative law of Ukraine: textbook / edited by O.V. Kuzmenko. 3rd ed., supplement. Kyiv: Yurinkom Inter, 2018. 904 p.
4. Administrative law: education. manual / V.V. Bashtannyk, I.D. Shumlyayeva 2nd ed., revised. and additional Dnipro: DRIDU NADU, 2018. 200 p.
5. Administrative law: education. manual for higher education graduates education / [Yu. P. Bityak, V. M. Harashchuk, V. V. Zuy, etc.]. Kind. 6th, add. and processing Based on the legislation as of April 1. 2021. Kharkiv: Pravo, 2021. 196 p.
6. Administrative law of Ukraine. Complete course: textbook / V. Galunko, P. Dikhtievskiy, O. Kuzmenko, etc.; under the editorship V. Galunka, O. Pravotorova. The fourth edition. Kherson: OLDI-PLUS, 2021. 656 p.
7. Medyanyk V.A. Organizational and legal foundations of state social policy in Ukraine: monograph. Zaporizhzhia: VD "Helvetika", 2021. 406 p.
8. Yermak O.O. Administrative and legal status of a civil servant in the system of law enforcement bodies: monograph. Zaporizhzhia: "Helvetika" Publishing House, 2021. 290 p.
9. Milienko O.A. Application of administrative acts as tools of public administration: theoretical, normative and praxeological aspects: monograph. Zaporizhzhia: Helvetica Publishing House, 2021. 518 p.
10. Zubko G.Yu. State infrastructure policy of Ukraine: administrative and legal principles of regulation: monograph. Kherson: Helvetica Publishing House, 2020. 412 p.
11. Podzigun G.V. Public administration in the field of digital transformation in Ukraine: thesis. ... candidate law Sciences: 12.00.07. Zaporizhzhia, 2021. 196 p.
12. Zamryga A. V. Administrative and legal support of economic activity in Ukraine. Theory and practice: monograph. Kherson: "OLDI-PLUS", 2020. 374 p.
13. Popova L.M. Administrative and legal principles of control in the field of entrepreneurial activity: monograph. Kharkiv: Maidan, 2018. 544 p.
14. Black V.D. Administrative and legal regulation of the functioning of the system of local self-government bodies in Ukraine: thesis ... candidate law Sciences: 12.00.07. Zaporizhzhia, 2021. 228 p.
15. Maslova A.B. Bodies implementing state customs policy as a component of the public administration system: organizational and legal aspects of reform: monograph. Zaporizhzhia: Helvetica Publishing House, 2020. 388 p.
16. Gubanov O.O. Legal responsibility of public servants as an institution of service law of Ukraine: monograph. Kherson: Helvetica Publishing House, 2020. 386 c.
17. Gubanov O.O. Legal responsibility of public servants as an institution of service law of Ukraine: monograph. Kherson: Helvetica Publishing House, 2020. 386 c.

18. Ivanova G.S. The current state and prospects for the development of administrative and legal regulation in the agro-industrial complex of Ukraine: monograph. Kharkiv: Pravo, 2020. 352 p.

19. Boyko O.V. Guarantees of ensuring the legality of the provision of public services in Ukraine: dissertation. ... candidate law Sciences: 12.00.07. Zaporizhzhia, 2020. 231 p.

20. Evdokimov P.V. Administrative and legal regulation of the implementation of personnel support in public administration bodies in Ukraine: diss. ... candidate law Sciences: 12.00.07. Zaporizhzhia, 2020. 237 p..

Additional

1. Gathii James Thuo. Africa. The Oxford Handbook of the History of International Law; ed. Bardo Fassbender, Anne Peters. 2012. DOI: 10.1093/law/9780199599752.003.0018
2. Gerrit W. Gong. The Standard of "Civilization" in International Society. Oxford University Press, 1984. 267 p.
3. Peñas Esteban Fr. J. Standard of civilization: The history of international relations. *Relacione Internacionales*. 2019. No. 40. P. 171–195.
4. Koskenniemi M. The Gentle Civilizer of Nations: The Rise and Fall of International Law, 1870–1960. Cambridge: Cambridge University Press, 2001. 569 p.
5. Rutkowski and Others v. Poland. No. 72287/10. 7 July 2015. URL: <http://hudoc.echr.coe.int/eng?i=001-58920>
6. Kuijer M. The Right to a Fair Trial and the Council of Europe's Efforts to Ensure Effective Remedies on a Domestic Level for Excessively Lengthy Proceedings. *Human Rights Law Review* 13(4): 777–794. URL: https://www.ejtn.eu/Documents/About%20EJTN/Independent%20Seminars/Human%20Rights%20BCN%20229%20April%202014/KUIJER_Fair_Trial_Lengthy_Proc_CoE_2013.pdf
7. Basenko R.O., Sharavara R.I., Avanesyan H.M. Theoretical and legal principles of harmonization of the legislation of Ukraine and the European Union. *Legal scientific electronic journal*. 2022. No. 3. P. 241-244.
8. Behruz H. Comparative international law - an actual direction of legal research. *Scientific works of the National University "Odesa Law Academy"*: coll. of science Odesa Ave., 2015. Vol. 16, pp. 51–60.
9. Gutsova O.S., Yakovyuk I.V. Environmental diplomacy of the European Union. *Legal scientific electronic journal*. 2022. No. 5. P. 634-637.
10. Activities of international bodies to ensure international legal responsibility in public law: materials of the International Scientific and Practical Conference, Dnipro, October 25, 2019. Dnipro. 2019. 105 p.
11. Koverznev M.S. Responsibility in international law. *Almanac of international law*. 2017. No. 13. P. 49–56.
12. Kurbanov A.F. International regional law: theoretical and practical issues: monograph. Baku: Elm, 2016. 280 p.

13. Kukharchuk O.V., Tkachenko R.O., Senatorova O.A. Responsibility of states in international law. Legal scientific electronic journal. 2022. No. 5. P. 646-648.
14. Mohd N. International public law: fragmentation and regionalization. Interscience. Series: Legal Sciences. 2021. No. 6. P. 83–88. URL: <https://www.inter-nauka.com/uploads/public/16266952799562.pdf>
15. Merezhko A. A. In what sense can we talk about comparative international law? URL: <https://www.academia.edu/>
16. Taranenko M.M., Tsaryk O.V., Dmytrienko K.O. Treaties and their impact on international relations. Modern problems of international law. Legal scientific electronic journal. 2022. No. 3. P. 260-264
17. Shukyurov T.Yu. Consultative jurisdiction of the European Court of Human Rights in accordance with Protocol 16 to the European Convention on Human Rights: prospects for its further development. Journal of the Kyiv University of Law. 2021. No. 4. P. 194-199.
18. Chulinda L.I., Krasnytska A.V. The modern problem of the official text of international treaties. Legal scientific electronic journal. 2022. No. 1. P. 331-334.

Information resources

- <http://portal.rada.gov.ua>- Official website of the Verkhovna Rada of Ukraine.
<http://kmu.gov.ua>- Official website of the Cabinet of Ministers of Ukraine.
<http://ccu.gov.ua>- Official website of the Constitutional Court of Ukraine.
<http://president.gov.ua>- Official website of the President of Ukraine.
<http://www.nau.ua>Information and search legal system "Regulatory Acts of Ukraine (NAU)".
<http://www.konspekt.com>- Educational portal "Preparing for classes"
<http://www.osvita.org.ua/>- Educational portal
<http://student.pp.ua/load>- Student portal of Ukraine.